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BY RESS and EMAIL

December 23, 2011

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

Dear Ms. Walli:

Re: EB-2011-0206

I am counsel to Whitby Hydro Electric Corporation ("Whitby Hydro"). Yesterday, on December 22, 2011 the Ontario Energy Board (the "Board") issued a Decision and Order in the above-referenced matter (the "Decision and Order") in which the Board ordered:

"Whitby shall review the draft Tariff of Rates and Charges set out in Appendix A. Whitby shall file with the Board a written confirmation assessing the completeness and accuracy of the draft Tariff of Rates and Charges, or provide a detailed explanation of any inaccuracies or missing information by December 30, 2011."

On behalf of Whitby Hydro, I am writing to request a one-week extension of time to until January 6, 2012 for Whitby Hydro to provide a detailed explanation of any inaccuracies or missing information in the draft Tariff of Rates and Charges set out in Appendix A to the Decision and Order.

After a preliminary review of the updated Excel models provided by the Board, Whitby Hydro has identified several discrepancies, including:

- Shared Tax Savings Workform - Billing determinants for Street lighting have been modified and differ from those included in the original submission. Whitby Hydro understands that these modifications may have been made in error.
- Revenue to Cost Ratio Workform - Billing determinants for Street lighting have been modified and differ from those included in the original submission. Whitby Hydro understands that these modifications may have been made in error.
- RTSR Workform – Billing determinants for all customer classes have been modified and differ from those included in the original submission. Whitby Hydro understands that these modifications may have been made in error.

- PILs – revised calculations do not reflect the correction that was identified in interrogatory response to Board Staff #15. Whitby Hydro had previously provided an updated model reflecting this correction however it does not appear that this update was incorporated in the Excel model and resulting draft rates issued by the Board.

As mentioned above, these discrepancies were identified only after a preliminary review, raising the question of what discrepancies will be identified in a thorough review. Whitby Hydro wishes to ensure that its rates are accurate, and therefore requires time to conduct a thorough review. Unfortunately, due to the Christmas holiday, Whitby Hydro will have extremely limited staff availability next week to complete a thorough review. It is also Whitby Hydro's understanding that Board Staff's availability will also be understandably limited during this timeframe. In order to ensure that the rates that go into effect are accurate, Whitby Hydro requires a one-week extension to January 6th, 2012 to provide a complete response identifying and detailing any other discrepancies. As it is not in the best interest of rate payers to rush through this process and risk inaccuracies, this timeline will allow Whitby Hydro staff to communicate and work with Board Staff to ensure clarifications and corrections are incorporated into draft rates so that final rates are accurate.

In keeping with its original application, Whitby Hydro asks that its existing approved rates be maintained as interim rates until such time as the final 2012 rates are issued. It is anticipated that once the review is completed, finalization of rates can be made on a timely basis so that the implementation of rates is not significantly delayed. However, Whitby Hydro does expect that it will be permitted to recover any incremental revenue from the effective date to the implementation date if delays cause the dates not to be aligned.

Further, as a courtesy we wish to advise the Board that Whitby Hydro is currently exploring the possibility of filing a motion to vary the Decision and Order.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Andrew Taylor', with a stylized, cursive script.

Andrew Taylor

cc: Intervenors