

December 6, 2022

VIA RESS

Ms. Nancy Marconi
Registrar
ONTARIO ENERGY BOARD
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Ian A. Mondrow
Direct 416-369-4670
ian.mondrow@gowlingwlg.com

Assistant: Cathy Galler
Direct: 416-369-4570
cathy.galler@gowlingwlg.com

Dear Ms. Marconi:

Re: EB-2022-0157 – Enbridge Gas Inc. (EGI) Panhandle Regional Expansion Project.

Declaration and Undertakings – Confidential Filings

EGI has claimed confidentiality in respect of certain materials filed in response to Technical Conference Undertakings JT1.21 and JT1.23. As counsel for IGUA we hereby request access to that confidential information. Enclosed please find Declaration and Undertakings for each of the writer, our associate, Chris Hummel and our regulatory support person, Cathy Galler.

We request a direction from the Board to EGI to provide us with such information pursuant to section 6.1.8 of the Board's *Practice Direction on Confidential Filings*.

Yours truly,



Ian A. Mondrow

c: S. Rahbar (IGUA)
D. Janisse (EGI)
T. Persad (EGI)
C. Keizer (Torys)
Z. Crnojacki (OEB Staff)

ONTARIO ENERGY BOARD

Enbridge Gas Inc.

**Application for leave to construct natural gas pipeline
and associated facilities in the Municipality of Chatham Kent,
Municipality of Lakeshore, Town of Kingsville and Municipality
of Leamington**

DECLARATION AND UNDERTAKING

I, Ian Mondrow, am a partner of Gowling WLG (Canada) LLP, counsel of record for INDUSTRIAL GAS USERS ASSOCIATION.

DECLARATION

I declare that:

1. I have read the *Rules of Practice and Procedure* of the Ontario Energy Board (the "OEB"), the *Practice Direction on Confidential Filings*, and all Orders of the OEB that relate to this proceeding.
2. I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the OEB as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
3. I understand that execution of this Declaration and Undertaking is a condition of an Order of the OEB, that the OEB may apply to the Superior Court of Justice to enforce it.

UNDERTAKING

I undertake that:

1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the OEB.
3. I will not reproduce, in any manner, Confidential Information without the prior written approval of the OEB. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
4. I will protect Confidential Information from unauthorized access.
5. With respect to Confidential Information other than in electronic media, I will, within 10 days after the end of this proceeding or within 10 days after the end of my participation in this proceeding destroy such documents and materials and file with the Registrar a certification of destruction in the form prescribed by the OEB pertaining to the destroyed documents and materials.
6. With respect to Confidential Information in electronic media, I will:
 - (a) Within 10 days after the end of this proceeding or within 10 days after the end of my participation in this proceeding, expunge all documents and materials containing Confidential Information, including notes, charts, memoranda, transcripts and submissions based on such Confidential Information, from all electronic apparatus and data storage media under my direction or control and file with the OEB a certificate of destruction in the form prescribed by the OEB pertaining to the expunged documents and materials; and
 - (b) continue to abide by the terms of this Declaration and Undertaking in relation to any such documents and materials to the extent that they subsist in any electronic apparatus and data storage media under my direction or control and cannot reasonably be expunged in a manner that ensures that they cannot be retrieved.
7. For the purposes of paragraphs 5 and 6, the end of this proceeding is the date on which the period for filing a review or appeal of the OEB's final order in this proceeding expires or, if a review or appeal is filed, upon issuance of a final decision on the review or appeal from which no further review or appeal can or has been taken.

8. I will inform the Registrar immediately of any changes in the facts referred to in this Declaration and Undertaking.

Dated at Toronto, Ontario this 6th day of December, 2022.



Ian Mondrow

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ONTARIO ENERGY BOARD

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**Application for leave to construct natural gas pipeline
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DECLARATION AND UNDERTAKING

I, Chris Hummel, am an associate of Gowling WLG (Canada) LLP, counsel of record for INDUSTRIAL GAS USERS ASSOCIATION.

DECLARATION

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Chris Hummel

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ONTARIO ENERGY BOARD

Enbridge Gas Inc.

**Application for leave to construct natural gas pipeline
and associated facilities in the Municipality of Chatham Kent,
Municipality of Lakeshore, Town of Kingsville and Municipality
of Leamington**

DECLARATION AND UNDERTAKING

I, Cathy Galler, am an employee of Gowling WLG (Canada) LLP, counsel of record for INDUSTRIAL GAS USERS ASSOCIATION.

DECLARATION

I declare that:

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