

AIRD & BERLIS LLP

Barristers and Solicitors

Scott Stoll
Direct: 416.865.4703
E-mail: sstoll@airdberlis.com

RECEIVED

SEP 23 2008

ONTARIO ENERGY BOARD

September 23, 2008

Via Email and Courier

Kirsten Walli *23/9/08*
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
27th Floor
Toronto, ON M4P 1E4

Dear Ms Walli:

**Re: Union Gas Limited Application to Discontinue Service of Natural Gas to
Natural Resource Gas Limited
Board File No. EB-2008-0273
Notice of Application for Intervention by IGPC Ethanol Inc. and Integrated
Grain Processors Co-operative Inc.**

Pursuant to the Notice of Application and Hearing issued by the Board on September 16, 2008 in respect of the above-noted proceeding, we attach Notice of Application for Intervention on behalf of IGPC Ethanol Inc. and Integrated Grain Processors Co-operative Inc. ("IGPC"). Two copies of IGPC's Notice of Application for Intervention are being delivered to the Board under separate cover.

Yours very truly,

AIRD & BERLIS LLP

Scott Stoll

Scott Stoll

SS/ct
Enclosure(s)

cc Union Gas Limited
mkitchen@spectraenergy.com

cc Crawford G. Smith, Torys LLP
csmith@torys.com

4384128.1

EB-2008-0273

OEB BOARD SECRETARY	
File No:	SubFile: <i>4</i>
Panel	
Licensing	<i>Nabih M,</i>
Other	<i>A. Pye, M.M.</i>
	<i>E.Z.</i>
09/04	<i>TRIM</i>

ONTARIO ENERGY BOARD

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 seeking approval to discontinue service of natural gas to Natural Resource Gas Limited pursuant to section 42(1) of the *Ontario Energy Board Act, 1998*.

NOTICE OF APPLICATION FOR INTERVENTION

1. IGPC Ethanol Inc. and the Integrated Grain Processors Co-operative Inc. ("IGPC") are the developer of a 150 million litre per year ethanol facility in the Town of Aylmer (the "Facility"). This Facility receives natural gas by means of a dedicated pipeline operated by Natural Resources Gas Limited ("NRG") which connects the Facility to the Union Gas Ltd. system.
2. Union Gas Ltd. has initiated a process whereby it could terminate gas service to NRG.
3. IGPC seeks full status of an intervenor in this proceeding and reserves its rights to file evidence, cross-examine witnesses, make submissions, and generally fully participate in this proceeding.
4. IGPC has entered into a number of contractual arrangements with NRG and Union Gas in respect of the delivery of natural gas to the ethanol facility. As such IGPC could be directly and adversely impacted by the outcome of this proceeding.
5. IGPC prefers correspondence in English.
6. All communications in respect of this proceeding should be copied to:

Mr. Jim Grey
CEO
IGPC
P.O. Box 205
89 Progress Drive
Aylmer, ON N5H 2R9

Email: jgrey@igpc.ca

Dennis M. O'Leary and
Scott Stoll
Barristers and Solicitors
Brookfield Place, 181 Bay Street
Suite 1800, Box 754
Toronto, On M5J 2T9

Email: doleary@airdberlis.com
Email: [sstoll@airdberlis.com](mailto:ssstoll@airdberlis.com)

7. IGPC is a ratepayer and has an interest in land that could be affected by the Union Gas Limited Application. In addition, the uninterrupted operation of the Facility is in the public interest. IGPC is therefore eligible and intends to seek an award of costs in this proceeding. As the outcome of this proceeding could have a material adverse impact upon IGPC, it is a necessary and proper party. Regardless of whether this application has been brought about by the unwillingness or inability of one or both of NRG or Union Gas Limited to resolve outstanding issues, IGPC should be able to recover its reasonable costs.

All of which is respectfully submitted.

Dated: September 23, 2008

AIRD & BERLIS LLP
Barristers and Solicitors
181 Bay Street, Suite 1800
Toronto, ON M5J 2T9

Tel: 416-865-4711 (Dennis O'Leary)
Tel: 416-865-4703 (Scott Stoll)
Facsimile: 416.863.1515

Counsel for IGPC

TO: Board Secretary
Ontario Energy Board

AND TO: The Applicant, Union Gas Limited
Mark Kitchen, Director, Regulatory Affairs
mkitchen@spectraenergy.com

AND TO: Crawford Smith
Torys LLP
csmith@torys.com
Counsel for Union Gas Limited