

October 10, 2008

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

Dear Ms Walli:

Re: EB-2008-0304

We are counsel to the Consumers Council of Canada.

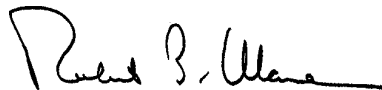
In their Application in this matter, Union Gas Limited ("Union") and Westcoast Energy Inc. ("Westcoast") are asking, and the Board is proposing, to dispose of the proceeding without a hearing. The Board invites parties to indicate whether they object to this proposal.

We have been instructed by our client to object to the disposition of the proceeding without a hearing. There is insufficient information in the material filed with the application to allow our client to understand the implications of the proposed transaction for residential consumers.

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 Union and Westcoast propose.

Yours very truly,

WeirFoulds LLP



Robert B. Warren

RBW/dh

cc: Westcoast Energy Inc.
cc: Union Gas Limited
cc: Torys, LLP
cc: Joan Huzar
cc: Christina Bisanz
cc: Julie Girvan