

**Ontario Energy
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**Commission de l'énergie
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BY EMAIL ONLY

October 28, 2009

Mr. Jim Hogan
Chief Executive Officer
Middlesex Power Distribution Corporation
351 Frances Street
Strathroy ON N7G 2L7

Dear Mr. Hogan:

**Re: Dutton Hydro Limited
Distribution Rate Application
Board File No. EB-2009-0177**

This letter acknowledges the Board's receipt, on October 21, 2009, of your letter regarding Dutton Hydro's current rate application. In your letter, you indicated that in the course of responding to Board staff's interrogatories, Middlesex Power discovered that the rates charged by Dutton Hydro since May 2005 may not have been the Board approved rates. You also indicated that you plan on filing a proposal to rectify the situation by October 31, 2009 and that part of this proposal may include amending the current rate mitigation plan proposed in the current rates proceeding.

Any issues relating to this matter may be examined as part of the current rates proceeding, including your proposal or other remedial options aimed at rectifying the situation.

Following the completion of the subject proceeding, the Board will re-assess the matter and will determine at that time whether to proceed with any compliance action.

Please direct any questions relating to this matter to Violet Binette at 416-440-7674 or violet.binette@oeb.gov.on.ca.

Yours truly,

Original Signed By

John Pickernell
Assistant Board Secretary

c: D. Kenney, Middlesex Power Distribution Corporation
Cheryl Decaire, Middlesex Power Distribution Corporation