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Our File # 339583-259 and 261

By electronic filing

March 5, 2019

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street, 27<sup>th</sup> floor  
Toronto, ON M4P 1E4

Dear Ms. Walli

**Re: Union Gas Limited (“Union”)  
2016 Disposition of Demand Side Management (“DSM”) Deferral & Variance Accounts  
Board File #: EB-2018-0300**

**Re: Enbridge Gas Distribution Inc. (“EGD”)  
2016 Disposition of Demand Side Management (“DSM”) Deferral & Variance Accounts  
Board File #: EB-2018-0301**

We are counsel to Canadian Manufacturers & Exporters (“CME”) in the above-noted proceeding. Pursuant to Procedural Order No. 1 dated January 21, 2019, please consider this letter as CME’s Submissions regarding the applications by EGD and Union (together, the “Applicants”) regarding the disposition of the 2016 demand side management deferral and variance accounts.

CME does not oppose the bulk of the Applicants’ application; however, having reviewing Board Staff’s submissions regarding the Utility-Adjusted 2016 targets,<sup>1</sup> CME is concerned that the adjustments to OEB approved fixed targets for the 2016 program year which are proposed by the Applicants may negate the impact to utilities of a failure to effectively screen out free riders. Such an outcome would not serve the objective of incentivising utilities to ensure that that programing is directed at customers who would not otherwise make efficiency improvements and is therefore inappropriate.

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<sup>1</sup> Ontario Energy Board, OEB Staff Submission, March 5, 2019, 2016 Demand Side Management Variance Accounts, EB-2018-0300 / EB-2018-0301, p. 6.

Yours very truly

**Borden Ladner Gervais LLP**

A handwritten signature in blue ink, appearing to read "Scott Pollock".

Scott Pollock

- c. Adam Stiers (Union and EGI)  
Miriam Seers (Torys)  
Intervenors EB-2018-0301 and EB2018-0300  
Alex Greco

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