



EB-2010-0325

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an application pursuant to
section 74 of the *Ontario Energy Board Act, 1998* by Seacliff
Energy Inc. to amend electricity generation licence EG-
2008-0039.

By delegation, before: Jennifer Lea

DECISION AND ORDER

Seacliff Energy Inc. ("Seacliff Inc.") filed an application on October 26, 2010 with the Ontario Energy Board pursuant to section 74 of the *Ontario Energy Board Act, 1998*, to amend the name appearing on its Standard Offer Program electricity generation licence, EG-2008-0039 from Seacliff Energy Inc. to Seacliff Energy Ltd. The application also stated that Seacliff Inc. retains control over Seacliff Energy Ltd. ("Seacliff Ltd.") and the generation facility and it will continue as the operator.

On November 2, 2010, Seacliff Inc. filed a letter to clarify that, "Seacliff Inc. retains control over Seacliff Ltd. and the generation facility will be owned and operated by Seacliff Ltd."

The licence amendment is granted.

Reasons

Seacliff Inc., with Seacliff Ltd.'s consent, requested that the Board dispose of this matter without a hearing under Section 21(4)(b) of the Act. I find, based on the evidence filed in the application, that no other parties will be adversely affected in a material way by the outcome of this proceeding. I have therefore disposed of this matter without a hearing.

The applicant stated that Seacliff Inc. recently sold, transferred and assigned its interest in the generation facility to Seacliff Ltd. Seacliff Ltd. is 51% owned by Seacliff Inc., 39% by Gemini-Seacliff Power Corporation and 10% by Alpenglow Energy Inc.

In support of its application for the name change, Seacliff Inc. filed with the Board a redacted copy of the Asset Purchase Agreement between Seacliff Inc and Seacliff Ltd., as well as a copy of the Assignment and Novation Agreement with respect to connection with Hydro One Networks Inc. and the RESOP Assignment and Novation Agreement with the Ontario Power Authority to reflect the change.

Other than the licence name change and additional key individuals identified, Seacliff Inc. confirmed that there are no other changes. All other information remains the same. I find that the requested amendment is in the public interest.

IT IS ORDERED THAT:

Electricity generation licence EG-2008-0039 is amended as requested. The amended licence is attached to this Order.

DATED at Toronto, **December 15, 2010**

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects