

Ontario Energy Board
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**Commission de l'énergie
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BY EMAIL AND WEB POSTING

October 29, 2010

To: All Licensed Electricity Distributors
All Other Interested Parties

LETTER OF DIRECTION

**Re: Notice of Proceeding on Recovery of Costs and Damages for Late Payment
Penalty Class Action
Board File Number EB-2010-0295**

The Ontario Energy Board has now issued its Notice of Application and Hearing (the "Notice") on a proceeding initiated by the Ontario Energy Board ("OEB") to determine whether Affected Electricity Distributors (see definition below) should be allowed to recover from their ratepayers the costs and damages incurred as a result of the Minutes of Settlement approved on April 21, 2010 by the Honourable Mr. Justice Cumming of the Ontario Superior Court of Justice (Court File No. 94-CQ-50878) and as amended by addenda dated July 7, 2010 and July 8 (the "Minutes of Settlement") in the late payment penalty class action, and if so, the form and timing of such recovery.

For purposes of this proceeding, "Affected Electricity Distributors" means licensed Ontario electricity distributors that were named as defendant class members in Schedule F of the Minutes of Settlement.

Please note that all Affected Electricity Distributors must publish the Notice within ten days of the date of this letter. If publication is impossible within ten days, you must inform the Board Secretary immediately.

Every Affected Electricity Distributor is directed:

1. To arrange immediately for the English version of the Notice, headed with the Ontario government logo and the words "Ontario Energy Board", to be published in one issue of the English language newspaper having the highest paid circulation, according to the best information available, in the Affected Electricity Distributor's service area;

Please note that invoices regarding publication are not to be sent to the Board.

2. To arrange immediately, where usually directed to do so by the OEB, for the French version of the Notice, headed with the Ontario government logo and the words "Commission de l'énergie de l'Ontario", to be published in one issue of the French language newspaper having the highest paid circulation, according to the best information available, in the Affected Electricity Distributor's service area;

Please note that invoices regarding publication are not to be sent to the Board.

3. To arrange, where usually directed to do so by the OEB, for the Cree, Ojibway, and Oji-Cree versions of the Notice to be published in one issue of the Cree, Ojibway and Oji-Cree language newspaper having the highest circulation, according to the best information available, in the Affected Electricity Distributor's service area;

Please note that invoices regarding publication are not to be sent to the Board.

4. To file with the Board an affidavit proving publication immediately thereafter; and
5. To make a copy of the Notice, the Minutes of Settlement and the collective evidence of all Affected Electricity Distributors and any amendments thereto, available for public review at the Affected Electricity Distributor's office and on its website, if available.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary

Enclosures