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**BY EMAIL**

March 23, 2023

Laurie Ann Cooledge  
Chief Financial Officer  
Newmarket-Tay Power Distribution Ltd.  
590 Steven Court  
Newmarket, Ontario L3Y 6Z2  
[lcooledge@nmhydro.ca](mailto:lcooledge@nmhydro.ca)

Dear Ms. Laurie Ann Cooledge:

**Re: Application for 2023 Rates – EB-2023-0109**

On March 10, 2023, the Ontario Energy Board (OEB) provided a draft of its Partial Decision and Rate Order to Newmarket-Tay Power Distribution Ltd. (Newmarket-Tay Power) in relation to the utility's incentive rate-setting mechanism (IRM) application for rates effective May 1, 2023. The OEB also provided Newmarket-Tay Power with an opportunity to identify any concerns, such as typographical or transposition errors, omissions, need for clarification, etc. In its Partial Decision and Rate Order, the OEB noted that "the disposition of balances in Accounts 1588 and 1589 will require further adjudication, because their disposition may give rise to rate retroactivity" and "[f]urther procedural steps regarding a hearing to consider the disposition of these accounts will be issued in due course".

On March 14, 2023, Newmarket-Tay Power filed a letter confirming that it had reviewed the Partial Decision and Rate Order and requested that the OEB refer to it as a final Decision and Rate Order. With respect to the review of Accounts 1588 and 1589, Newmarket-Tay Power requested that the OEB complete its review of the accounts by May 1, 2023.

The OEB accepts Newmarket-Tay Power's request to remove the reference to "Partial" from its March 10, 2023 decision and rate order and to treat it as a final Decision and Rate Order. Accordingly, the request to dispose of the balances in Accounts 1588 and 1589 will be considered through a separate hearing. The OEB has assigned File

Number **EB-2023-0109** to Newmarket-Tay Power's request to dispose of the balances in Accounts 1588 and 1589. Please refer to this file number in all future correspondence to the OEB regarding this matter.

All information related to this matter must be filed with the Registrar at [registrar@oeb.ca](mailto:registrar@oeb.ca).

Please direct any questions relating to this application to the Case Manager, Birgit Armstrong, at 416-544-5162 or [Birgit.Armstrong@oeb.ca](mailto:Birgit.Armstrong@oeb.ca).

Yours truly,

Nancy Marconi  
Registrar

Encl: Decision and Rate Order and Tariff of Rates and Charges