



October 30, 2012

Sent via Canada Post and Email

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2700
P.O. Box 2319
Toronto, ON M4P 1E4
Email: boardsec@oeb.gov.on.ca

Dear Ms. Walli,

A letter was submitted to the Ontario Energy Board dated October 23, 2012, regarding EB-2012-0064 (Toronto Hydro Incremental Capital Application), in which Klippensteins communicated on behalf of Pollution Probe its intention to withdraw from the proceedings.

Subsequent events make it necessary for us to clarify Pollution Probe's intentions and the reasons and circumstances underlying our decision to withdraw.

Pollution Probe arranged for the production of evidence in this case as an Intervenor in good faith. We retained Klippensteins as our counsel and Jack Gibbons as our consultant.

However, as events unfolded it became clear to us that maintaining our intervention in the case and filing evidence was not the best use of our resources or the Board's.

Specifically, Toronto Hydro's decision to withdraw certain portions of its application and to re-position them within a focused Green Energy Plan application, lead us to conclude that participation in that process offered us an alternative forum for the advancement of our public policy concerns.

As we understand it, Klippensteins and Jack Gibbons have now arranged with another organization to file a late Notice of Intervention, the purpose of which is to file the very same evidence we commissioned, and chose not to file.

Please regard this letter as our formal request for the reinstatement of our Intervention. We do not intend to file evidence.

Please note that any future intervention activities undertaken by Pollution Probe will be communicated by the undersigned rather than through legal representatives and consultants, including Klippensteins and Jack Gibbons.

My apologies for any confusion any of this has caused.

Yours truly,

A handwritten signature in blue ink, appearing to be 'Bob Oliver', written in a cursive style.

Bob Oliver
Chief Executive Officer