



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

DECISION AND ORDER

EB-2022-0129

GHG WIND DEVELOPMENT LP

**Application to transfer electricity generation licence EG-2015-0361
from GHG Wind Development LP to SLGR Wind LP**

BY DELEGATION, BEFORE: Brian Hewson
Vice President,
Consumer Protection & Industry Performance

April 27, 2022

DECISION AND ORDER

On March 25, 2022, GHG Wind Development LP (GHG LP) filed an application for leave of the Ontario Energy Board (OEB) pursuant to section 18(2) *Ontario Energy Board Act, 1998* (OEB Act) to transfer electricity generation licence EG-2015-0361 to SLGR Wind LP (SLGR Wind).

This Decision and Order is being issued by the Delegated Authority without holding a hearing pursuant to section 6(4) of the OEB Act.

GHG LP's electricity generation licence authorizes it to own and operate the Grey Highlands Zero Emission People project, with an installed capacity of 10MW located at 633943 Road 63, Singhampton, Ontario, and to own and operate ZEP Wind Farm Ganaraska project, with an installed capacity of 17.6 MW located at 4008 Ganaraska Road, Orono. Both generation facilities operate under Feed-in Tariff (Fit) contracts with the Independent Electricity System Operator (IESO) and are jointly owned with GHG II LP (EG-2015-0360). Both GHG LP and GHG II LP are owned by Capstone Power.

As part of an internal corporate reorganization, GHG LP proposes to transfer all of its assets and undertakings relating to the generation projects, including the FIT contracts with the IESO, to SLGR Wind LP, a newly formed entity that is wholly owned by Capstone Power Corp. As stated in the application, following the closing of the transaction, SLGR Wind LP will hold 100% ownership of the generation facilities and will be responsible for all ongoing business activities of GHG LP, including the FIT contracts. Following the completion of the transaction, a request to cancel GHG LP II's (EG-2015-0360) will be processed as per GHG II LP's request.

The applicant states that the reorganization is anticipated to be completed on May 15, 2022, and that the FIT contracts associated with each of the generation facilities will be assigned to SLGR Wind LP. However, in order for the related FIT contracts to be transferred to SLGR Wind LP, the IESO requires a confirmation of the OEB's approval of the licence transfer application.

Based on the evidence, the OEB finds it to be in the public interest to approve the application to transfer electricity generation licence EG-2015-0361 from GHG Wind Development LP to SLGR Wind LP. As the reorganization transaction has not yet closed and the FIT contracts have not been assigned to SLGR Wind LP, the transfer of the licence will not take effect until the applicant files with the OEB written confirmation of the closing of the reorganization transaction and the assignment by the IESO of the FIT contracts to SLGR Wind LP.

IT IS THEREFORE ORDERED THAT:

The application to transfer electricity generation licence EG-2015-0361 to SLGR Wind LP is granted. The transfer of the licence will become effective once GHG Wind Development LP files with the OEB written confirmation that the IESO has assigned the FIT contracts previously held by GHG Wind Development LP to SLGR Wind LP.

DATED at Toronto April 27, 2022

ONTARIO ENERGY BOARD

Brian Hewson
Vice President, Consumer Protection & Industry Performance