

September 22, 2014

RESS, EMAIL & COURIER

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

Attention: Ms. K. Walli, Board Secretary

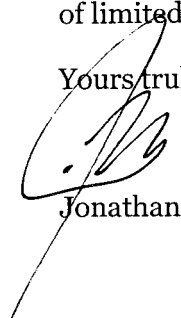
Dear Ms. Wali:

**Re: Union Gas Limited - Application for Leave to Acquire Under Section
43(2)(a) of the *Ontario Energy Board Act* (EB-2014-0275)**

We are counsel to the applicant in the above referenced proceeding. In the application, as filed on August 26, 2014, Union Gas seeks leave to acquire, from Tribute Resources Inc., the remaining 25% of the shares of Tipperary Gas Corp. that it does not already hold, as well as the remaining 23.8477% limited partnership interest in Huron Tipperary Limited Partnership 1 that it does not already hold.

We have become aware of a relatively recent decision of the Ontario Energy Board which clarifies that leave of the Board is not required for the purpose of acquiring limited partnership interests. The Board reached this conclusion in the context of an application under s. 86(2)(a) of the *Ontario Energy Board Act* in EB-2013-0078/0079/0080. While s. 86(2)(a) applies in the electricity context, the language is otherwise identical to s. 43(2)(a) which applies in the gas context. As such, by way of this letter we wish to modify the application so as to clarify that Union's request for leave under s. 43(2)(a) should apply only in respect of its proposed acquisition of the shares of Tipperary Gas Corp. and should not apply to its planned acquisition of limited partnership interests in Huron Tipperary Limited Partnership 1.

Yours truly,



Jonathan Myers

cc: Mr. M. Murray, Union Gas Limited
Mr. C. Keizer, Torys LLP