



EB-2010-0236
EB-2010-0237

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B);

AND IN THE MATTER OF an application under section 60 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B to renew Energhx Green Energy Corporation's electricity retailer licence.

AND IN THE MATTER OF an application under section 50 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B to renew Energhx Green Energy Corporation's gas marketer licence;

DECISION AND ORDER

Energhx Green Energy Corporation, carrying on business as Energhx Consulting ("Energhx") filed an application with the Ontario Energy Board, received on June 8, 2010, under section 60 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B to renew its electricity retailer licence. Energhx also filed an application under section 50 of the Act to renew its gas marketer licence. The Board has assigned the applications file numbers EB-2010-0236 and EB-2010-0237, respectively.

The Board issued a Notice of Application and Written Hearing on September 7, 2010. Only Board staff participated in the hearing. The record for these applications closed on November 24, 2010. The terms of the licences that are the subject of the renewal applications were extended to March 31, 2011.

On January 28, 2011 the Board re-opened the record to provide Energhx with an opportunity to submit evidence of compliance with the current legislative and regulatory requirements. The requested evidence was received on February 4, 2011 and is now being reviewed by the Board. A decision on these applications has not yet been issued. To allow the applicant continue with its licensed business activities uninterrupted while the Board reviews this additional evidence, I find that it is in the public interest to make

an order extending the term of licences ER-2009-0189 and GM-2009-0188 until such time as the renewal applications are determined or October 31, 2011, whichever is earlier. The applicant is reminded that this decision does not constitute a final decision on the applications.

THE BOARD ORDERS THAT:

1. The term of the electricity retailer licence ER-2009-0189 is extended until the final determination of the renewal application or October 31, 2011 whichever is earlier.
2. The term of the gas marketer licence GM-2009-0188 is extended until the final determination of the renewal application or October 31, 2011 whichever is earlier.

DATED at Toronto, **March 24, 2011**

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects