

December 15, 2021

Ontario Energy Board
Suite 2700, 2300 Yonge Street
Toronto, ON
M4P 1E4

Attention: Ms. Natasha Gocool

Application for Electricity Generation Licence by Kap Power Corp. regarding the Kapuskasing Power Plant: EB-2021-0298

Dear Ms. Gocool:

1. We are in receipt of your email dated December 8, 2021. URICA Energy Management Corporation provides a response to your information request, on behalf of Kap Power Corp. (“Kap Power”) below.

Question 1: In your response to whom Kap Power Corp. (the applicant) will be selling electricity to:

“Kap Power will be selling the electricity generated at the Kapuskasing power plant to its parent company, Validus Power Corp., for consumption on the Kapuskasing power plant site.”

According to Section 57(d) of the OEB act,

Section 57(d) of the *Ontario Energy Board Act, 1998* provides that no person is permitted to retail electricity without a licence.

Retail, with respect to electricity, means:

- (a) to sell or offer to sell electricity to a consumer;
- (b) to act as agent or broker for a retailer with respect to the sale or offering for sale of electricity; or
- (c) to act or offer to act as an agent or broker for a consumer with respect to the sale or offering for sale of electricity.

As a result, the applicant intends on selling the consumption of the Kapuskasing Power Plant to their parent, Validus [Power] Corp., the applicant will be required to hold an electricity retailers licence.

Please submit an electricity retailer licence, as soon as you can.

2. In response to your request, please be advised that on December 13, 2021, Kap Power made application to the Ontario Energy Board (“OEB” or “Board”) for an Electricity Retailer Licence. The OEB assigned file number **EB-2021-0331** to the application.

3. Please note that the Kap Power Electricity Retailer Licence application was initially assigned file number EB-2021-0330, and this was changed the following day to EB-2021-0331. We were advised this was the result of a “technical glitch” within the OEB.

4. Attached is notice that payment of the application filing fee for EB-2021-0330 was made on December 14, 2021. We have requested that the payment for EB-2021-0330 be transferred to EB-2021-0331.

5. If the Board has any further questions regarding the Application, or requires any further information in support of the Application, please contact the undersigned at darin.lowther@urica.ca or call at 403-554-0095.

Yours truly,

<Original filed by>

Darin Lowther
Lead, Regulatory



Transaction Complete

Processed Payments

Total Amount: \$ 2,000.00 (to be debited from your account today)
From: Chequing 00102-1010842
To:

Vendor Name Vendor #	Bank/Transit Account	Due Date	Amount
ONTARIO ENERGY BOARD EB-2021-0329	0003/00002 1233881	14 Dec 2021	\$ 1,000.00
ONTARIO ENERGY BOARD EB-2021-330	0003/00002 1233881	14 Dec 2021	\$ 1,000.00

Confirmation Number: 1639511297831
Date and Time: 14, Dec 2021 at 14:48:17 EDT