



Ontario  
Energy  
Board | Commission  
de l'énergie  
de l'Ontario

BY EMAIL  
rmoubarak@sutherlandlaw.com

July 15, 2020

Rob Moubarak  
Mitrex Inc.  
3300 Highway No. 7 Suite 904  
Vaughan ON L4K 4M3

Dear Mr. Moubarak:

**Re: Mitrex Inc.  
Applications for Electricity Generation Licence, Electricity Retailer Licence  
and Unit Sub-metering Licence  
OEB File Numbers EB-2020-0171/0172/0173**

The Ontario Energy Board (OEB) received Mitrex Inc.'s applications for an electricity generation, electricity retailer and a unit sub-metering licences on June 29, 2020. The OEB has assigned file numbers EB-2020-0171, EB-2020-0172 and EB-2020-0173 to the applications, respectively.

The OEB has preliminary reviewed your applications. Based on the timing of your intended activities, your applications appear to be filed prematurely. Further, your applications are currently incomplete and cannot be processed until the following has been filed:

**Application for an Electricity Generation Licence:**

**1. Section 9. Facility Description**

This section of the application form requires an applicant to provide information on the electricity generation facility that the applicant, once licensed, will be authorized to own and operate. This information has to be included in Schedule 1 of the licence.

The following information must be provided for your application to be processed:

- Installed capacity in MW;
- Number of Units; and
- Facility Name and Facility Address.

## 2. Section 10. Facility History and Status

In this section you stated that the facility is expected to be in service in 2022.

Please provide reasons to file an application at this time considering that there are no existing generation facility/facilities, nor there is a facility that is near commissioning that will be generating electricity for sale, i.e. performing activity for which licence is required<sup>1</sup>.

### **Application for an Electricity Retailer Licence:**

In the application for an electricity retailer licence you have indicated that Mitrex Inc. intends to sell electricity to low-volume consumers and start providing these services in 2022. As stated in the application, the only source of electricity to be sold is the power generated by the solar generating facility for which an electricity generation licence is sought.

a) Please provide reasons to file an application at this time considering that Mitrex Inc. does not intend to undertake electricity retailing activities until 2022.

b) To review and approve an application for an electricity retailer licence filed by an applicant who intends to retail electricity to low-volume consumers, the OEB requires a greater level of details regarding prices, contractual arrangements, processes and procedures to be put in place to ensure compliance with legal and regulatory requirements related to retailing activities. No details of your intended retailing business activities appear to be known at that time.

Unless these details are submitted to the OEB for review, the application for the electricity retailer licence cannot be processed.

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<sup>1</sup> Section 57(c) of the *Ontario Energy Board Act, 1998* provides that no person is permitted to generate electricity or provide ancillary services for sale through the IESO-administered markets or directly to another person without a licence.

**Application for a Unit Sub-metering Licence:**

1. In the application for a unit sub-metering licence you have indicated that Mitrex Inc. intends to start providing unit sub-metering services in 2022.

Please provide reasons to file an application at this time considering that Mitrex Inc. does not intend to undertake unit sub-metering activities until 2022.

2. Please provide a detailed list of all unit sub-metering services Mitrex Inc. intends to provide and describe qualifications and experience of Mitrex Inc.'s personnel who will be responsible for each unit sub-metering service that Mitrex intends to provide.
3. Based on the information provided in the application, it does not appear that Mitrex Inc. has any previous experience in unit sub-metering. Please explain what resources are available to Mitrex Inc. to set up unit sub-metering business.
4. Compliance with Unit Sub-metering Code (Code)

If licensed, Mitrex Inc. has to comply with provisions of the Unit Code as a condition of its licence.

- i. Describe how Mitrex Inc. plans to ensure compliance with its legal and regulatory obligations in Ontario. In your response, describe the staff, policies, processes and procedures to be put in place to ensure compliance.
- ii. Provide names and titles of all individuals that are or will be accountable for compliance, complaint handling and quality assurance, and describe fully their expertise in each applicable area.

If you require to change any information submitted in your applications, you can refile applicable sections of the applications along with your responses.

The OEB will resume processing your applications once you provide detailed information on all intended business activities. If Mitrex Inc. would not be able to

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provide the requested information within 30 days of the date of this letter, the OEB may close the files for these applications.

Please email additional material in Word or in searchable Adobe Acrobat (if available) with the Registrar at [registrar@oeb.ca](mailto:registrar@oeb.ca).

Any questions relating to this letter or your applications should be directed to Irina Kuznetsova, Advisor at [Irina.Kuznetsova@oeb.ca](mailto:Irina.Kuznetsova@oeb.ca). Please refer to the OEB file numbers noted above in all future correspondence to the OEB regarding your applications.

Yours truly,

John Pickernell  
Manager, Applications Administration