TORONTO DOMINION BANK Form 6-K October 27, 2009

#### FORM 6-K

### SECURITIES AND EXCHANGE COMMISSION 450, 5th Street Washington, D.C. 20549

#### REPORT OF FOREIGN PRIVATE ISSUER Pursuant to Rule 13a-16 or 15d-16 of the Securities Exchange Act of 1934

For the month of October, 2009.

The Toronto-Dominion Bank

(Translation of registrant's name into English)

c/o General Counsel's Office P.O. Box 1, Toronto Dominion Centre, Toronto, Ontario, M5K 1A2

(Address of principal executive offices)

Indicate by check mark whether the registrant files or will file annual reports under cover Form 20-F or Form 40-F.

Form 20-F o Form 40-F b

Indicate by check mark whether the registrant by furnishing the information contained in this Form is also thereby furnishing the information to the Commission pursuant to Rule 12g3-2(b) under the Securities Exchange Act of 1934.

Yes o No þ

If "Yes" is marked, indicate below the file number assigned to the registrant in connection with Rule 12g3-2(b): 82-

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#### SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

THE TORONTO-DOMINION BANK

DATE: October 27, 2009

By:/s/ Rasha El SissiName:Rasha El SissiTitle:Vice President, Legal

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### EXHIBIT INDEX

# Exhibit Description

99.1 TD Bank Financial Group Comments on Expected Impact of TD Ameritrade Holding Corp.'s Fourth Quarter Earnings