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ONTARIO ENERGY BOARD

Energy@Work Inc.

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Ms. Kirsten Walli ^{11/25/10}
Board Secretary,
Ontario Energy Board
2300 Yonge Street, Ste. 2701
Toronto, Ontario
M4P 1E4

November 22, 2010

Re: File No. EB-2010-0295

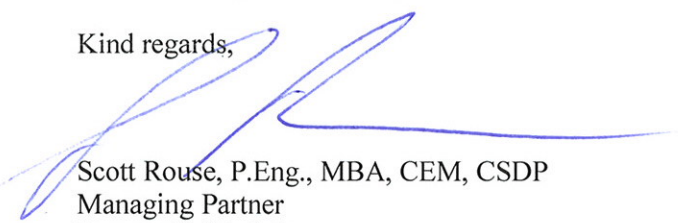
Dear Ms. Walli:

On behalf of our clients (commercial and industrial sector Ontario ratepayers including over 25,000,000 ft² of conditioned office space consuming over 60 MW of electricity per year), we urge the OEB not to allow electricity distributors affected by last April's settlement to recover from their ratepayers the costs and damages incurred by the settlement.

The settlement was in response to an unfair late-payment penalty practice harmful to rate-payers going back to 1981 (and more generally, the public interest that the OEB is mandated to protect). It defeats the point of the original settlement for the penalized party to defray the cost of the penalty by passing it on to the rate-payers who were harmed in the first place. Effectively it would penalize rate-payers by making them pay again for being in many cases overcharged.

Furthermore, we believe that the affected electricity distributors are able to pay the penalty without penalizing their customers by streamlining services and reducing waste (which would be an unqualified benefit to the public interest).

Kind regards,



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EB-2010-0295

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Panel	PS/KT
Licensing	RM/ED
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Cc: Energy@Work Inc. Clients