

November 11, 2010

Sent via email
boardsec@oeb.gov.on.ca

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
26th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

Dear Ms Walli:

**Re: Toronto and Region Conservation Authority
Motion to Review
Board File Numbers EB-2010-0175 and EB-2010-0215**

Please accept this letter as our response to your request dated November 3, 2010, for an explanation as to why the above noted motion to review was filed late. Our records indicate that our letter dated August 4, 2010 with the motion to review was mailed via Canada Post on August 5, 2010, within the Board required 20 calendar day period for motions.

Due in part to staff vacations in August and a change in staff responsibility for this file, staff did not realize until October that we had not received a response regarding the motion to review. After checking the online Board database of correspondence and not finding our motion, staff sent an email on October 22, 2010 along with a scanned copy of the August 4, letter to the Board Case Officer, requesting an update on the status of our motion.

Our internal communication clearly indicates that the August 4, 2010 letter was mailed on August 5, 2010. It would appear that the letter went missing in transit to the Board.

If you have any further questions on this matter please do not hesitate to contact our office.

Sincerely



Brian Denney, P.Eng.
Chief Administrative Officer