



January 28, 2022

Delivered by Email & RESS

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

Dear Ms. Marconi:

**Re: OEB File No.: EB-2021-0016
E.L.K. Energy Inc. ("E.L.K.")
2022 Cost of Service Application**

We are writing further to our letters to the Ontario Energy Board's ("OEB") dated August 25, 2021 and December 23, 2021 regarding an extension to file E.L.K.'s 2022 Cost of Service Application (the "Application") and the OEB's response letters dated September 7, 2021 and January 5, 2022.

E.L.K.'s staff and consultants continue to work diligently and tirelessly on preparing the Application, however, we are writing to inform the OEB that E.L.K. will not be in a position to file its rebasing application by January 31, 2022. E.L.K. is very close to completing the Application and E.L.K. will continue to use its best efforts to complete all remaining work to file its rate application on or before February 28, 2022.

In the OEB's response letter dated January 5, 2022, the OEB stated that it expects that "*either an application would be filed by April 30, 2022, or a motion to review would be filed in sufficient time to process the motion prior to April 30, 2022.*" Based on the OEB's *Performance Standards*, we know that the typical time to process a motion based on new evidence/facts or change in circumstances is 165 days. E.L.K. notes that it will not be able to complete a motion to review before the deadline. As noted above, E.L.K. is very close to completing the Application. In this context, E.L.K. would like to advise the OEB that it has no intention of filing a motion to vary the OEB order approving the settlement agreement (EB-2016-0066).



If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, which appears to read 'Cheryl Tratechaud'.

Cheryl Tratechaud CPA, CMA

Chief Financial Officer, Director of Stakeholder Relations

E.L.K. Energy Inc.

CC: John Vellone, BLG