

March 01 2011

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
PO Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4

Dear Ms. Walli,

**RE: Late Payment Penalty Class Action Lawsuit  
EB-2010-0295**

Norfolk Power Distribution Inc (NPDI) is one of the "Affected Electricity Distributors" listed in Appendix A of the Decision & Order (EB-2010-0295) approving recovery of costs related to the Late Payment Penalty class action.

NPDI originally intended to recover these costs from ratepayers. However in light of the public perception of this issue and a letter received from the Minister of Energy requesting that we demonstrate good faith to our customers by not recovering these costs, NPDI has reconsidered and no longer wishes to recover this amount from ratepayers. NPDI will absorb these costs internally and not seek to recover them at any time in the future.

Sincerely,



Brad Randall, P.Eng  
President and CEO  
Norfolk Power Distribution Inc.  
70 Victoria Street  
P.O. Box 588  
Simcoe ON N3Y 4N6  
519-426-4440  
brandall@norfolkpower.on.ca