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Joanne Richardson
Director – Major Projects and Partnerships
Regulatory Affairs

BY EMAIL AND RESS

October 4, 2021

Ms. Christine E. Long, Registrar
Ontario Energy Board
Suite 2700, 2300 Yonge Street
P.O. Box 2319
Toronto, ON M4P 1E4

Dear Ms. Long:

Hydro One Networks' Request for Leave to Sell Assets to ERTH Power Corporation located in Belmont

Hydro One Networks seeks the Board's approval under Section 86(1)(b) of *the Ontario Energy Board Act* ("the Act"), for leave to sell assets to ERTH Power Corporation. The asset is located on Borden Ave. in the former village of Belmont, now in the Municipality of Central Elgin. Given that the proposed sale has no material effect on any other party, we ask that the Board dispose of this proceeding without a hearing under Section 21(4)(b) of *the Act*.

An electronic copy of this application has been submitted using the Board's Regulatory Electronic Submission System.

Should you have any questions on this application, please contact Pasquale Catalano at (416) 345-5405 or via email at Pasquale.Catalano@HydroOne.com

Sincerely,

A handwritten signature in black ink, appearing to read "Joanne Richardson".

Joanne Richardson



Application Form for Applications Under Section 86(1)(b) of the *Ontario Energy Board Act, 1998*

Application Instructions

1. Purpose of This Form

This form is to be used by parties applying under section 86(1)(b) of the *Ontario Energy Board Act, 1998* (the "Act"). Please note that the Board may require information that is additional or supplementary to the information filed in this form and that the filing of the form does not preclude the applicant from filing additional or supplementary information.

2. Completion Instructions

This form is in a writeable PDF. The applicant must either:

- type answers to all questions, print two copies, and sign both copies; or
- print a copy of the form, clearly print answers to all questions, make a copy, and sign both copies.

Please send both copies of the completed form and two copies of any attachments to:

Board Secretary
Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

If you have any questions regarding the completion of this application, please contact the Market Operations Hotline by telephone at 416-440-7604 or 1-888-632-6273 or email at market.operations@oeb.gov.on.ca.

The Board's "Performance Standards for Processing Applications" are indicated on the "Corporate Information and Reports" section of the Board's website at www.oeb.gov.on.ca. Applicants are encouraged to consider the timelines required to process applications to avoid submitting applications too late. If the submitted application is incomplete, it may be returned by the Board or there may be a delay in processing the application.

PART I: IDENTIFICATION OF PARTIES

1.1 Name of Applicant

Legal name of the applicant:	Hydro One Networks Inc.
Name of Primary Contact:	Pasquale Catalano
Title/Position:	Advisor, Regulatory Affairs
Address of Head Office:	483 Bay St., Toronto, ON, M5G 2P5
Phone:	647-616-8310
Fax:	416-345-5866
Email:	Regulatory@HydroOne.com

1.2 Other Party to the Transaction (If more than one attach a list)

Name of other party:	ERTH Power Corporation
Name of Primary Contact:	Graig Pettit
Title/Position:	Vice President & General Manager
Address of Head Office:	143 Bell St., PO Box 157, Ingersoll, ON N5C 3K5
Phone:	519-485-1820 ext. 254
Fax :	519-485-5838
Email :	Graig.Pettit@erthpower.com

1.3 If the proposed recipient is not a licensed distributor or transmitter, is it a distributor or transmitter that is exempted from the requirement to hold a distribution or transmission licence?

Yes

No

PART II: DESCRIPTION OF ASSETS TO BE TRANSFERRED

2.1 Please provide a description of the assets that are the subject of the proposed transaction.

The asset subject to this sale is a Primary Metering Unit ("PME"). The PME readings are used to bill Hydro One for its usage downstream of the PME. EARTH Power is pursuing ownership of the PME as it would be more efficient to maintain and repair during equipment failures without disruptions. Once sold, the unit will continue to serve the same function.

2.2 Please indicate where the assets are located – whether in the applicant's service area or in the proposed recipient's service area (if applicable). Please include a map of the location.

The asset is located on Borden Ave. in the former village of Belmont, now in the Municipality of Central Elgin.

See Attachment 1

2.3 Are the assets surplus to the applicant's needs?

Yes

No

If yes, please indicate why the assets are surplus and when they became surplus.

2.4 Are the assets useful to the proposed recipient or any other party in serving the public?

Yes

No

If yes, please indicate why.

2.5 Please identify which utility's customers are currently served by the assets.

This asset is currently used to meter Hydro One's usage to serve its customers. The PME will continue to be used for the same purpose.

2.6 Please identify which utility's customers will be served by the assets after the transaction and into the foreseeable future.

The usage of the asset will remain unchanged.

PART III: DESCRIPTION OF THE PROPOSED TRANSACTION

3.1 Will the proposed transaction be a sale, lease or other?

- Sale
 Lease
 Other

If other, please specify.

3.2 Please attach the details of the consideration (e.g. cash, assets, shares) to be given and received by each of the parties to the proposed transaction.

This is a cash sale. Given that the asset is end of life, Hydro One proposes to sell it for a nominal value of \$1 plus tax.

3.3 Would the proposed transfer impact any other parties (e.g. joint users of poles) including any agreements with third parties?

- Yes
 No

If yes, please explain how.

3.4 Would the proposed transfer impact distribution or transmission rates of the applicant?

- Yes
 No

If yes, please explain how.

3.5 Will the transaction adversely affect the safety, reliability, quality of service, operational flexibility or economic efficiency of the applicant or the proposed recipient?

- Yes
 No

If yes, please explain how.

PART IV: WRITTEN CONSENT/JOINT AGREEMENT

4.1 Please provide the proposed recipient's written consent to the transfer of the assets by attaching:

- (a) a letter from the proposed recipient consenting to the transfer of the assets;
- (b) a letter or proposed sale agreement jointly signed by the applicant and the proposed recipient agreeing to the transfer of the assets; or
- (c) the proposed recipient's signature on the application.

(a) Please see Attachment 2 – Consent Letter

PART V: REQUEST FOR NO HEARING

- 5.1 Does the applicant request that the application be determined by the Board without a hearing? If yes, please provide:
- (a) an explanation as to how no person, other than the applicant or licence holder, will be adversely affected in a material way by the outcome of the proceeding; and
 - (b) the proposed recipient's written consent to dispose of the application without a hearing.

Yes, Hydro One requests that the Application be determined by the Board without a hearing.

- (a) The asset subject to this sale will continue to be used for the same purpose. The ownership change is to ease the operation of the unit by EARTH Power. No other persons will be impacted by this sale.
- (b) Please see Attachment 2 – Customer Consent Letter

PART VI: OTHER INFORMATION

- | | |
|-----|---|
| 6.1 | Please provide the Board with any other information that is relevant to the application. When providing this additional information, please have due regard to the Board's objectives in relation to electricity. |
| | N/A |

PART VII: CERTIFICATION AND ACKNOWLEDGMENT STATEMENT

- 7.1 Certification and Acknowledgment
I certify that the information contained in this application and in the documents provided are true and accurate.

Signature of Key Individual



Print Name of Key Individual: **Joanne Richardson**

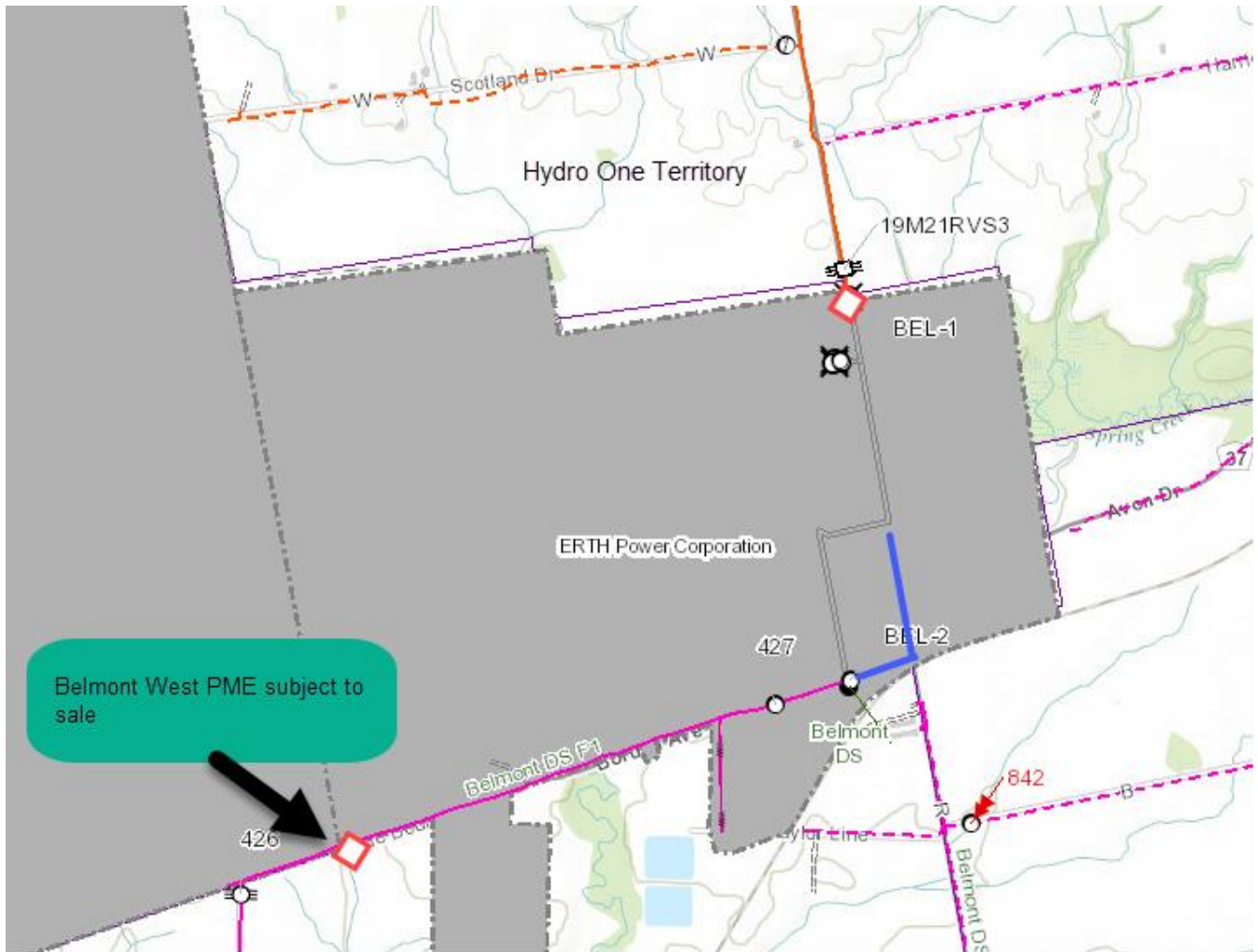
Title/Position: **Director – Major Projects and Partnerships**

Date: **October 4, 2021**

Company: **Hydro One Networks Inc.**

(Must be signed by a key individual. A key individual is one that is responsible for executing the following functions for the applicant: matters related to regulatory requirements and conduct, financial matters and technical matters. These key individuals may include the chief executive officer, the chief financial officer, other officers, directors or proprietors.)

ATTACHMENT 1 - Map of Assets



ATTACHMENT 2 – EARTH Power Consent Letter



Hydro One Networks Inc.
6975 Kenderry Gate
Mississauga, ON L5T 2Y1

Shevaughne Wynter
Account Executive
Cell: 705.818.0069

September 27, 2021

ERTH Power Corporation
P.O. Box 157, 143 Bell Street,
Ingersoll, ON, N5C 3K5

Attention: Graig Pettit

Re: Hydro One Sale of a Primary Metering Unit - Belmont Distribution Station Feeder F1

This letter is to confirm Hydro One Networks Inc.'s ("Hydro One") agreement to sell a pole mounted Primary Metering Unit installed on the 8.32 kV Belmont Distribution Station F1 feeder located in Willsie Bourne, Central Elgin, Ontario to ERTH Power Corporation for \$1.00 conditional to the OEB's approval. This also confirms that ERTH Power Corporation supports Hydro One to proceed with the Section 86(1)(b) application without a hearing.

The asset will be sold, following the OEB's approval, on an "as is, where is" basis, pursuant to Hydro One's standard asset purchase and sale agreement. The asset description is as follows,

- A pole mounted Primary Metering Unit installed on the 8.32 kV Belmont DS F1 feeder on pole #CCAU3R, located at Willsie Bourne, Central Elgin, Ontario, approximately 2.2 km downstream of Belmont Distribution Station.

If you are in agreement with these conditions of sale, please sign and return this letter at your earliest convenience. On receipt of this signed letter of consent and indemnity, we will proceed to obtain formal approval to sell these assets to ERTH Power Corporation.

Thank you for your assistance in this matter.

Yours truly,

A handwritten signature in black ink, appearing to read "Shevaughne Wynter".

Shevaughne Wynter
Account Executive
Key Account Management

Re: **Hydro One Sale of a Primary Metering Unit - Belmont Distribution Station Feeder F1**

Acknowledgement

I, Graig Pettit, EARTH Power Corporation, agree with consent, terms and conditions set out in this letter regarding the purchase of the pole mounted Primary Metering Unit installed on the 8.32 kV Belmont Distribution Station F1 feeder for a cost of \$1.00 plus HST and support Hydro One to proceed with the Section 86(1)(b) application without a hearing.

Original Signed By Graig Pettit

Graig Pettit,
Vice President & General Manager EARTH
Power Corporation
I have authority to bind the Corporation