

October 22, 2014

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

Dear Ms Walli:

**Re: EB-2014-0012 – Union Gas Limited – Hagar Liquefaction Service Rate**

This letter is in response to the letter of Northeast Midstream LP ("Northeast") dated today, October 22, 2014.

Northeast has proposed a schedule for the hearing of its motion that will inordinately delay Union's application and be to Union's prejudice in moving its proposed project forward. Union has proposed an efficient and fair process in its letter of October 21, 2014. Under Union's proposal, both parties will have an opportunity to file evidence, parties will have an opportunity to cross-examine on that evidence at the outset of the proceeding on October 27 and to make oral submissions at the completion of the evidence. There is no requirement that written submissions be made at the completion of hearing any evidence in support of the motion and given the potential delay, it would be preferable that both parties make submissions at the completion of evidence (not unlike as contemplated in the Board's current schedule for hearing submissions on the application). The Board would then be in a position to deal with Union's application and make a decision on both the motion and the application at a later date.

Union's notice of its intent to file evidence was filed with the Board in accordance with the Board's Procedural Order. The evidence will not be extensive and will deal with discrete aspects of the affidavits filed in support of Northeast motion.

The schedule proposed by Northeast is unduly protracted. The provision for cross-examination set out in the schedule seems to imply examinations outside of the hearing room, which is not the practice before the Board. The Board has previously scheduled hearing days which no one has objected to and should be used for this matter. At various times, Northeast has indicated that it is prepared to deal with its motion at the outset of the hearing. Union's proposed approach will make that possible in a fair manner.

With respect to Board Staff's request for interrogatories, Union believes that there will be sufficient opportunity for the evidence filed in the motion to be fully canvassed and explored on cross-examination.

Yours truly,

A handwritten signature in black ink, appearing to read 'Charles Keizer', with a large, sweeping flourish extending to the left.

Charles Keizer

CK/dh

cc: EB-2014-0012 intervenors  
David E. Lederman (Goodmans LLP)  
Karen Hockin (Union Gas)  
Michael Millar (Legal Counsel, OEB)

11229-2103 18299993.1