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April 13, 2015

via RESS and Email

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
PO Box 2319
2300 Yonge Street, 27th floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Toronto Hydro-Electric System Limited (“Toronto Hydro”)
Custom Incentive Rate-setting Application for 2015-2019 Electricity Distribution Rates
and Charges (the “Application”) – Deadline for Filing Final Reply Submission**

Toronto Hydro writes to the Ontario Energy Board (“OEB”) in respect of the above-noted matter.

Toronto Hydro respectfully requests an indulgence to file its final reply submission on April 17, 2015, one day later than the prescribed deadline of April 16, 2015 as set by the OEB during the oral hearing on March 3, 2015.¹

In short, Toronto Hydro’s request is the result of three of the nine intervenors in this proceeding filing their arguments late: VECC, Energy Probe and SEC (the “Late Filings”).

Pursuant to the filing deadlines set by the OEB during the oral hearing on March 3, 2015, intervenors intending to file final argument submissions were required to do so by April 2, 2015.² The OEB provided Toronto Hydro fourteen days from that date to file its final reply submission.

Despite the deadline of April 2, 2015, the Late Filings were not submitted until one day later than ordered by the OEB and well into the night of April 3, 2015. While SEC notified Toronto Hydro of its delay by email on April 1, 2015, VECC and Energy Probe provided no such notice. Accordingly, Toronto Hydro did not have an opportunity to make arrangements to accommodate the majority of the Late Filings.

Further, a number of intervenors indicated that their arguments are dependent on other intervenors’ arguments, and in some cases, intervenors cross-referenced to each other’s submissions. In particular,

¹ OH Transcript, Volume 9 (March 3, 2015) at page 204, lines 7-8.

² OH Transcript, Volume 9 (March 3, 2015) at page 203, lines 20-22.

intervenor arguments filed on-time reference the Late Filings. Accordingly, Toronto Hydro was not able to fully digest the positions of those parties who filed on time until it received the Late Filings.

Further complicating matters was the fact that both Good Friday and the first day of Passover fell on the day after intervenor arguments were due, and these holidays were the beginning of holiday weekends. Toronto Hydro had made arrangements for its staff to be available on Friday April 3 (the day after all intervenor arguments were due) in order to begin working on its reply submissions. Due to the Late Filings, Toronto Hydro was unable to begin working on reply as planned.

Since the time that Toronto Hydro has received responding arguments of intervenors and OEB staff, it has been working diligently to prepare its reply submissions, including attempting to make-up for the time lost as a result of the Late Filings. However, Toronto Hydro now finds that it is not possible to compress into thirteen days, the original fourteen days provided by the OEB for the utility to complete its reply submissions. For these reasons, Toronto Hydro requests a one-day indulgence to file its reply argument, commensurate with receipt of the Late Filings one day later than ordered by the OEB.

Please do not hesitate to contact me if you have any questions.

Yours truly,

[original signed by]

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cc: Charles Keizer and Crawford Smith
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Intervenors of Record for EB-2014-0116