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October 27, 2009

DELIVERED BY RESS & COURIER

Ms. Kristen Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
Suite 2700
Toronto ON M4P 1E4

Dear Ms. Walli:

**Re: Toronto Hydro Street Lighting Applications
OEB File Nos. EB-2009-0180, EB-2009-0181, EB-2009-0182, EB-2009-0183**

In Procedural Order No. 2 issued on October 21, 2009, the Board scheduled the oral hearing to commence on Monday November 16, 2009. The Board has also set aside November 17, November 19 and November 20 as possible hearing days, if required.

Toronto Hydro will be presenting one witness panel for this proceeding comprised of:

J.S. Couillard, Chief Financial Officer;
Ben LaPianta, Vice-President Distribution Grid Management;
Pankaj Sardana, Vice-President, Treasurer and Regulatory Affairs; and
Rick Cook, General Manager, Street Lighting Division.

Mr. Couillard advises that he is required, in his capacity as Toronto Hydro CFO, to attend board and audit committee meetings of Toronto Hydro Corporation on November 16. These meetings, which were scheduled some months ago, are expected to continue for an entire day. Accordingly Mr. Couillard will not be able to attend before the Board on November 16.

Given that the Board has set aside three other days for this proceeding, Toronto Hydro respectfully requests that the hearing be rescheduled to commence on Tuesday November



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17. Mr. Couillard is a key witness for Toronto Hydro whose affidavit forms part of the pre-filed evidence. His participation on the Toronto Hydro witness panel is essential. We anticipate that the proceeding will require two days, therefore we submit the delay of one day to commence the proceedings will not prejudice or otherwise adversely impact any party and will result in the most efficient and expeditious way to proceed in the circumstances.

We appreciate the Board's consideration of this matter.

Yours truly,

BORDEN LADNER GERVAIS LLP

J. Mark Rodger
JMR/ld

copy to:

Intervenors of Record
Ms. Gona Jaff, Board staff

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