

BRITISH COLUMBIA
UTILITIES COMMISSION

ORDER

NUMBER A-13-08

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

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

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

and

An Application by Ag Energy Cooperative Ltd. for Renewal of a Gas Marketer Licence

BEFORE: A.A. Rhodes, Commissioner

P.E. Vivian, Commissioner October 2, 2008

ORDER

WHEREAS:

- A. On August 29, 2008, Ag Energy Cooperative Ltd. ("Ag Energy"), carrying on business as Firefly Energy, applied to the British Columbia Utilities Commission ("the Commission") for renewal of its Gas Marketer Licence. The Application for a Licence to Market Natural Gas ("Application") included the payment of the \$1,000 application fee and an a \$250,000 Letter of Credit, pursuant to items 2 and 3 respectively, of the Licence Requirements; and
- B. The Commission has reviewed Ag Energy's Application and relying upon the information and representations made by Ag 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 Ag Energy, a Gas Marketer Licence for the period November 1, 2008 to October 31, 2009.
- 2. The Gas Marketer Licence is subject to the following conditions:
 - 2.1 Ag Energy will carry out the undertakings as set out in the Application for a Licence to Market Natural Gas dated August 29, 2008 and the Rules for Gas Marketers.
 - 2.2 Ag Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.

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- 2.3 Ag Energy will maintain a Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.
- 2.4 Ag 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 Ag 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 Ag 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 2nd day of October, 2008.

BY ORDER

Original signed by

A.A. Rhodes Commissioner

Attachment





GAS MARKETER LICENCE

Ag Energy Cooperative Ltd. Operating as: Firefly Energy

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-13-08, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Original signed by
A.A. Rhodes, Commissioner

ISSUED: October 2, 2008

EFFECTIVE: November 1, 2008 to October 31, 2009

The Licence is subject to the following conditions:

Ag Energy will carry out the undertakings as set out in the Application for a Licence to Market Natural Gas dated August 29, 2008 and the Rules for Gas Marketers.

Ag Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.

Ag Energy will maintain a Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.

Ag 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.

The Commission may, at any time and without prior notice to Ag 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.

The Gas Marketer Licence and all copies of it shall remain the property of the Commission and Ag Energy will return these documents forthwith upon written request from the Commission.