

November 29, 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 November 25, 2021. URICA Energy Management Corporation provides responses to your information requests, on behalf of Kap Power Corp. ("Kap Power") below.
2. Kap Power acknowledges that Atlantic Power Limited Partnership currently holds Electricity Generation Licence EG-2003-096 regarding the ownership of the Kapuskasing Power Plant.
3. Kap Power also acknowledges that Atlantic Power Services Canada LP currently holds Electricity Generation Licence EG-2011-0348 regarding the operation of the Kapuskasing Power Plant.
4. Electricity Generation Licence EG-2003-0096 authorizes ownership by Atlantic Power Limited Partnership with respect to five (5) different generation facilities. These generation facilities include the Nipigon Power Plant, the Tunis Power Plant, the North Bay Power Plant, the Kapuskasing Power Plant and the Calstock Power Plant.<sup>1</sup>
5. Electricity Generation Licence EG-2011-0348 authorizes Atlantic Power Services Canada LP to operate five (5) different generation stations. These generation facilities include the Calstock Power Plant, the Kapuskasing Power Plant, the Nipigon Power Plant, the North Bay Power Plant and the Tunis Power Plant.<sup>2</sup>

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<sup>1</sup> Ontario Energy Board: *Electricity Generation Licence – EG-2003-0096*, Atlantic Power Limited Partnership, issued October 27, 2003, as amended.

<sup>2</sup> Ontario Energy Board: *Electricity Generation Licence – EG-2011-0348*, Atlantic Power Services Canada LP, issued November 8, 2011.

6. On February 9, 2021, the Kapuskasing Power Plant was the subject of a commercial transaction between Atlantic Power Limited Partnership, Atlantic Power Services Canada LP and Validus Power Corp., such that Kap Power, a subsidiary of Validus Power Corp. will become the owner and operator of the Kapuskasing Power Plant.

7. Accordingly, as noted in the application of Kap Power filed on November 5, 2021 for an Electricity Generation Licence, Kap Power is requesting to be the owner and operator for the Kapuskasing Power Plant.

8. However, given that Atlantic Power Limited Partnership has four other generation facilities that are addressed in Electricity Generation Licence EG-2003-0096, Kap Power requests that the Ontario Energy Board ("Board") amend Schedule 1 of Electricity Generation Licence EG-2003-0096 to remove ownership of the Kapuskasing Power Plant, and issue a new Electricity Generation Licence to Kap Power regarding ownership of the Kapuskasing Power Plant.

9. Similarly, given that Atlantic Power Services Canada LP has four other generation facilities that are addressed by Electricity Generation Licence EG-2011-0348, Kap Power requests that the Board amend Schedule 1 of Electricity Generation Licence EG-2011-0348 to remove authorization of the licensee to operate the Kapuskasing Power Plant, and issue a new Electricity Generation Licence to Kap Power to operate the Kapuskasing Power Plant.

**Question: Upon approval of the electricity generation licence identifying Kap Power Corp. as the owner and operator, what is the intention of Atlantic Power Limited Partnership (EG-2003-0096) and Atlantic Power Services Canada LP (EG-2011-0348)?**

10. Kap Power's understanding is that Atlantic Power Limited Partnership and Atlantic Power Services Canada LP will continue to own the remaining power generation facilities listed in Schedule 1 of the respective licences EG-2003-0096 and EG-2011-0348, with the exception of the North Bay Power Plant, which is currently the subject of application EB-2021-0295 before the Board.

**Question: Is the applicant requesting to be the designated licensee under EG-2003-0096 and EG-2011-0348?**

11. No, Kap Power is not requesting to be the designated licensee under EG-2003-0096 and EG-2011-0348. Kap Power is requesting that Schedule 1 of each of EG-2003-0096 and EG-2011-0348 be amended to remove reference to the Kapuskasing Power Plant, and that a new licence be issued by the Board in respect of the ownership and operation of the Kapuskasing Power Plant by Kap Power.

12. 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](mailto:darin.lowther@urica.ca) or call at 403-554-0095.

Yours truly,

*<Original signed by>*

Darin Lowther  
Lead, Regulatory