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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-16-11**

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

and

An Application by Bluestream Inc.
for Renewal of its Gas Marketer Licence
under the Customer Choice Program

BEFORE: L.F. Kelsey, Commissioner
D. Morton, Commissioner

October 6, 2011

O R D E R

WHEREAS:

- A. On August 30, 2011, Bluestream Energy Inc. (Bluestream) 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 Bluestream's Application and relying upon the information and representations made by Bluestream 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 Bluestream a Gas Marketer Licence for the period of November 1, 2011 to October 31, 2012.
2. This licence is subject to the following conditions:
 - a. Bluestream 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. Bluestream will 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 will maintain a \$250,000 performance security in full force and effect for the duration of the Licence.

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- d. Bluestream will file with the Commission unaudited quarterly financial statements no later than 45 days after the end of each quarter.
- e. Bluestream will file with the Commission the most recent version of the documents submitted to satisfy Section (7), Financial Qualifications, of the Licence Requirements.
- f. Bluestream will file with the Commission for its comment and approval the documents submitted under Sections (8), (9), (10), (11) and (12) of the Licence Requirements 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 Bluestream, 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. Bluestream will return these documents forthwith upon written request from the Commission.
- i. Bluestream is licensed to engage in gas marketing only to Commercial Consumers currently enrolled under FortisBC Energy's Rate Schedules 2, 3, and 23.

DATED at the City of Vancouver, in the Province of British Columbia, this 14th day of October 2011.

BY ORDER

Original signed by:

L.F. Kelsey
Commissioner

Attachment



LICENCE No. A-16-11

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-16-11, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Original signed by:

L.F. Kelsey, Commissioner

ISSUED: November 1, 2011

EXPIRES: October 31, 2012

(1) As described in the Rules for Gas Marketers

This Gas Marketer Licence is subject to the following conditions:

- a. Bluestream 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. Bluestream will 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 will maintain a \$250,000 performance security in full force and effect for the duration of the Licence.
- d. Bluestream will file with the Commission unaudited quarterly financial statements no later than 45 days after the end of each quarter.
- e. Bluestream will file with the Commission the most recent version of the documents submitted to satisfy Section (7), Financial Qualifications, of the Licence Requirements.
- f. Bluestream will file with the Commission for its comment and approval the documents submitted under Sections (8), (9), (10), (11) and (12) of the Licence Requirements 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 Bluestream, 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.
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