

EB-2016-0212

FWRN LP

RECEIVED

JUL 07 2016

Michael Weidemann
Executive Vice President
Telephone: (514) 363 7266
michael.weidemann@enercon.de

June 29, 2016

ONTARIO ENERGY BOARD *By email: boardsec@ontarioenergyboard.ca*

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

Re: Application for Amendment to Schedule 1 of Electricity Generation License issued to FWRN LP, acting through its General Partner 1021702 BC Ltd. (License EG-2015-0274) and contact person change

Dear Sir or Madam:

FWRN LP, acting through its General Partner 1021702 BC Ltd. ("**FWRN LP**") is seeking an amendment to its Electricity Generation Licence numbered EG-2015-0274 (the "**Licence**") to remove "ownership" from Schedule 1 of the Licence.

Moreover, this letter also notifies the Ontario Energy Board ("**OEB**"), pursuant to section 10.1 of the Licence, of a change in primary contact with the OEB from Mr. Etienne Champagne to Mr. Robert Sherren, Executive Project Director.

A. Reason for Amendment

NR Capital General Partnership ("**NR Cap**") intends to acquire ownership of the Niagara Region Wind Farm, which is the electricity generation facility that is the subject of the Licence. NR Cap is applying for an electricity generation licence (for ownership only) concurrently with this amendment application.

FWRN LP will remain operator of the Niagara Region Wind Farm generation facility and therefore requires that its generation licence be amended such that Schedule 1 refer to operation only.

B. Description of the Amendment

FWRN LP requests that:

- i. Schedule 1 of its License be amended to remove the reference to "ownership" of the Niagara Region Wind Farm.

FWRN LP

C. Supporting Documents

In consideration of the request to amend Schedule 1, please see the enclosed documentation:

1. Copy of the License; and
2. NR Cap's Application for an Electricity Generation License (for ownership only) for the Niagara Region Wind Farm.

D. Request that Licence be amended concurrently with issuance of NR Cap's electricity generation licence

FWRN LP requests that the Licence be amended to remove "ownership" from Schedule 1 concurrently with the issuance to NR Cap of an electricity generation licence for ownership of the Niagara Region Wind Farm generation facility.

E. Contact Person Change

Pursuant to section 10.1 of the Licence, FWRN LP hereby notifies the OEB that it would like to remove Mr. Etienne Champage as the contact person for the Licence and requests that Mr. Robert Sherren be added as the primary contact for the Licence. Mr. Sherren's contact information is as follows:

Robert Sherren
Executive Project Director
700 de la Gauchetière Street West, Suite 1200
Montréal, Québec, Canada H3B 5M2
514 363-7266
Robert.sherren@enercon.de

Please do not hesitate to contact Mrs. Amina Kherbouche, Legal Counsel, amina.kherbouche@enercon.de, 1-514-687-2575, should you require any further information.

Yours truly,

**FWRN LIMITED PARTNERSHIP,
acting through its general partner, 1021702 B.C. Ltd.**

Per : 
Name Michael Weidemann
Title Executive Vice President



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

ORDER

EB-2015-0274

**FWRN LP THROUGH ITS GENERAL
PARTNER 1021702 BC LTD.**

Application for an Electricity Generation Licence

BY DELEGATION, BEFORE: Peter Fraser
Vice President,
Industry Operations & Performance

January 14, 2016

ORDER

FWRN LP through its General Partner 1021702 BC Ltd. filed an application dated September 25, 2015 under section 60 of the *Ontario Energy Board Act, 1998* (OEB Act) for an Electricity Generation Licence under the Feed-in Tariff Program.

I have considered the application without holding a hearing pursuant to section 6(4) of the OEB Act.

IT IS ORDERED THAT:

1. The application is granted, on such conditions as are contained in the attached licence.

DATED at Toronto January 14, 2016

ONTARIO ENERGY BOARD

Original signed by

Peter Fraser
Vice President, Industry Operations & Performance



Electricity Generation Licence

EG-2015-0274

FWRN LP through its General Partner 1021702 BC Ltd.

Valid Until

January 13, 2036

Original signed by

Peter Fraser
Vice President, Industry Operations & Performance
Ontario Energy Board
Date of Issuance: January 14, 2016

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

Commission de l'énergie de l'Ontario
C.P. 2319
2300, rue Yonge
27e étage
Toronto ON M4P 1E4

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1 Definitions

In this Licence:

“**Act**” means the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B;

“**Electricity Act**” means the *Electricity Act, 1998*, S.O. 1998, c. 15, Schedule A;

“**generation facility**” means a facility for generating electricity or providing ancillary services, other than ancillary services provided by a transmitter or distributor through the operation of a transmission or distribution system and includes any structures, equipment or other things used for that purpose;

“**Licensee**” means FWRN LP through its General Partner 1021702 BC Ltd.;

“**regulation**” means a regulation made under the Act or the Electricity Act;

2 Interpretation

- 2.1 In this Licence words and phrases shall have the meaning ascribed to them in the Act or the Electricity Act. Words or phrases importing the singular shall include the plural and vice versa. Headings are for convenience only and shall not affect the interpretation of this Licence. Any reference to a document or a provision of a document includes an amendment or supplement to, or a replacement of, that document or that provision of that document. In the computation of time under this Licence where there is a reference to a number of days between two events, they shall be counted by excluding the day on which the first event happens and including the day on which the second event happens. Where the time for doing an act expires on a holiday, the act may be done on the next day that is not a holiday.

3 Authorization

- 3.1 The Licensee is authorized, under Part V of the Act and subject to the terms and conditions set out in this licence, to generate electricity or provide an ancillary service for sale under a contract with the IESO and the contract is entered into as part of a standard offer program offered by the IESO. This Licence authorizes the Licensee only in respect of those facilities set out in Schedule 1.
- 3.2 The Licensee is authorized to conduct business in the name under which this Licence is issued, or any trade name(s) listed in Schedule 2.

4 Obligation to Comply with Legislation, Regulations and Market Rules

- 4.1 The Licensee shall comply with all applicable provisions of the Act and the Electricity Act, and regulations under these acts, except where the Licensee has been exempted from such compliance by regulation.
- 4.2 The Licensee shall comply with all applicable Market Rules.

5 Obligation to Maintain System Integrity

- 5.1 Where the IESO has identified, pursuant to the conditions of its licence and the Market Rules, that it is necessary for purposes of maintaining the reliability and security of the IESO-controlled grid, for the Licensee to provide energy or ancillary services, the IESO may require the Licensee to enter into an agreement for the supply of energy or such services.
- 5.2 Where an agreement is entered into in accordance with paragraph 5.1, it shall comply with the applicable provisions of the Market Rules or such other conditions as the Board may consider reasonable. The agreement shall be subject to approval by the Board prior to its implementation. Unresolved disputes relating to the terms of the Agreement, the interpretation of the Agreement, or amendment of the Agreement, may be determined by the Board.

6 Restrictions on Certain Business Activities

- 6.1 Neither the Licensee, nor an affiliate of the Licensee shall acquire an interest in a transmission or distribution system in Ontario, construct a transmission or distribution system in Ontario or purchase shares of a corporation that owns a transmission or distribution system in Ontario except in accordance with section 81 of the Act.

7 Provision of Information to the Board

- 7.1 The Licensee shall maintain records of and provide, in the manner and form determined by the Board, such information as the Board may require from time to time.
- 7.2 Without limiting the generality of paragraph 7.1 the Licensee shall notify the Board of any material change in circumstances that adversely affects or is likely to adversely affect the business, operations or assets of the Licensee, as soon as practicable, but in any event no more than twenty (20) days past the date upon which such change occurs.

8 Term of Licence

- 8.1 This Licence shall take effect on January 14, 2016 and expire on January 13, 2036. The term of this Licence may be extended by the Board.

9 Fees and Assessments

- 9.1 The Licensee shall pay all fees charged and amounts assessed by the Board.

10 Communication

- 10.1 The Licensee shall designate a person that will act as a primary contact with the Board on matters related to this Licence. The Licensee shall notify the Board promptly should the contact details change.
- 10.2 All official communication relating to this Licence shall be in writing.
- 10.3 All written communication is to be regarded as having been given by the sender and received by the addressee:
- a) when delivered in person to the addressee by hand, by registered mail or by courier;

- b) ten (10) business days after the date of posting if the communication is sent by regular mail; or
- c) when received by facsimile transmission by the addressee, according to the sender's transmission report.

11 Copies of the Licence

11.1 The Licensee shall:

- a) make a copy of this Licence available for inspection by members of the public at its head office and regional offices during normal business hours; and
- b) provide a copy of this Licence to any person who requests it. The Licensee may impose a fair and reasonable charge for the cost of providing copies.

SCHEDULE 1 LIST OF LICENSED GENERATION FACILITIES

The Licence authorizes the Licensee only in respect to the following:

1. Ownership and operation of Niagara Region Wind Farm (on-shore), with an installed capacity of 230 MW located at 4827 Vaughan Rd. E., Wellandport, Ontario L0R 2J0.

SCHEDULE 2 AUTHORIZED TRADE NAMES

1. Niagara Region Wind Farm

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

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



Application for an Electricity Generation Licence Feed-in Tariff Program

For Office Use Only	
Application Number	EB-2016-0250
Date Received	

1. The Applicant

Legal Name of the Applicant : NR Capital General Partnership

Business Classification:

- Sole Proprietor
- Partnership
- Corporation
- Other (describe) _____

Date of formation or incorporation: October 14, 2015

Place of formation or incorporation:

Province/State Ontario

Country Canada

Head Office or Business Address of Applicant

4672 Bartlett Road South

City	Province/State	Country	Postal/Zip Code
<u>Beamsville</u>	<u>Ontario</u>	<u>Canada</u>	<u>L0R 1B1</u>

Phone Number	Toll Free (if available)	E-mail Address

Website Address _____

2. Application Type

- New
- Renewal, provide the licence number and expiry date of the current licence.

Licence Number _____ Expiry Date _____

3. Licence Primary Contact

The licensee shall designate a person who will act as primary contact with the OEB on matters related to the licence.

Mr. <input checked="" type="radio"/> Mrs. <input type="radio"/> Miss <input type="radio"/> Ms. <input type="radio"/> Other <input type="radio"/> _____	Last Name	First Name	Initial
	Gravenor	Gaël C.	GCG
	Title/Position		
	Director, Legal Affairs (Canada)		
Company Name			
ENERCON Canada Inc.			
Licence Primary Contact Address:			
700 de la Gauchetière Street West, Suite 1200			
City	Province/State	Country	Postal/Zip Code
Montreal	Quebec	Canada	H3B 5M2
Phone Number	Toll Free (if available)	E-mail Address	
514-687-2544	1 877 708 2101	gael.gravenor@enercon.de	

4. Application Primary Contact

Indicate if same as above. Proceed to section 5.

The primary contact for the licence application may be a person within the applicant's organization other than the licence primary contact noted above. An applicant may also choose to designate a consultant, lawyer, etc. to be the primary contact for the licence application. The OEB will communicate with this person during the course of the application review process but with the licence primary contact after a licence is issued.

Mr. <input type="radio"/> Mrs. <input type="radio"/> Miss <input type="radio"/> Ms. <input type="radio"/> Other <input type="radio"/> _____	Last Name	First Name	Initial
	Title/Position		
Company Name			
Application Primary Contact Address:			
City	Province/State	Country	Postal/Zip Code
Phone Number	Toll Free (if available)	E-mail Address	

5. Trade Names

The electricity generation licence authorizes the licensee to conduct business using the name under which the licence is held (i.e. the applicant's legal name). It also provides for the use of trade names by the licensee.

Does the applicant intend to use trade names?

- Yes, provide a list of trade names the applicant intends to use in the space provided below.
 No, proceed to section 6.

Niagara Region Wind Farm

6. Applicant's Licensing Status and History

(a) Has the applicant ever been licensed by the OEB?

- Yes, provide details of current and expired licences in the table below.
 No

Licensee Name	Licensee's Address	Licence Number

(b) Has the applicant ever had an energy market related licence or registration in Ontario and/or other jurisdiction within North America refused, suspended, revoked or cancelled?

- Yes, provide details

--

- No

7. Key Individuals

In the table below, identify the key individuals that are responsible for executing the following functions for the applicant: matters related to regulatory requirements and conduct, financial matters, and technical matters. Key individuals include the Chief Executive Officer, the Chief Financial Officer, other officers and directors, partners or proprietors.

Name of Key Individual	Title/Position within Applicant's Business (or identify company if not the Applicant's Business)
Michael Weidemann	Executive Vice President
Meinhard Stelte	Senior Consultant

8. Generation Facilities

Is the applicant applying to be licensed for more than one facility?

Yes. Make a copy of **sections 8,9 and 10 of this application form** and provide information for each additional facility as an attachment.

No

- a) Generation Type:
- | | | |
|--|--|---|
| <input type="radio"/> Biogas | <input type="radio"/> Biogas (On-Farm) | <input type="radio"/> Landfill Gas |
| <input type="radio"/> Renewable Bio-Mass | <input type="radio"/> Solar PV (Rooftop) | <input type="radio"/> Solar PV (Ground Mount) |
| <input type="radio"/> Wind (Off-Shore) | <input checked="" type="radio"/> Wind (On-Shore) | <input type="radio"/> Waterpower |

Gross Nameplate Capacity 230 kW MW

Expected Commercial Operation Date 15-Sep-2016

Facility Name Niagara Region Wind Farm

Facility Address 4827 Vaughan Rd E Wellandport, ON L0R 2J0 Canada

b) Does/will the applicant own and operate any of the following (check any that apply):

i) A distribution line that is used to distribute electricity within the generation facility described in section 8 a) or from that facility to the distribution system of a Local Distribution Company?

Yes, provide length of the distribution line in kilometres 216

No

ii) A transmission line that is used to distribute electricity within the generation facility described in section 8a) or from that facility to the IESO-controlled grid?

Yes, provide length of the transmission line in kilometres 44

No

iii) A transformer station or distribution station that is used to transform the voltage of electricity at the generation facility described in section 8a), on a transmission line or on the distribution system of a Local Distribution Company?

Yes

No

c) Responsibilities of Applicant:

- Owner and Operator
- Operator only, please indicate if you are leasing the facility and identify owner _____
- Owner only, please identify lessee/operator FWRN LP, acting through its General Partner 1021702 BC Ltd

If you are applying for only one of the two qualifications, please provide information on the status of the other qualification. The information should include confirmation as to whether or not the person or entity seeking the other qualification is licensed; if licensed, please provide the licence number, and if not, indicate when an application for the other qualification will be filed with the OEB:

Operator: FWRN LP, acting through its General Partner 1021702 BC Ltd. - Licence #EG-2015-0274. FWRN LP is requesting that the Board remove "Owner" from it licence, concurrently with this application.

9. Feed-in Tariff Program Contract and Notice to Proceed

Provide details regarding FIT contract with the IESO and Notice to Proceed

FIT Reference #: FIT - F-001580-WIN-130-601

Contract Date: 25-Feb-11

Date Notice to Proceed was received: 28-Jul-15

**Note: The application cannot be processed until the IESO issues a Notice to Proceed for the project.
A copy of the Notice to Proceed must be submitted with your application.**

10. Connection

a) Will the generation facility be connected to a Local Distribution Company?

- Yes, identify the Local Distribution Company and the connection point (i.e. feeder name, name of transformer station or distribution station to which the feeder is connected)

No

b) Will the generation facility be connected to a Host Facility?

- Yes, identify the Host Facility and the connection point (i.e. name of Local Distribution Company or name of Transmitter serving Host Facility, name of feeder or circuit connecting Host Facility, name of transformer station or name of switching station, name of transformer or distribution station to which the feeder is connected)

No

c) Will the generation facility be connected to a transmission system (the IESO-controlled grid)?

Yes, identify the connection point (i.e. name of circuit, name of transformer or switching station)

H9W Circuit, Beach TS

No

If the applicant has answered "No" to a), b) and c), explain how the applicant intends to connect the project.

11. Notice

The OEB is authorized, under section 4.14 of the OEB Act, to collect personal information for the purpose of carrying out its duties and exercising its powers under the OEB Act or any other Act.

The information provided both on this form and attached to this form is being collected by the OEB for the purpose of determining whether the applicant is qualified to receive the licence for which it is applying.

In order to verify the information on this form and/or determine whether the applicant is qualified to receive the licence for which it is applying, it may be necessary for the OEB to collect additional information from some or all of the following sources: federal, provincial/state, or municipal governments; licensing bodies; law enforcement agencies; credit bureaus; and banks. Only information relevant to the application or the OEB's determination of the application will be collected by the OEB.

The public official who can answer questions about the collection of the information is:

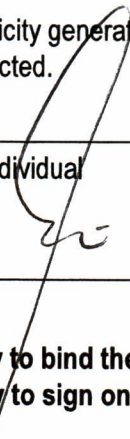
Board Secretary
Ontario Energy Board
P.O Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON
M4P 1E4

Tel: 416-481-1967 or 1-888-632-6273

Applicants are reminded that the OEB is subject to the *Freedom of Information and Protection of Privacy Act* (FIPPA). FIPPA addresses circumstances in which the OEB may, upon request, be required to release information that is in its custody or under its control, and generally prohibits the OEB from releasing personal information. "Personal Information" has the meaning given to it under FIPPA.

12. Certification and Acknowledgement

- (a) I certify that the information contained in this application and in the documents provided are true and accurate.
- (b) I understand and acknowledge that, as a licensee, I must provide information as the OEB may require from time to time.
- (c) I understand and acknowledge that, as a licenced electricity generator, I must enter into agreements with the distributor or transmitter to whom my facilities are connected.

Print Name of Key Individual	Signature of Key Individual	Date
MICHAEL WEIDEMANN		JUNE 29, 2016

If the applicant is a sole proprietor, he/she must sign.

If the applicant is a corporation, a person with authority to bind the corporation must sign.

If the applicant is a partnership, a partner with authority to sign on behalf of the partnership must sign.

Checklist (return with application form)

Two copies of the application form have been included with original signature on both copies

A cheque or money order for the non-refundable application fee has been included

A copy of the Notice to Proceed has been included

*Please see
email enclosed.*