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BY EMAIL & RESS
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Mr. Ritchie Murray
Ontario Energy Board
2300 Yonge Street, 27th floor
P.O. Box 2319
Toronto, ON M4P 1E4

Dear Mr. Murray:

Re: Elexicon Energy Inc. (Elexicon) – 2026 Incentive Rate-Setting Mechanism (IRM) Application (EB-2025-0046) Confidentiality Request

We represent Elexicon in the above noted matter. On July 16, 2025, Elexicon filed an IRM application with the OEB for 2026 rates. The IRM application included a not relevant and confidential version of an Independent Electricity System Operator ("**IESO**") System Impact Assessment Report ("**SIA**") without the corresponding non-confidential version of the SIA and the underlying rationale for the confidentiality request. Further, Elexicon is withdrawing non-relevant information about the SIA that was inadvertently included in one of the business cases in the IRM application. For ease, Elexicon is refiling the entire IRM application with this letter, which includes the non-confidential version of the SIA and removes of any references in the IRM application to confidential and non-relevant information in the SIA.

1. Non-Relevance and Confidentiality Request

Elexicon is filing with the Ontario Energy Board ("**OEB**") certain information in the IRM application that is not relevant and/or confidential. Elexicon is hereby requesting confidential treatment of the information in the table below pursuant to sections 10.01 and 10.02 of the OEB's Rules of Practice and Procedure (revised March 6, 2024) and sections 5.1.1, 5.1.2 and 11 of the OEB's Practice Direction on Confidential Filings (revised December 17, 2021, "**Practice Direction**").

Evidence Reference / Description	Rationale Supporting Redaction
<p>Application pages 109 to 136</p> <p>System Impact Assessment Report – Appendices B to E</p>	<p><u>Not Relevant</u></p> <p>On April 4, 2024, the OEB issued <i>Guidance on Filing System Impact Assessment Reports</i> for electricity transmission leave to construct applications.¹ The OEB directed that it will not require applicants in electricity transmission leave to construct applications to file SIA appendices, except those which contain the requirements for connection. Any party seeking the appendices to be filed must justify how the importance of this information outweighs the risks and additional administration.</p> <p>The OEB similarly decided in EB-2023-0360² and EB-2023-0198³ that certain appendices in a SIA were not necessary for the OEB’s determination of the issues in that proceeding and that the information would be treated as “confidential – not relevant”.</p> <p>Elexicon is requesting that the OEB treat the SIA filed in this IRM application in an identical manner to SIAs filed as part of electricity transmission leave to construct applications. Thus, the redactions in the attached SIA should similarly be treated as "confidential – not relevant". The SIA report includes appendices with additional study details that are not required for the OEB’s determination of the issues in this application.</p> <p><u>Confidential</u></p> <p>As set out in the <i>Guidance on Filing System Impact Assessment Reports</i>, the SIA report evaluates the project’s design and its impact on the reliability of the integrated power system, to determine whether the IESO should issue a notice of conditional approval or disapproval of the proposed connection. The redacted appendices contain confidential information of the IESO, the connection applicant, the transmitter and, potentially, other third parties, including information that, if disclosed, could reasonably be expected to pose a potential security threat to the integrated power system, the IESO administered markets, or those of neighbouring jurisdictions.</p> <p>While Elexicon is of the view that the redacted information in the appendices is not necessary to support the IRM application and is not relevant, in the alternative the information should remain confidential as disclosure could reasonably be expected to pose a potential security threat</p>

¹ OEB Guidance on Filing System Impact Assessment Reports, April 4, 2024, online: <https://www.rds.oeb.ca/CMWebDrawer/Record/847922/File/document>

² EB-2023-0360, Procedural Order No. 1 and Procedural Order No. 2, March 28, 2024 and May 1, 2024.

³ EB-2023-0198, Decisions on Confidentiality and Motion and Procedural Order No. 3, January 16, 2024.

	to the integrated power system, the IESO administered markets, or those of neighbouring jurisdictions. ⁴ In a prior case the OEB has held that this type of information should remain redacted. ⁵
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2. Withdrawal of Non-Relevant and Confidential Information

Given the non-relevance and confidentiality request above, Elexicon is amending Appendix C of the Application to remove any references to Appendices B to E of the SIA as the information is not necessary to support the IRM application and is not relevant, pursuant to section 10.05 of the OEB *Rules of Practice and Procedure* and section 11.1.1 of the OEB *Practice Direction on Confidential Filings*. An amended version of Appendix C is included in the updated IRM application appended to this letter.

Please contact the undersigned with any questions.

Yours truly,

BORDEN LADNER GERVAIS LLP



Colm Boyle

CB/JV

⁴ OEB Guidance on Filing System Impact Assessment Reports

⁵ EB-2023-0013, Decision on Confidentiality, February 27, 2024.