



EB-2009-0313

IN THE MATTER OF the *Ontario Energy Board Act*,
1998, S.O. 1998, c.15 (Sched. B);

AND IN THE MATTER OF an Application by Union Gas Limited, pursuant to section 36(1) of the *Ontario Energy Board Act, 1998*, for an order or orders approving or fixing just and reasonable rates and other charges for the sale, distribution, transmission, and storage of gas as of October 1, 2009;

AND IN THE MATTER OF the Quarterly Rate Adjustment Mechanism approved by the Ontario Energy Board in RP-2003-0063.

BEFORE: Ken Quesnelle
Member

DECISION AND ORDER ON COST AWARDS

Union Gas Limited (“Union”) filed an application (the “Application”) dated August 26, 2009, with the Ontario Energy Board (the “Board”) for an order or orders approving or fixing just and reasonable rates and other charges for the sale, distribution, transmission, and storage of gas. On August 31, 2009 Union filed an update to its Application. The Application was made pursuant to Union’s approved Quarterly Rate Adjustment Mechanism (“QRAM”). The Application also included the impact on rates of the clearance of 2008 deferral and variance account balances and the market transformation incentive as ordered in the EB-2009-0052 decision. Union’s Application has been given Board File No. EB-2009-0313.

The Board issued its Decision and Order on September 14, 2009 and directed parties to file their cost claims with the Board and Union no later than September 30, 2009. Any concerns by Union arising from the cost claims were to be forwarded to the Board and copied to all parties by October 13, 2009. Any responses to Union's concerns were to be filed with the Board and Union by October 20, 2009.

The Canadian Manufacturers & Exporters ("CME") and the Industrial Gas Users Association ("IGUA") filed cost claims with the Board and copied Union. No comments were received from Union.

The Board has reviewed CME's and IGUA's cost claims and finds both parties to be entitled to 100% of their reasonably incurred costs of participating in this proceeding. The Board also finds each party's cost claims to be reasonable.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Union shall pay:
 - CME the cost claim total of \$784.61; and
 - IGUA the cost claim total of \$423.00.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Union shall pay the Board's costs of and incidental to this proceeding immediately upon receipt of the Board's invoice.

ISSUED at Toronto November 13, 2009
ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary