

**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-17-09**



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**IN THE MATTER OF
the Utilities Commission Act, R.S.B.C. 1996, Chapter 473**

and

**An Application by Connect Energy Partnership
for Approval of its Initial Gas Marketer Licence**

BEFORE: D.A. Cote, Commissioner October 15, 2009

O R D E R

WHEREAS:

- A. On September 25, 2009 Connect Energy Partnership ("Connect Energy") applied to the British Columbia Utilities Commission ("Commission") for approval of a Gas Marketer Licence ("Application"). The Application included the payment of the \$1,000 Application Fee and a \$250,000 Letter of Credit, pursuant to items 2 and 3 respectively, of the Licence Requirements; and
- B. The Commission has reviewed Connect Energy's Application and relying upon the information and representations made by Connect Energy, finds that approval of a Gas Marketer Licence, subject to conditions, is warranted.

NOW THEREFORE pursuant to section 71.1(6) of the *Utilities Commission Act* the Commission orders as follows:

- 1. The Commission issues to Connect Energy a Gas Marketer Licence for the period November 1, 2009 to October 31, 2010.
- 2. The Gas Marketer Licence is subject to the following conditions:
 - 2.1 Connect Energy will carry out the undertakings as set out in the Application for a Gas Licence to Market Natural Gas dated September 25, 2009 and the Rules for Gas Marketers.
 - 2.2 Connect Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.
 - 2.3 Connect Energy will maintain a Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.

**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-17-09**

2

- 2.4 Connect Energy will maintain a Working Capital position of at least \$50,000 and a Current Ratio of current assets to current liabilities of at least 1.10.
- 2.5 The Commission may, at any time and without prior notice to Connect Energy, amend or impose new terms and conditions on, suspend, or cancel the Gas Marketer Licence for reasons the Commission, in its sole discretion, deems and considers sufficient.
- 2.6 The Gas Marketer Licence and all copies of it shall remain the property of the Commission and Connect Energy will return these documents forthwith upon written request from the Commission.
- 2.7 Connect Energy will file with the Commission unaudited quarterly financial statements no later than 45 days after the end of the relevant quarter, pursuant to item 5 of the Licence Requirements.
- 2.8 Connect Energy will revise its consumer contract to ensure it is in full compliance with the Code of Conduct for Gas Marketers. Connect Energy will not engage in any marketing activity under the Customer Choice Program until its revised contract is approved by the Commission.
- 2.9 Connect Energy will submit to the Commission, for its approval, any marketing material that it intends to use to solicit customers under the Customer Choice Program.
- 2.10 This Licence does not allow for Connect Energy to solicit residential customers under the Customer Choice Program. If Connect Energy intends to market to residential customers, it has to apply for an amended Licence.
- 2.11 Connect Energy shall ensure that its employees, salespersons or other representatives of its products and services comply with the standards required of a Gas Marketer as set out in the Code of Conduct for Gas Marketers. Connect Energy shall be responsible for the non-compliance of its employees, salespersons or other representatives of its products and services with the Code of Conduct for Gas Marketers.

DATED at the City of Vancouver, in the Province of British Columbia, this 15th day of October 2009.

BY ORDER

Original signed by:

D. A. Cote
Commissioner

Attachment



LICENCE No. A-17-09

GAS MARKETER LICENCE

Connect Energy Partnership

is granted a licence for the purpose of providing advice to, or acting on behalf of, a low volume consumer⁽¹⁾ purchasing gas directly in the Province of British Columbia subject to the terms and conditions contained in Commission Order A-17-09, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Original Signed by:

D. A. COTE, COMMISSIONER

ISSUED: October 15, 2009

EXPIRES: November 1, 2009 to October 31, 2010

(1) As described in the Rules for Gas Marketers

2. The Gas Marketer Licence is subject to the following conditions:
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 - 2.2 Connect Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.
 - 2.3 Connect Energy will maintain a Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.
 - 2.4 Connect Energy will maintain a Working Capital position of at least \$50,000 and a Current Ratio of current assets to current liabilities of at least 1.10.
 - 2.5 The Commission may, at any time and without prior notice to Connect Energy, amend or impose new terms and conditions on, suspend, or cancel the Gas Marketer Licence for reasons the Commission, in its sole discretion, deems and considers sufficient.
 - 2.6 The Gas Marketer Licence and all copies of it shall remain the property of the Commission and Connect Energy will return these documents forthwith upon written request from the Commission.
 - 2.7 Connect Energy will file with the Commission unaudited quarterly financial statements no later than 45 days after the end of the relevant quarter, pursuant to item 5 of the Licence Requirements.
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