



EB-2007-0598

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

AND IN THE MATTER OF an Application by Union
Gas Limited for an order or orders amending or
varying the rate or rates charged to customers as of
July 1, 2007.

PROCEDURAL ORDER NO. 3

Union Gas Limited ("Union" or the "Applicant") filed an application on April 27, 2007 with the Ontario Energy Board (the "Board") seeking approval for final disposition and recovery of certain 2006 year-end deferral account balances and the 2006 year-end earnings sharing amount. Union also proposes that the impacts which result from the disposition of 2006 deferral account balances and 2006 earnings sharing, be implemented on July 1, 2007 to align with other potential rate changes expected to result from the Quarterly Rate Adjustment Mechanism ("QRAM") proceeding.

On May 16, 2007 the Board issued its Notice of Written Hearing and Procedural Order No. 1 setting the dates for submissions on Union's evidence and other procedural matters. As part of the Order, any parties that objected to proceeding by way of written hearing were required to provide good reason why any issues should proceed by way of an oral hearing.

On June 22, 2007 the Board issued Procedural Order No. 2 involving a confidentiality request, to schedule an oral hearing, and to amend some scheduled dates with regards to this proceeding.

On June 25, 2007, IGUA filed a letter with the Board requesting answers to additional interrogatories with respect to the “Deferred Taxes Issue” as described in Procedural Order No. 2. IGUA also requested that the names of any witnesses from Union and Ernst and Young, who will be testifying on July 9, 2007, to support Union’s claim, be provided to all interested parties.

The Board considers it appropriate that Union provide responses to IGUA’s additional interrogatories.

The Board considers it appropriate to make provision with respect to the submission of any evidence which the parties intend to rely upon at the hearing scheduled for July 9, 2007.

The Board considers it appropriate to make provision to inform all parties of any witnesses that intend to appear at the hearing on July 9, 2007.

THE BOARD ORDERS THAT:

1. The Company shall file with the Board complete responses to IGUA’s additional interrogatories, filed on June 25, 2007, and deliver them to the Intervenor no later than Thursday, July 5, 2007.
2. Intervenor who wish to present evidence shall file that evidence with the Board and deliver it to the Company and the other Intervenor on or before Friday, July 6, 2007.
3. Anyone (Intervenor, Board staff or the Company) who intends to rely upon the testimony of a witness at the oral hearing on July 9, 2007, shall file a list of witnesses with the Board and deliver it to the Company and the other Intervenor on or before Friday July 6, 2007.
4. All parties shall file any materials with the Board Secretary, 10 hard copies and one electronic copy in searchable PDF format at boardsec@oeb.gov.on.ca , by 4:00pm on the date indicated, and copy all parties. Parties must also include the Case Manager, Vincent Cooney vincent.cooney@oeb.gov.on.ca and Board Counsel, Michael Millar

michael.millar@oeb.gov.on.ca on all electronic correspondence related to this case.

DATED at Toronto, June 29, 2007.

ONTARIO ENERGY BOARD

Original signed by

Peter H. O'Dell
Assistant Board Secretary