

McCarthy Tétrault

McCarthy Tétrault LLP
Box 48, Suite 5300
Toronto Dominion Bank Tower
Toronto, ON M5K 1E6
Canada
Telephone: 416 362-1812
Facsimile: 416 868-0673
mccarthy.ca

George Vegh
Direct Line: 416 601-7709
Direct Fax: 416 868-0673
E-Mail: gvegh@mccarthy.ca

November 11, 2009

BY COURIER

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

Attention: Ms Kirsten Walli
Board Secretary

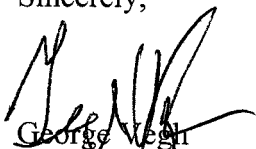
Dear Ms. Walli:

Re: Suite Metering
Board File EB-2009-0308

We are counsel for Toronto Hydro-Electric System Limited ("THESL"). The Board's Procedural Order #3 set Monday November 16, 2009 as the date for an oral hearing on THESL's Motion for Production of Materials. THESL has been carrying out further factual investigations into the allegations underlying these proceedings and has concluded that it would be inappropriate to bring this Motion at this time. THESL therefore respectfully requests that the Motion be adjourned until further notice. THESL appreciates and respects the facts that the Board and all participants in this proceeding are seeking to move forward in an expeditious manner and THESL shares that goal. I therefore expect to be able to provide further clarification on THESL's proposed next steps as soon as possible.

Thank you for your consideration of this request.

Sincerely,



c: Maureen Helt – Ontario Energy Board
Michael Millar – Ontario Energy Board
Dennis O'Leary – Aird & Berlis
Guru Kalyanraman – Electricity Distributors Association
Glen Zacher – Stikeman Elliott
Colin McLorg – Toronto Hydro Electric-System Limited