

August 12, 2015

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Ontario Energy Board
Applications Division
PO Box 2319
#2700, 2300 Yonge Street
Toronto, Ontario M4P 1E4

**Attention: Mr. John Pickernell
Application Administration**

Dear Mr. Pickernell:

**Re: Pembina Infrastructure and Logistics LP ("Pembina")
Request for Confidentiality
Board File No.: EB-2015-0032**

In the Ontario Energy Board's ("OEB") correspondence dated August 6, 2015, in respect of Pembina's filing dated July 27, 2015, the OEB requested that Pembina provide additional information to support our request to file certain geomechanical assessments (the "Assessments") on a confidential basis.

The geomechanical assessment completed in 1994 (the "1994 Assessment") was conducted by a third party and shared with Pembina's predecessor in interest at the Corunna facility, Dow Chemical Canada Inc. ("Dow"), in connection with the potential development of Caverns 61-62 and 69-70. The agreement between Dow and the applicable third party pursuant to which the 1994 Assessment was arranged requires Pembina, as predecessor in interest to Dow, to only use the 1994 Assessment for its internal purposes, maintain the 1994 Assessment on a confidential basis and not disclose the 1994 Assessment to any third party without the prior written permission of the third party, among other conditions.

In order to disclose the 1994 Assessment to the OEB as part of the above noted application, Pembina sought the requisite approval of the third party in accordance with its contractual obligations. Pembina received the requisite approval from the third party prior to the filing of the Assessments; however, such approval was granted on the condition that Pembina continue to maintain the 1994 Assessment in a confidential manner and to not disclose the 1994 Assessment without advising the receiving party of the confidential nature of the assessment and obtaining covenants from the receiving party that it will maintain the 1994 Assessment in the strictest confidence.

As a result of its commitments outlined above, Pembina respectfully requests that in accordance with Rule 10 of the OEB's Rules of Practice and Procedure, the OEB treat the 1994 Assessment as confidential on the grounds that the disclosure of the 1994 Assessment would impede Pembina's capacity to fulfill an existing contractual obligation. Pembina's failure to fulfill such an obligation will invariably cause harm to Pembina's



commercial relationship with the third party and is likely to cause reputational damage as it relates to Pembina's future commercial endeavors, especially those with third parties.

In addition to the 1994 Assessment, Pembina also requested in its July 27, 2015 filing that a geomechanical assessment completed in 1987, a geomechanical assessment completed in 1992 and a qualified opinion outlining the current adequacy of the Assessments be filed on a confidential basis. Pembina respectfully requests that the qualified opinion also be treated as confidential on the same grounds as the 1994 Assessment outlined above given it includes and discusses confidential information from the 1994 Assessment as part of the opinion. With respect to the 1987 and 1992 Assessments, Pembina has since reviewed its records in respect of same following receipt of the OEB's correspondence dated August 6, 2015, and has determined that they are not subject to the third party agreement described above, are therefore not confidential in nature and can be disclosed to the public as part of the above noted application.

If you require additional information or have any questions with regards to this filing, please contact Melissa Lundy, Regulatory Advisor at (403) 231-3153 or by email at mlundy@pembina.com.

Sincerely,

Original Signed By

Melissa Lundy
Regulatory Advisor

cc: List of Intervenors in EB-2015-0032