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BY EMAIL

November 19, 2010

To: All Licensed Electricity Distributors

**Re: Notice of Proceeding on Recovery of Costs and Damages for Late
Payment Penalty Class Action – Board File No. EB-2010-0295**

On October 29, 2010 the Board issued a Notice of Proceeding (Notice) in the above matter.

The Board directed all Affected Electricity Distributors to publish the Notice by November 8, 2010 and to provide the Board with an affidavit confirming publication immediately thereafter.

“Affected Electricity Distributors” means licensed Ontario electricity distributors that are named as defendant class members in Schedule F of the April 21, 2010 Minutes of Settlement in the Late Payment Penalty Class Action.

As of November 18, 2010, the Board has received affidavits confirming publication from 29 of the 79 Affected Electricity Distributors that are named in Schedule F.

Those Affected Electricity Distributors who have not yet filed with the Board an affidavit confirming publication should do so immediately. If an Affected Electricity Distributor has not yet published the Notice they must immediately notify the Board as to when the Notice will be published and when an affidavit confirming publication will be filed with the Board.

A copy of the April 21, 2010 Minutes of the Settlement and all other documents in this case are available on the Board’s website at <http://www.oeb.gov.on.ca/html/EB-2010-0295>.

Yours truly,

Original Signed By

John Pickernell
Assistant Board Secretary