

Court File No. 94-CQ-50878

**SUPERIOR COURT OF JUSTICE**

BETWEEN:

**TAMAR L. PICHETTE**

Plaintiff

- and -

**TORONTO HYDRO**

Defendant

Proceeding under the *Class Proceedings Act, 1992*

AND

Court File No. 98-CV-158062

**SUPERIOR COURT OF JUSTICE**

BETWEEN:

**JONATHAN GRIFFITHS**

Plaintiff

- and -

**TORONTO HYDRO-ELECTRIC COMMISSION**

Defendant

Proceeding under the *Class Proceedings Act, 1992*

**Addendum #2 to Minutes of Settlement**

The plaintiffs and the defendant, by their solicitors, hereby agree to amend the Schedule B to Minutes of Settlement herein dated

April 21, 2010, as previously amended by Addendum #1 dated July 7, 2010, as follows:

1. In paragraph 19(d) the words "required for" are deleted and replaced with "distributed through".

2. Paragraph 19(g) is amended to:

(a) add the following before the words "or for any other relief":

"for the territory"

(b) add the following after the words "or for any other relief":

and the Court may grant such relief on such terms as the Court considers just in all the circumstances, including without limitation, any potential tax consequences for, or implications for the charitable registration status of, the departing Administrator. If an Administrator is removed the Court shall appoint a successor Administrator and provide for the transfer of funds to be administered under this Order from the departing Administrator to the successor Administrator;

3. A new paragraph 19(g.1) is added as follows:

19(g.1) An Administrator may apply to the Court to resign as Administrator for some or all of the territories for which it is responsible, and the Court may permit such resignation on such terms as the Court considers just in all the circumstances, including without limitation, any potential tax consequences for, or implications for the charitable registration status of, the resigning Administrator in which eventuality the Court shall appoint successor Administrator(s) and provide for the transfer of funds to be administered under this Order from the resigning Administrator to the successor Administrator(s);

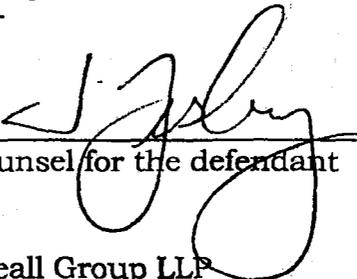
4. A new paragraph 19(g.2) is added as follows:

19(g.2) No Administrator has any right, standing, or obligation to pursue the Defendant or any Defendant Class Member to secure any payment(s) contemplated in this order.

5. This Addendum may be executed in counterparts.

Dated at Toronto this *8<sup>th</sup>* day of July 2010.

Ogilvy Renault LLP  
per

  
\_\_\_\_\_

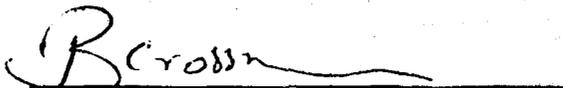
Counsel for the defendant

Theall Group LLP  
per

  
\_\_\_\_\_

Co-counsel for the Plaintiff

Fraser Milner Casgrain LLP  
per

  
\_\_\_\_\_

Co-counsel for the Plaintiff