

October 7, 2008

Robert B. Warren
T: 416-947-5075
rwarren@weirfoulds.com

Kirsten Walli
Board Secretary
Ontario Energy Board
Suite 2701
2300 Yonge Street
Toronto ON M4P 1E4

Dear Ms Walli:

Re: EB-2008-0275

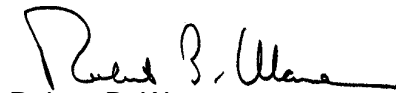
We are counsel to the Consumers Council of Canada.

In its Notice of Application in this matter, the Board indicates that it is proposing to dispose of the proceeding without a hearing, and invites parties to make submissions as to whether the Board should do so.

We have been instructed by our client to object to the disposition of the proceeding without a hearing. There are a number of aspects of the application, particularly as it relates to the relationship between Enbridge Gas Distribution Inc. ("EGD") and Enbridge Ontario Wind Power L.P., that are not disclosed in the application materials and that we need to understand before we can take a position on whether an exemption from the Affiliate Relationships Code for Gas Utilities should be granted. It is our position that there should be a written hearing, with provision for the delivery of written interrogatories, in order that we can elicit information necessary for our client to understand the full implications, for residential consumers of natural gas, of what EGD proposes.

Yours very truly,

WeirFoulds LLP



Robert B. Warren

RBW/dh

cc: Norm Ryckman, Director of Regulatory Affairs,
Enbridge Gas Distribution Inc.
cc: Tania H. Persad, Senior Legal Counsel
Enbridge Gas Distribution Inc.
cc: Joan Huzar
cc: Christina Bisanz
cc: Julie Girvan