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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-9-12**

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

and

An Application by Superior Energy Management Gas LP
for Renewal of its Gas Marketer Licence
under the Customer Choice Program

BEFORE: L.F. Kelsey, Commissioner
D.M. Morton, Commissioner May 29, 2012
C.A. Brown, Commissioner
N.E. MacMurchy, Commissioner
R.D. Revel, Commissioner

O R D E R

WHEREAS:

- A. On April 27, 2012, Superior Energy Management Gas LP (Superior Energy) applied to the British Columbia Utilities Commission (Commission) for renewal of its Gas Marketer Licence. The Application for renewal of its Licence to Market Natural Gas (Application) included the payment of the \$1,000 Application Fee and a \$250,000 proof of security, pursuant to Sections 2 and 4 respectively, of the Licence Requirements;
- B. The Commission has reviewed Superior Energy's Application and, relying upon the information and representations made by Superior Energy, finds that renewal of its 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 Superior Energy a Gas Marketer Licence for the period of July 1, 2012 to October 31, 2013.
2. This licence is subject to the following conditions:
 - a. Superior Energy will carry out the undertakings as provided in its Application and as set out in the revised Rules for Gas Marketers which was effective July 25, 2011.
 - b. Superior Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of FortisBC Energy Inc. Superior 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. Superior Energy shall be responsible for any non-compliance of its employees, salespersons, or other representatives of its products and services.

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- c. Superior Energy will maintain a \$1,010,406 performance security in full force and effect for the duration of the Licence.
- d. Superior Energy will file with the Commission unaudited quarterly financial statements no later than 45 days after the end of each quarter.
- e. Superior Energy will file with the Commission the most recent version of the documents submitted to satisfy Section (7), Financial Qualifications, of the Licence Requirements.
- f. Superior Energy will file with the Commission the documents submitted under Sections (8), (9), (10), (11), and (12) of the Licence Requirements for comment and approval as soon as changes are made and prior to their commercial distribution and/or use.
- g. The Commission may, at any time and without prior notice to Superior 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.
- h. The Gas Marketer Licence and all copies of it shall remain the property of the Commission. Superior Energy will return these documents forthwith upon written request from the Commission.

DATED at the City of Vancouver, in the Province of British Columbia, this 29th day of May 2012.

BY ORDER

Original signed by:

L.F. Kelsey
Commissioner

Attachment



LICENCE No. A-9-12

GAS MARKETER LICENCE

Superior Energy Management Gas LP

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-9-12, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Signed by:

L.F. Kelsey, Commissioner

ISSUED: July 1, 2012

EXPIRES: October 31, 2013

(1) As described in the Rules for Gas Marketers

This Gas Marketer Licence is subject to the following conditions:

- a. Superior Energy will carry out the undertakings as provided in its application and as set out in the revised Rules for Gas Marketers which was effective July 25, 2011.
- b. Superior Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of FortisBC Energy Inc. Superior 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. Superior Energy shall be responsible for any non-compliance of its employees, salespersons, or other representatives of its products and services.
- c. Superior Energy will maintain a \$1,010,406 performance security in full force and effect for the duration of the Licence.
- d. Superior Energy will file with the Commission unaudited quarterly financial statements no later than 45 days after the end of each quarter.
- e. Superior Energy will file with the Commission the most recent version of the documents submitted to satisfy Section (7), Financial Qualifications, of the Licence Requirements.
- f. Superior Energy will file with the Commission the documents submitted under Sections (8), (9), (10), (11) and (12) of the Licence Requirements for its comment and approval as soon as changes are made and prior to their commercial distribution and/or use.
- g. The Commission may, at any time and without prior notice to Superior 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.
- h. The Gas Marketer Licence and all copies of it shall remain the property of the Commission. Superior Energy will return these documents forthwith upon written request from the Commission.