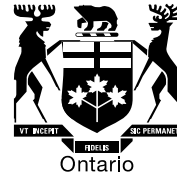


Ontario Energy Board
P.O. Box 2319
27th. Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

Commission de l'énergie de l'Ontario
C.P. 2319
27e étage
2300, rue Yonge
Toronto ON M4P 1E4
Téléphone; 416- 481-1967
Télécopieur: 416- 440-7656
Numéro sans frais: 1-888-632-6273



BY E-MAIL

September 25, 2008

Mr. Wayne Miller
Town of Essex
33 Talbot Street
Essex, ON, N8M 1A8

Dear Mr. Miller,

**Re: Application pursuant to subsection 86(2) of the *Ontario Energy Board Act, 1998*
Board File Number EB-2008-0310**

This will acknowledge receipt on September 18, 2008 of your application for leave of the Board to acquire share control in E.L.K Energy Inc. pursuant to subsection 86(2) of the *Ontario Energy Board Act*.

Please note, however, that acknowledgement of receipt of the application should not be interpreted as a determination by the Board that an application pursuant to subsection 86(2) is applicable or necessary in this case.

The Board has assigned File Number EB-2008-0310 to this matter. Please refer to this number in all future correspondence to the Board regarding this matter. All information related to this matter that is to be included in the record of the application must be filed with the Board Secretary.

Based on the Board's experience with applications of this nature, the Board expects that it will be able to render a decision and/or order for this application on or about January 26, 2009.

Please direct any questions relating to this application to Judith Fernandes, Project Advisor at 416-440-7638 or e-mail, Judith.Fernandes@oeb.gov.on.ca.

Yours truly,

Original signed by

John Pickernell
Assistant Board Secretary

cc: Mr. Richard King, Counsel (Ogilvy Renault)
Mr. Michael Audet, ELK