

SIXTH FLOOR, 900 HOWE STREET, BOX 250
VANCOUVER, B.C. V6Z 2N3 CANADA
web site: <http://www.bcuc.com>



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER E-4-10**

TELEPHONE: (604) 660-4700
BC TOLL FREE: 1-800-663-1385
FACSIMILE: (604) 660-1102

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

and

**A Filing by FortisBC Inc.
of an Electricity Purchase Agreement**

BEFORE: L.F. Kelsey, Commissioner January 28, 2010
D. A. Cote, Commissioner

O R D E R

WHEREAS:

- A. On November 30, 2009 pursuant to section 71 of the *Utilities Commission Act* ("Act"), FortisBC Inc. ("FortisBC") filed with the British Columbia Utilities Commission (the "Commission") an Electricity Purchase Agreement ("EPA") dated October 30, 2009 for a call option between FortisBC and Teck Metals, Ltd. ("Teck") and the EPA was made pursuant to the Western Systems Power Pool Agreement; and
- B. In the filing, FortisBC requested that the Commission keep the EPA confidential as it contains commercially sensitive information; and
- C. The Commission has reviewed the EPA and has determined that the filing is in the public interest.

NOW THEREFORE the Commission orders as follows:

- 1. Pursuant to section 71 of the Act, the EPA that is set out as Appendix A to the Filing is accepted.
- 2. The Commission will keep confidential the EPA and Appendix A of the Filing.
- 3. FortisBC will file a report, by April 10, 2010, on the monthly amounts of firm capacity/energy purchases and unit prices paid for firm capacity/energy as well as the total monthly payments to Teck.

DATED at the City of Vancouver, in the Province of British Columbia, this 28th day of January 2010.

BY ORDER

Original signed by:

D. A. Cote
Commissioner