

November 21, 2016

**BY COURIER & RESS**

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
Suite 2700, 2300 Yonge Street  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Union Gas Limited -EB-2016-0186 / Panhandle Reinforcement Project**

We are legal counsel to Union Gas Limited ("Union").

On October 13, 2016, Union filed a response to Undertaking JT1.9 given at the October 4 technical conference, which consisted of an Excel spreadsheet setting out the daily consumption in the winter Windsor market for generation and non-generation load, including a total. Union filed the requested data with the Ontario Energy Board (the "Board") in confidence because of commercial sensitivity. As noted in the technical conference transcript at page 37, the commercial sensitivity is due to the existence of the competitive electricity market where if the data were on the public record, historical dispatch information could potentially be extracted which could compromise generators' future dispatch. Mr. Dwayne Quinn on behalf of Federation of Rental Providers of Ontario ("FRPO") received a copy of the information in question subsequent to executing a declaration and undertaking in the Board's standard form. The Board has not yet ruled on the confidential nature of the schedule provided in response to Undertaking JT 1.9.

On November 19, 2016, Mr. Quinn filed with the Board a compendium of materials for purposes of cross-examination. Without Union's consent, the compendium included data extracted from the aforementioned schedule forming the response to Undertaking JT 1.9. While the information set out by Mr. Quinn in his compendium is not confidential by its nature, it does form part of a confidentiality request made by Union that has not yet been ruled on by the Board.

As a result, Union requests that the remaining information contained in the schedule forming Undertaking JT1.9, being generation and non-generation load in the Windsor market, be found to be confidential and protected from disclosure in this proceeding.

Yours truly,



Charles Keizer

CK/

cc: EB-2016-0186 (2016 Rates) Intervenor  
Karen Hockin, Union Gas Limited