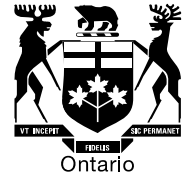


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BY E-MAIL

November 16, 2009.

To All Parties

**RE: EB-2009-0308 Notice of Intention to Make an Order for Compliance against
Toronto Hydro-Electric System Limited**

On November 12, 2009, the Board directed THESL to file either: (a) confirmation that it is withdrawing its Motion, (b) additional materials supporting the need for an adjournment, or (c) confirmation that it is prepared to have the Motion (or part of the Motion) heard as filed on November 16, 2009. In response, THESL filed a letter withdrawing its Motion on November 12.

The Board understands that the parties to this proceeding have not agreed upon what the next procedural steps should be. The Board asks the parties to file their proposals for procedural steps (i.e. filing of evidence etc.) to bring this process to an oral hearing. Submissions must be filed by Wednesday, November 18, 2009. The Board will review these submissions and issue a Procedural Order in due course.

Yours truly,

Original signed by

John Pickernell
Assistant Board Secretary