

**ONTARIO ENERGY BOARD**

**IN THE MATTER OF** the Ontario Energy Board Act,  
1998, S.O. 1998, c. 15 (Sched. B), as amended;

**AND IN THE MATTER OF** an Application by Enbridge  
Gas Distribution Inc. for an Order or Orders approving or  
fixing rates for the sale, distribution, transmission, and  
storage of gas.

**NOTICE OF INTERVENTION  
TRANSALTA COGENERATION L.P. AND TRANSALTA ENERGY CORP.  
("TransAlta")**

September 14, 2006

**MACLEOD DIXON LLP**  
Toronto-Dominion Centre  
Canadian Pacific Tower  
100 Wellington Street West,  
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*Counsel for TransAlta*

## **Statement of Interest**

1. TransAlta Cogeneration L.P. and TransAlta Energy Corp. ("TransAlta") are electricity generation companies with generation assets in Canada, the U.S., Mexico and Australia. In Canada, TransAlta is one of the largest non-regulated power generation and wholesale marketing companies in the country. With approximately 10,000 megawatts of capacity in operation, under construction or in development, TransAlta's focus is to efficiently operate its assets in order to provide wholesale customers with a reliable, low-cost, source of power.
2. In Ontario, TransAlta Energy Corp. owns a 575 MW gas-fired electricity plant in Sarnia, and is majority owner of TransAlta Power L.P. which owns three gas-fired cogeneration plants: 68 MW in Windsor, 108 MW in Mississauga, and 68 MW in Ottawa. (In total TransAlta uses up to approximately 100,000 GJ/day of gas and is one of Enbridge Gas Distribution Inc.'s ("EGD's") largest customers).
3. TransAlta is particularly interested in all matters included in the EB-2006-0034 application (the "Application") that pertain to or impact natural gas-fired electricity generators and the gas storage and transportation infrastructure required to serve such generators.

## **Intervention**

4. TransAlta hereby gives notice of its intention to intervene in, and appear at, the hearing in the Application, including any proceedings or meetings relating to the hearing in the Application.
5. TransAlta reserves the right to be heard, to appear by or with counsel, to cross-examine on all matters raised during any hearing that may relate to its interests, to adduce evidence on specific matters of its choice related to the Application, and to present argument.

6. TransAlta hereby requests that the Board, Enbridge Gas Distribution Inc. and all other intervenors provide it and its counsel with copies of all evidence and correspondence related to the Application and any hearing relating to the Application.
7. The Board's Practice Direction on Cost Awards provides that electricity generators are not eligible for costs except in "special circumstances". The state of the application to date is not sufficient to determine whether special circumstances may be present in this proceeding. TransAlta therefore will not be claiming eligibility for a cost award at this time and reserves the right to apply for eligibility should special circumstances arise as this proceeding develops.

## **Communications**

8. All communications relating to this Application, this Notice of Intervention, and the Hearing should be directed to:

**TRANSALTA COGENERATION L.P. AND  
TRANSALTA ENERGY CORP.**

Box 1900, Station "M"  
110-12<sup>th</sup> Avenue S.W.  
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T2P 2M1

**Attention:** Mr. Rob Findlay

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**AND**

**TRANSALTA COGENERATION L.P. AND  
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**AND**

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**AND**

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**MACLEOD DIXON LLP**

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*Counsel for TransAlta*

**DATED** at Toronto, Ontario this 14<sup>th</sup> day of September, 2006.

**TRANSALTA COGENERATION L.P. AND TRANSALTA ENERGY CORP.**

By their Counsel, Macleod Dixon LLP



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Elisabeth (Lisa) DeMarco

**TO:**

*the Applicant:*

**Enbridge Gas Distribution Inc.**

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Willowdale, Ontario M2J 1P8

**Attention:** Mr. Patrick Hoey  
Director, Regulatory Affairs

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**AND**

**Enbridge Gas Distribution Inc.**

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**AND**

*the Applicant's counsel:*

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**AND**

**Ontario Energy Board**

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**Attention:** Ms. Kirsten Walli  
Board Secretary

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