



October 26, 2009

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

Re: Toronto Hydro-Electric System Limited (THESL)  
Application for an Electricity Distribution Rate Change  
AMPCO Comments on Draft Issues List  
Board File No. EB-2009-0139

Dear Ms. Walli:

In accordance with Procedural Order No. 1 issued October 19, 2009, AMPCO reviewed the Board's Draft Issues List and is in agreement with the Issues List.

**Intervenor Evidence**

AMPCO does not plan to file evidence in this proceeding.

**Written vs Oral Hearing**

AMPCO agrees with BOMA, VECC and SEC that it is premature to determine if the issues should be dealt with by way of a written hearing or an oral hearing. AMPCO respectfully submits that the decision on how to proceed should be made once THESL has filed responses to the Board and Intervenor interrogatories and the issues are discussed at the Settlement Conference.

Please contact me if you have any questions or require further information.

Sincerely yours,

*ORIGINAL SIGNED*

Adam White

President  
Association of Major Power Consumers in Ontario

Copies to: Toronto Hydro-Electric System Limited  
Intervenors (email)