



**ORDER NUMBER
G-37-19**

IN THE MATTER OF
the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

FortisBC Energy Inc.

Application for Approval of Rates and Agreement for Compressed Natural Gas (CNG) Fueling Service from FortisBC Energy Inc.'s CNG Fueling Station in Kamloops, BC for Superior Truck Equipment Inc.

BEFORE:

W. M. Everett, QC, Commissioner
B. A. Magnan, Commissioner

on February 15, 2019

ORDER

WHEREAS:

- A. On January 30, 2019, pursuant to sections 59 to 61 and 89 of the *Utilities Commission Act* (UCA), FortisBC Energy Inc. (FEI) filed an application with the British Columbia Utilities Commission (BCUC) for approval of the rates established in the fueling services agreement between FEI and Superior Truck Equipment Inc. (Superior Truck) (Superior Truck-Kamloops Agreement) to provide Compressed Natural Gas (CNG) fueling service from the CNG station located at FEI's operations centre in Kamloops, BC (Kamloops CNG Station), on an interim basis, effective February 1, 2019 (Application);
- B. Construction of the Kamloops CNG Station was undertaken by FEI in 2017. The capital expenditure was part of the formula capital under FEI's Multi-Year Performance Based Ratemaking Plan for 2014 to 2019, which was placed into rates effective January 1, 2018, by Order G-196-17;
- C. On August 31, 2018, pursuant to sections 59 to 61 and 89 of the UCA, FEI filed an application with the BCUC for approval of the rates established in the fueling services agreement between FEI and the City of Kamloops (City of Kamloops Agreement) to provide CNG fueling service from the Kamloops CNG Station, on an interim and permanent basis, effective September 1, 2018;
- D. On September 27, 2018, by Order G-187-18, the BCUC approved the rates established in the City of Kamloops Agreement on an interim and refundable/recoverable basis, effective September 1, 2018. A final determination of the rates established in the City of Kamloops Agreement on a permanent basis is currently under review by the BCUC;
- E. On January 18, 2019, FEI and Superior Truck entered into the Superior Truck-Kamloops Agreement;

- F. FEI submits that it will apply for approval of the rates established in the Application on a permanent basis once the BCUC has made a determination regarding the rates established in the City of Kamloops Agreement on a permanent basis; and
- G. The BCUC has reviewed the Application and considers that rates should be approved on an interim basis.

NOW THEREFORE pursuant to sections 59 to 61 and 89 of the UCA, the BCUC orders as follows:

1. The rates established in the Superior Truck-Kamloops Agreement are approved, on an interim basis, effective February 1, 2019.
2. FEI is directed to refund/recover from Superior Truck the variance between the interim rates and the permanent rates, following the determination of the rates established in the Superior Truck-Kamloops Agreement on a permanent basis, with interest calculated at the average prime rate of FEI's principal bank for its most recent year.
3. FEI is to file with the BCUC the Superior Truck-Kamloops Agreement in tariff supplement form for endorsement within 30 days of the date of this order.

DATED at the City of Vancouver, in the Province of British Columbia, this 15th day of February 2019.

BY ORDER

Original Signed by:

W. M. Everett, QC
Commissioner