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ONTARIO ENERGY BD

Daniel Murdoch
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DELIVERED

November 11, 2009
File No.: 103854.1034

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

N

EB-2009-0135

OEB BOARD SECRETARY	
File No:	Sub File: 6
Panel	
Licensing	Irina K.
Other	
00/04	

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Dear Ms. Walli:

Re: **The Royal Bank of Scotland plc**
Application for Electricity Wholesaler Licence
Board File Number EB-2009-0135

Thank you for your letter dated October 23, 2009. As requested, please find enclosed the affidavit of Richard I. Beitler sworn November 10, 2009, in regards to the posting of the Notice of Application on the RBS website.

Please contact me with any questions.

Yours truly,


Daniel S. Murdoch

DSM/tk

Encl.

TORONTO

MONTREAL

OTTAWA

CALGARY

VANCOUVER

NEW YORK

LONDON

SYDNEY

NOTICE OF APPLICATION
AND
NOTICE OF WRITTEN HEARING
ELECTRICITY WHOLESALER THE ROYAL BANK OF
SCOTLAND PLC

EB-2009-0135

AFFIDAVIT OF RICHARD I. BEITLER
(sworn November 10, 2009)

I, Richard I. Beitler, of the City of Scarsdale, in the State of New York, MAKE
OATH AND SAY:

1. I am the Senior Vice President and Deputy General Counsel of Sempra Energy Trading LLC, which manages the RBS Sempra Commodities division of the applicant Royal Bank of Scotland plc ("RBS"), and as such I have knowledge of the matters herein to which I depose, unless I have indicated otherwise, in which case I have indicated the source of such information and state that I verily believe it to be true.

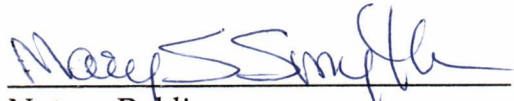
2. Upon receiving the letter dated October 23, 2009 from the Kirsten Walli, Board Secretary of the Ontario Energy Board, enclosing the Notice of Application, I arranged for the Notice of Application to be posted on the RBS commodities division website, which can be accessed through the main RBS website. Due to the

process involved in having content uploaded onto the RBS website, the Notice of Application was only available on the website as of November 5, 2009.

3. The Notice of Application can be found at the URL <http://www.rbssempra.com/legal-notices/index.html>.

4. In accordance with Ms. Walli's letter, copies of the application materials are also available at the RBS office and our agent in Toronto, Stikeman Elliott LLP.

SWORN BEFORE ME in the City of
Stamford, in the State of
Connecticut, on November 10, 2009.



Notary Public



Richard I. Beitler

MARY S. SMYTH
NOTARY PUBLIC
MY COMMISSION EXPIRES SEP. 30,