

**Amanda Klein**

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October 23, 2012

*via RESS e-filing – signed original to follow by courier*

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
PO Box 2319  
2300 Yonge Street, 27<sup>th</sup> floor  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Toronto Hydro-Electric System Limited (“THESL”)  
OEB File No. EB-2011-0120**

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THESL writes in respect of the above-noted matter. THESL wishes to advise the Ontario Energy Board (“OEB”) of the steps it anticipates taking in light of the “Decision on Preliminary Issue and Order” dated September 13, 2012 (the “September 13 Decision”).

It is THESL’s present intention to seek an increase in the pole attachment fee for wireless communications equipment. THESL has not yet determined whether the increased fee will be within the regulatory framework established by the CCTA Order or under a framework based on forbearance from regulation. One way or another, the pole attachment fee which THESL will propose will reflect what THESL regards as market conditions. Any revenues which THESL might earn from the pole attachment fee, in excess of costs, would be shared with ratepayers according to a formula to be approved by the OEB.

The relief which THESL will seek with respect to the pole attachment fee will be from the OEB. THESL, either by itself or as a member of any organization, will not be challenging the September 13 Decision, whether to the OEB, or in the Divisional Court.

Please do not hesitate to contact me if you have any questions.

Yours truly,

*[original signed by]*

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cc: Applicant and Intervenors of Record for EB-2011-0120 by electronic mail only