

**Ontario Energy  
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**Commission de l'énergie  
de l'Ontario**  
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**BY E-MAIL**

November 26, 2009

Mr. Mark Rodger  
Counsel  
Borden Ladner Gervais  
40 King Street West, Suite 4100  
Toronto ON M5H 3Y4

Dear Mr. Rodger:

**Re: Applications by 1798594 Ontario Inc., Toronto Hydro Energy Services Inc.  
and Toronto Hydro-Electric System Limited  
Board File Numbers EB-2009-0180 / 0181 / 0182/ 0183**

The Board held an oral hearing with respect to the above referenced applications on November 17 and 19, 2009. On the first day of the hearing the applicants' counsel was advised by the Presiding Member, Mr. Kaiser that the Board would like to receive (in confidence) the valuation report that underpins the \$60 million price of the streetlighting assets in the City of Toronto prepared by Deloitte some years ago (the "report").

In response to a letter filed with the Board on November 25, 2009 by School Energy Coalition's counsel, an intervenor in this proceeding, with respect to the status of filing of the report, the applicants' counsel indicated that Deloitte is prepared to release the report if it is filed pursuant to the Board's Confidential Filing Guidelines.

You are now directed:

1. To immediately file a copy of the report with the Board in accordance with the Board's Practice Direction on Confidential Filings.

2. To immediately file a copy of the report with any registered intervenor in this proceeding who executes a Declaration and Undertaking with respect to the confidential information in the form attached as Appendix D to the Board's Practice Direction on Confidential Filings.

In light of the above developments in this proceeding, by way of a copy of this letter to all intervenors of record, the Board is hereby advising all parties that the date for filing of Board staff submissions and intervenor arguments is extended to Monday, November 30, 2009 and the date for the Applicants' reply argument is extended to Thursday, December 3, 2009.

Please refer to the above file numbers in all future correspondence to the Board regarding these matters. All information related to these matters that are to be included in the record of the applications must be filed with the Board Secretary.

Please direct any questions relating to these applications to Gona Jaff, Project Advisor at 416-440-7613 or e-mail, [gona.jaff@oeb.gov.on.ca](mailto:gona.jaff@oeb.gov.on.ca).

Yours truly,

*Original Signed By*

Kirsten Walli  
Board Secretary

c. Intervenors of Record