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BY EMAIL and RESS

January 28, 2011

Ms. Kirsten Walli, Board Secretary
Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

Dear Ms. Walli:

Re: EB-2009-0269 – Newmarket-Tay Power Distribution Ltd. (the "Applicant")

I am writing to advise that the parties in the above-referenced proceeding are not in a position to file a settlement proposal by the end of the day as required by Procedural Order No. 5. As such, we request an extension until the end of next week, being Friday, February 4, 2011.

Sincerely,



Andrew Taylor