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November 12, 2010

via OEB RESS e-filing – original to follow by mail

Ms. E. Kirsten Walli, Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Toronto Hydro-Electric System Limited's ("THESL")
2011 Electricity Distribution Rate Application
OEB File No. EB-2010-0142**

THESL is in receipt of the Board's Issues List Decision and Procedural Order No. 2 dated November 11, 2010. On page 5, the Board has directed that the issue of recovery of late payment penalty ("LPP") settlement amounts be removed from the Approved Final Issues List. This issue will be dealt with in the Board's generic proceeding EB-2010-0295.

Accordingly, a number of updates are required to THESL's pre-filed evidence in EB-2010-0142 to reflect this direction. Pre-filed evidence related to LPP is easily separated from the remainder of THESL's evidence submitted in this proceeding since it is a single amount, transformed into rate riders, and presented in various schedules. Rather than issue blue-page updates to reflect the severing of the related LPP evidence, THESL proposes to reflect the severance of this issue at the time of rate finalization. The schedules affected are listed below.

- Exhibit A1, Tab 1, Schedule 1 (page 5, lines 23-28; page 6, line 1);
- Exhibit A1, Tab 7, Schedule 1 (Tariff Sheets)
- Exhibit A1, Tab 8, Schedule 1 (Table 1: Summary Bill Comparisons);
- Exhibit J1, Tab 1, Schedule 2 (page 4, lines 26-28; page 5, page 6, lines 1-13; page 7, Table 2; page 10, lines 17-19; page 11, Table 3, page 12, Table 4);

- Exhibit J1, Tab 2, Schedule 5 (Revenue Requirement Work Form, pages 9-10);
- Exhibit J1, Tab 2, Schedule 6 (Sheet 1 – Regulatory Assets- Continuity Schedule);
- Exhibit J1, Tab 2, Schedule 8 (page 1 – Development of Rate Riders);
- Exhibit M1, Tab 1, Schedule 2 (Table 1: Summary Bill Comparisons);
- Exhibit M1, Tab 2, Schedule 2 (Tariff Sheets);
- Exhibit O1, Tab 1, Schedule 1 (Appendix 2R – Bill Impact Table);

Please contact me if you have any questions or comments.

Yours truly,

[Original signed by]

Glen Winn, Manager
Regulatory Applications & Compliance

:GAW/acc

cc: J. Mark Rodger, THESL Counsel, by email only
Intervenors of Record for EB-2010-0142, by email only