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Our File No. 339583-196

January 27, 2015

By electronic filing

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

Dear Ms. Walli

**Re: Natural Resource Gas Limited (“NRG”)
Oral Hearing – Threshold Question
Notice of Motion to Vary and Review Decision and Order (the “Notice of
Motion”)
Board File #: EB-2014-0375**

We are in receipt of the letter from the Ontario Energy Board (the OEB) dated January 23, 2015 and sent in response our letter of January 20, 2015 in which we argued, on behalf our client, Canadian Manufacturers and Exporters (CME), that the appropriate allocation of the differential between the penalty amounts recovered by Union Gas Limited (Union) from non-compliant direct purchasers and the actual gas costs Union incurred to remedy their defaults is an issue which is inextricably linked to the issue of penalty amounts.

On the basis of the OEB’s finding that the allocation issue is out of the scope of the above referenced Motion proceeding, CME will not be making submissions on the threshold issue in this matter.

CME reserves its right to make submissions regarding the appropriate allocation of the differential between penalty amounts recovered and the cost to remedy defaults in future proceedings involving penalty amounts.

Yours very truly



Emma Blanchard

c. John Campion (NRG)
EB-2014-0375 Intervenors
Paul Clipsham (CME)

Lawyers | Patent & Trade-mark Agents