



**EB-2008-0308**  
**EB-2008-0309**

**NOTICE OF APPLICATION AND  
NOTICE OF WRITTEN HEARING**

**GAS FRANCHISE APPROVAL AND APPROVAL TO ESTABLISH  
A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
FOR THE COUNTY OF MIDDLESEX**

Union Gas Limited ( the “Applicant”) has filed an application dated September 19, 2008 with the Ontario Energy Board (the “Board”) under section 9 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the County of Middlesex (the “Corporation”) is, by by-law, to grant to the Applicant the right to construct and operate works for the distribution of gas and the right to extend and add to the works in the County of Middlesex (the “Municipality”). The Applicant has also applied for an order of the Board declaring and directing that the assent of the municipal electors to the by-law is not necessary.

The Applicant has also applied, pursuant to section 8 of the Act, for an order superseding the part of the existing Certificate of Public Convenience and Necessity (F.B.C. 259), related to the Corporation of the County of Middlesex and replacing it with a new Certificate of Public Convenience and Necessity (the “Certificate”) for the equivalent rights as contained in F.B.C. 259 for the Corporation of the County of Middlesex.

The Board has assigned the following file numbers to this matter: EB-2008-0308 (for the franchise renewal) and EB-2008-0309 (for the certificate).

The application will be decided by the Manager, Facilities Applications, who has been delegated this authority pursuant to section 6 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B). The Manager, Facilities Applications does not intend to provide for an award of costs when deciding this application.

Copies of the application and pre-filed evidence will be available for public inspection at the Board's offices, the Applicant's offices, and at the office of the Corporation at the addresses indicated below.

The Board intends to proceed with the application by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board within **7 days** of the publication date of this Notice.

If you wish to participate in the written hearing, you must forward three copies of your written submissions to the Board Secretary and one copy to the applicant at the addresses below. All submissions must be received no later than **14 days** after the publication date of this Notice. If the Applicant wishes to respond to the written submissions, such response must be received by the Board no later than **21 days** after the publication date of this Notice. All submissions must quote file no. EB-2008-0308 / EB-2008-0309, clearly state the sender's name and address, and be received by the Board Secretary by 4:45 p.m. on the required dates.

**IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.**

**ADDRESSES**  
**(for viewing of copies of application)**

**Ontario Energy Board**  
P.O. Box 2319, 27th Floor  
2300 Yonge Street  
Toronto ON M4P 1E4

Attn: Ms. Kirsten Walli  
Board Secretary

Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**Union Gas Limited**  
**(Head Office)**  
50 Keil Drive North  
Chatham ON N7M 5M1

Attn: Mr. Patrick McMahon  
Manager, Regulatory  
Research and Records

Tel: 519-436-5325  
Fax: 519-436-4641

**The Corporation of the County of**  
**Middlesex**  
399 Ridout Street North  
London, ON N6N 2P1

Attn. Ms. Kathleen Bunting  
County Clerk

Tel: 519-434-7321  
Fax: 519-434-0638

**Union Gas Limited**  
**(District Office)**  
109 Commissioners Road  
London ON N6A 4P1

Attn. Mr. Shawn Khoshaien  
District Manager  
London/Sarnia

Tel: 519-667-4109  
Fax: 519-667-4299

**DATED at Toronto, November 3, 2008**

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary