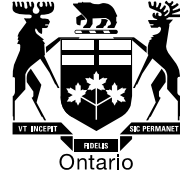


**Ontario Energy  
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**BY EMAIL ONLY**

July 19, 2012

**Re: Canadian Distributed Antenna Systems Coalition (CANDAS)  
Application for Access to Power Poles  
Board File Number EB-2011-0120**

The Board is in receipt of a letter from Toronto Hydro Electric System Limited ("THESL") dated July 12, 2012, which requested an amendment to the evidentiary record, and requested confidential treatment for this additional evidence. The Board is also in receipt of a letter from CANDAS, dated July 17, 2012, which among other things, responded to THESL's letter and request for confidential treatment. The Board has reviewed these letters.

The Board will accept the additional evidence filed by THESL. It is an update to the evidence filed in response to the Board's Decision and Order of December 9, 2011, and amends an earlier response to CANDAS Interrogatory #5(e). With this in mind, the Board will not make provision for further interrogatories on this additional evidence.

The Board will not make a final determination on confidentiality until after it has rendered a decision on the Preliminary Issue to be heard on July 23, 2012. In the meantime, the Board will treat the evidence filed by THESL on July 12, 2012 as confidential, and the Board will accept CANDAS' undertaking not to share the evidence with any employees of its members, even if they have signed the Board's Form of Declaration and Undertaking.

The Board requires that THESL provide the evidence to those individuals that have signed the Board's Form of Declaration and Undertaking that are external counsel, external consultants, and/or external retained experts—and not to any individual that is an internal staff member to a party to this proceeding.

Therefore, THESL should provide the evidence to the following individuals on request:

<b>Name of External Consultant, Counsel, or Expert</b>	<b>Organization Represented</b>
Helen Newland	CANDAS
Monica Song	CANDAS
Dr. Larry Schwartz	Energy Probe
David MacIntosh	Energy Probe
Christine Kilby	Electricity Distributors' Association
Julie Girvan	Consumers' Council of Canada
Robert Warren	Consumers' Council of Canada
Sarah Yun	Consumers' Council of Canada
Michael Janigan	Vulnerable Energy Consumers Coalition
Johanne LeMay	CANDAS expert
Dr. Adonis Yatchew	THESL expert
Michael Starkey	THESL expert

Dr. Patricia Kravtin, one of CANDAS' experts, has not signed the Board's Form of Declaration and Undertaking and must sign a copy before the confidential material is provided.

To the extent that any party wishes to refer to any evidence that has determined by the Board to be confidential, including the material filed by THESL on July 12, 2012, at the July 23, 2012 hearing, the Board will require that any such references be made in such a way that it is not necessary to hold any part of the hearing *in camera*.

The Board also received a letter from CANDAS on July 18, 2012 requesting an extension to July 19 at 4:45pm, on behalf of both THESL and CANDAS experts to file the joint expert evidence. The Board grants this extension.

Yours truly,

*Original signed by*

Kirsten Walli  
Board Secretary

cc. All intervenors