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ONTARIO ENERGY BOARD

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November 16, 2007

Kirsten Walli, Board Secretary
Ontario Energy Board
P.O. Box 2319, 26th Floor
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Dear Ms Walli:

**Re: Enbridge Gas Distribution Inc. : 2007 CASDA Application
EB-2007-0731**

We are counsel to Enbridge Gas Distribution Inc. ("EGD") in this Application.

The Notice of Application, issued by the Ontario Energy Board (the "Board", or the "OEB") on October 26, 2007 was served and published as directed by the Board, with the last publication date being November 10, 2007. This Notice provides that the Board may proceed by way of written or oral hearing, and that letters of intervention should indicate a party's preference for an oral or written hearing, and the reason for that preference.

To date, seven parties (Consumers Council of Canada, Electrical Distributors Association; Hydro One, Portlands Energy Centre, Schools Energy Coalition, Union Gas and Vulnerable Energy Consumers Coalition) have requested intervenor status. Only CCC made a submission about which mode of hearing is appropriate. Other parties either chose not to address the issue, or have no strong views about it. EGD, which did not address this issue in its Application, submits that there are good reasons to proceed in writing.

(i) Most amounts in 2007 CASDA have already been Court-approved

Almost all amounts included in CASDA, for which EGD seeks recovery, result from a settlement payment which was determined through mediation sessions with Mr. Justice Winkler, Ontario's current Chief Justice. The settlement payment has been specifically reviewed and approved by the Ontario Superior Court of Justice, which found the amount of the settlement to be appropriate. As a result, unlike many Applications where the balance recorded in deferral and variance accounts is at issue, there is no question about the prudence of the amounts included in CASDA.

(ii) There is no need to test evidence through an oral hearing

In some cases, an oral hearing is needed to assess the positions of competing experts, or to explore controversial evidence. This is not such a case. EGD has provided comprehensive prefiled evidence setting out the factual history and background to the

Application. What has occurred factually is not a matter of dispute. There is also no expectation that any intervenor will file evidence. Accordingly, EGD believes that there will not be any need for the testing of evidence through oral cross-examination. To the extent that parties have questions about how EGD proposes recovery of CASDA in rates or the impact on ratepayers, these can be fully addressed through interrogatories.

(iii) Parties will put their positions forward through argument

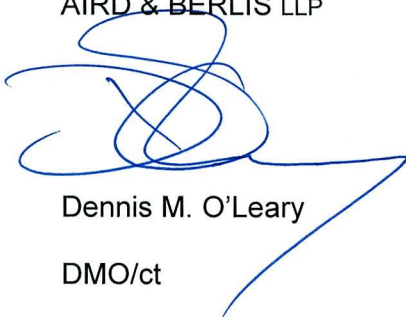
Given there are no facts in dispute, the positions which various parties take in respect of how the amounts recorded in CASDA should be recovered in rates, and how that recovery should be structured, are really matters of argument. Written argument gives parties the time to fully consider and respond to submissions made by others.

Based upon the foregoing and the obviously full regulatory schedule of the OEB, EGD believes that the flexibility of a written hearing would benefit all parties and the Board.

If you have any questions, please do not hesitate to contact us.

Yours very truly,

AIRD & BERLIS LLP



Dennis M. O'Leary

DMO/ct

c.c. Patrick Hoey, Enbridge Gas Distribution
Intervenors in EB-2007-0731