



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-11-15**

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

and

Bluestream Energy Inc.
Special Application for One-Time Gas Marketer Licence Amendment
under the Customer Choice Program

BEFORE: L. F. Kelsey, Commissioner
C. A. Brown, Commissioner
H. G. Harowitz, Commissioner
K. A. Keilty, Commissioner
D. M. Morton, Commissioner

September 3, 2015

O R D E R

WHEREAS:

- A. On August 28, 2014, Bluestream Energy Inc. (Bluestream) applied to the British Columbia Utilities Commission (Commission) for renewal of its Gas Marketer Licence. On October 9, 2014, by Order A-10-14, the Commission issued a renewal Gas Marketer Licence to Bluestream for the period November 1, 2014 to October 31, 2015, subject to certain conditions. Condition "i" of the Gas Marketer Licence prohibits Bluestream from engaging in gas marketing activities under the Customer Choice program on Vancouver Island and in the Resort Municipality of Whistler;
- B. On August 11, 2015, Bluestream applied to the Commission for a special one-time licence amendment for the purpose of engaging in gas marketing activities under the Customer Choice program on Vancouver Island, the Sunshine Coast and in the Resort Municipality of Whistler, in accordance with the Special Application Requirements established by Order A-5-14. The application for amendment of its Licence to Market Natural Gas (Application) included the payment of the \$500 Application Fee, pursuant to Section 2 of the Special Application Requirements; and
- C. The Commission reviewed Bluestream's Application and relying upon the information and representations made by Bluestream finds that approval of the amendment of the Gas Marketer Licence is warranted.

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NOW THEREFORE pursuant to section 71.1(6) of the *Utilities Commission Act*, the British Columbia Utilities Commission orders that Condition “i” of the Gas Marketer Licence issued by Order A-10-14 to Bluestream Energy Inc. (Bluestream), prohibiting Bluestream from engaging in gas marketing activities on Vancouver Island and in the Resort Municipality of Whistler, is removed from the Gas Marketer Licence for the period September 3, 2015 to October 31, 2015.

DATED at the City of Vancouver, in the Province of British Columbia, this 4th day of September 2015.

BY ORDER

Original signed by:

D. M. Morton
Commissioner

Attachment



LICENCE No.: A-10-14
AMENDED BY: ORDER A-11-15

GAS MARKETER LICENCE

Bluestream Energy Inc.

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-10-14 and amended by Commission Order A-11-15, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Original signed by:

D. M. Morton, Commissioner

ISSUED: October 9, 2014
EFFECTIVE: November 1, 2014
AMENDED: September 3, 2015
EXPIRES: October 31, 2015

(1) As described in the Rules for Gas Marketers

This Gas Marketer Licence is subject to the following conditions:

- a. Bluestream must carry out the undertakings as provided in its Application for a Gas Marketer Licence and as set out in the Rules for Gas Marketers established by Order A-12-13.
- b. Bluestream must comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of FortisBC Energy Inc. Bluestream 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 and Bluestream shall be responsible for any non-compliance of its employees, salespersons or other representatives of its products and services.
- c. Bluestream must maintain a \$250,000 performance security in full force and effect for the duration of the Licence.
- d. Bluestream must notify the Commission immediately if any changes are made to the terms of the shareholder loan or if there is a reduction to the shareholder loan amount referenced in the financial ratio calculations for Licence Requirement 7. Such changes may trigger a review of Bluestream's Licence.
- e. Bluestream must file with the Commission, pursuant to item 10.0 of the Rules for Gas Marketers, the following information:
 - i. The most recent version of the documents submitted to satisfy Section 7, Financial Qualifications, of the Licence Requirements; and
 - ii. The most recent version of the documents submitted under Sections (8), (9), (10), (11) and (12) of the Licence Requirements for the Commission's comment and approval, as necessary, prior to commercial distribution and/or use.
- f. The Commission may, at any time and without prior notice to Bluestream, amend or impose new terms and conditions on, suspend, or cancel the Gas Marketer Licence for reasons the Commission, in its sole discretion, considers sufficient.
- g. The Gas Marketer Licence and all copies of it shall remain the property of the Commission. Bluestream will return these documents forthwith upon written request from the Commission.
- h. Bluestream is licensed to engage in gas marketing only to Commercial Consumers enrolled under FortisBC Energy Rate Schedule 2 or 3.