

Hydro One Networks Inc.

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LAW

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March 1, 2011

Ms. Kirsten Walli
Secretary
Ontario Energy Board
Suite 2700, 2300 Yonge Street
Toronto, Ontario M4P 1E4

Dear Ms. Walli:

**EB-2010-0132 - Hydro One Brampton Networks Inc Cost of Service Application -
Withdrawal of Request for Recovery of Late Payment Charge**

I am writing to you as counsel for Hydro One Brampton Networks Inc. ("Brampton").

In the above-noted Application, Brampton included a request for a rate rider to recover the late payment charge regarding the settlement of the Ontario Superior Court class action.

In Brampton's final argument dated December 17, 2010, in EB-2010-0132, Brampton stated that it would not be opposed to withdrawing the said request from EB-2010-0132 and allowing it to be subject to the Board's decision in the generic proceeding EB-2010-0295.

Notwithstanding the fact that on February 22, 2011, the Board's Decision and Order in EB-2010-0295 approved the recovery by Brampton of \$444,880.45 relating to the settlement of the late payment class action, Brampton has been requested by Minister Duguid not to seek recovery of the said amount from its customers, and this letter is therefore being sent to the Board to withdraw the said request.

Yours very truly,

ORIGINAL SIGNED BY MICHAEL ENGELBERG

Michael Engelberg

cc: Intervenor
Board Staff