25 Adelaide St. E Suite 1602 Toronto ON, M5C 3A1



May 20, 2008

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

Dear Ms. Walli,

Re: EB-2005-0551 Union Gas Limited Settlement Agreement
June 13, 2006

In the above noted Settlement Agreement<sup>1</sup>, the parties agreed that "...once sufficient operating experience has been gained and in any event no later than March 31, 2009, interested customer groups and Union will convene to evaluate and discuss the experience and success of the services offered as a result of this proceeding. At that time, any party may propose further modifications to the rate schedules."

Since few of the large new gas-fired generators coming into service in 2008 are likely to have had more than a few months of "sufficient operating experience" by March 2009, it may be prudent to explore whether or not a later date might be more useful, for example late 2009 or early 2010.

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<sup>&</sup>lt;sup>1</sup> <u>Union Gas Limited Settlement Agreement:</u> Rates for Gas-Fired Generators (and other qualified customers), p.12

I do not think APPrO or its members would be necessarily opposed to a delay in the interests of ensuring the best outcome in such discussions, but in any event it is certainly worth having the conversation so that everyone's time is utilized in the best manner.

Sincerely,

**David Butters** 

President