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SENT BY E-FILING & COURIER

Toronto, September 19, 2008

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, Suite 2700
PO Box 2319
Toronto, ON, M4P 1E4

Dear Ms. Walli:

**RE: Union Application to Discontinue Service
EB-2008-0273**

We are counsel to Natural Resource Gas Limited ("NRG").

Further to the Board's Notice of Application issued yesterday, we are notifying the Board of a couple of scheduling issues, and requesting that the Board: (a) coordinate the date of the Issues Day with the Board's scheduling in the EB-2008-0280 (Long-Term Contracting); and (b) move the proposed hearing date in the above-noted proceeding from October 20th and 21st, 2008 to the following week.

This request is being made for the following reasons: With respect to the Issues Day in the above-noted proceeding, NRG was advised by telephone yesterday that the Board has scheduled consultation sessions in the EB-2008-0280 (Long-Term Contracting) proceeding for the week of October 13, 2008. The EB-2008-0280 proceeding was convened by the Board to examine the long-term contracting practices of Ontario's natural gas utilities. As a result, NRG and Union are both compelled to participate in that proceeding. Based on our discussions with Board staff, NRG and Union will be required to attend the consultation for only a single day during that week. NRG is not a large utility, and the NRG representative attending the EB-2008-0280 proceeding will also need to attend the Issues Day. Consequently, we would ask that the Board coordinate the Issues Day with NRG's obligations in the EB-2008-0280 proceeding, to ensure that NRG is not double-booked at the OEB.

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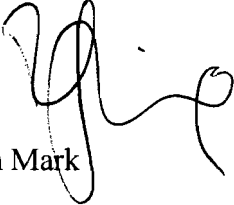
With respect to the proposed hearing dates, we have two difficulties. The first is a practical one – I will be out of the country during the week of October 20th, but am able to accommodate any hearing dates the following week (i.e., the week of October 27th). Second, the Notice of Application specifically states that the Issues Day will “determine procedural matters, such as the need for the filing of evidence”. If in fact it is determined at the Issues Day that evidence is required, there are only two business days between the Issues Day and the October 20th commencement of the oral hearing. This would almost certainly be an insufficient amount of time to provide evidence.

We would also ask the Board to reconsider their decision to hold the hearing in the Town of Aylmer, and not at the Board’s offices. With the exception of NRG for some reason, it is customary for the Board to hold proceedings in Toronto. There seems to be no good reason why a dispute that turns on contractual interpretation (and the circumstances forming the basis for that interpretation) should be held outside the Board’s offices. Further, both parties’ counsel are in Toronto.

Finally, the Notice does not mention what might govern the relationship between Union and NRG in the interim (i.e., post-September 30, 2008, which is when the current Bundled-T is set to expire). NRG is operating on the assumption that until the matter is resolved by the Board, the parties will proceed as if the Bundled-T continued on the same terms and conditions.

Should you have any questions, please contact the writer.

Yours very truly,


for Alan Mark

AM/mej

c.c. Crawford Smith, Torys
Mark Bristoll, NRG
Richard King, Ogilvy Renault