



**EB-2015-0140**

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

**AND IN THE MATTER OF** an application by Oro-Medonte Solar Farm Inc. for leave to transfer its electricity generation licence EG-2014-0033 to Oro LP.

By delegation, before: Peter Fraser

### **DECISION AND ORDER**

Oro-Medonte Solar Farm Inc. filed an application on April 1, 2015 with the Ontario Energy Board (the OEB) under section 18(2) of the *Ontario Energy Board Act, 1998* (the Act) for leave to transfer its electricity generation licence EG-2014-0033 to Oro LP.

As a result of a corporate reorganization and subsequent amalgamation with its parent company, Oro-Medonte Solar Farm Inc. will be transferring its assets to an existing limited partnership, Oro LP. After the transfer, Oro LP will be responsible for meeting the conditions set out in the generation licence EG-2014-0033.

I find that the application should be granted. However, I find that the granting of the application to transfer the licence should be conditioned.

For generation licence applicants who will be operating under a Feed-in Tariff (FIT) contract with the Independent Electricity System Operator (IESO), proof of signing of a procurement contract with the IESO and a Notice to Proceed are part of the evidence that must be filed with the OEB. When generation assets are transferred to unlicensed entities, the OEB generally requires the applicant to obtain confirmation from the IESO of the transfer of the contracts to the new entity before the licence is granted or transferred.

The applicant has informed the OEB that it does not yet have the confirmation of the transfer of the procurement contract from the IESO. However, the applicant indicated that the transfer of the licence is needed to effect the asset transfer as contemplated and approved by the IESO in its Waiver and Consent Agreement. I have agreed to approve the transfer of the licence pending the confirmation of the transfer of the FIT contract from Oro-Medonte Solar Farm Inc. to Oro LP.

I have proceeded without a hearing pursuant to section 21(4)(b) of the Act since no other parties are adversely affected in a material way by the outcome of the proceeding and the applicant has requested that the matter be disposed of without a hearing.

**IT IS THEREFORE ORDERED THAT:**

The application to transfer the electricity generation licence is granted, subject to the following condition respecting timing:

- Electricity generation licence EG-2014-0033 will be transferred to Oro LP once the OEB receives confirmation in writing that the IESO has assigned the FIT contract presently held by Oro-Medonte Solar Farm Inc. to Oro LP.

**DATED** at Toronto, May 14, 2015

**ONTARIO ENERGY BOARD**

*Original signed by*

Peter Fraser  
Vice President, Industry Operations & Performance