

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

October 12, 2010

Gordon M. Nettleton
Osler, Hoskin & Harcourt LLP
Suite 2500, TransCanada Tower
450 1st Street S.W.
Calgary AL T2P 5H1

Dear Mr. Nettleton:

**Re: Electricity Generation Licence – York Energy Centre LP
Board File Number EB-2009-0242**

The Board is in receipt of your correspondence dated September 23, 2010 and the sworn statement by Geoffrey Krause dated September 22, 2010 concerning the close of debt financing for the York Energy Centre and the fulfillment of the 3rd condition in the Board's Decision and Order (the "Decision") granting York Energy Centre LP ("York Energy") an electricity generation licence.

The 3rd condition in the Decision required York Energy to file documents demonstrating the close of debt financing for the York Energy Centre within three years of issuance of the Decision.

Accordingly, the Board considers the 3rd condition in the Decision as having been met.

All other conditions to the Decision remain in effect.

Yours truly,

Original signed by

John Pickernell
Assistant Board Secretary