

**Ontario Energy
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**Commission de l'énergie
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BY E-MAIL

October 5, 2010

Mr. Andrew Taylor,
Energy Law
120 Adelaide Street West, Suite 2500
Toronto, ON M5H 1T1

Dear Mr. Taylor:

**Re: Canadian Niagara Power Inc. ("CNPI")
Request for Approval to Establish a Deferral Account
Board File Number EB-2010-0159**

This is in response to your letter to the Board dated September 1, 2010 on behalf of CNPI, requesting clarification of certain parts of the Board's decision and order in EB-2010-0159. You also requested an extension of time to file a motion to review the Decision in accordance with section 7 of the Board's *Rules of Practice and Procedure*.

(A) Clarification of the Decision and Order

The Board is unable to comply with this request. A Board decision must stand for itself, and cannot be altered or amended (even by way of clarification) except through the process outlined in Rules 42-45 of the Board's *Rules of Practice and Procedure*.

(B) Extension to File a Motion to Review

The Board recognizes that CNPI has requested an extension to the timelines for filing a motion to review under Rule 42 of the Board's *Rules of Practice and Procedure*, pending a clarification. The Board will not be issuing a clarification; however it will grant an extension to file a Rule 42 motion. Any Rule 42 motion must be filed by 20 days from the date of this letter.

Yours truly,

Original signed by

John Pickernell
Assistant Board Secretary

Mr. Douglas Bradbury, Canadian Niagara Power Inc.