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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER** A-7-05

TELEPHONE: (604) 660-4700
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**IN THE MATTER OF
the Utilities Commission Act, R.S.B.C. 1996, Chapter 473**

and

An Application by Avista Energy Canada Ltd. for a Gas Marketer Licence

BEFORE: L.F. Kelsey, Commissioner) November 10, 2005

O R D E R

WHEREAS:

- A. On August 5, 2005 Avista Energy Canada Ltd. ("Avista") applied to the Commission for a Gas Marketer Licence. The application included the payment of the \$1,000 application fee; and
- B. On November 1, 2005 the Commission received Avista's \$250,000 Letter of Credit, pursuant to the requirements of Item 3 of the Licence application form; and
- C. The Commission 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 Avista, a Gas Marketer Licence for the period November 1, 2005 to October 31, 2006.
- 2. The Licence is subject to the following conditions:
 - 2.1 Avista will carry out the undertakings as set out in the application dated August 5, 2005 for a Gas Marketer Licence to market natural gas and the Rules for Gas Marketers.

**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER** A-7-05

2

- 2.2 Avista will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.
- 2.3 Avista will maintain a Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.
- 2.4 Avista 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 Avista, withdraw 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 Avista will return these documents forthwith upon written request from the Commission.

DATED at the City of Vancouver, in the Province of British Columbia, this 15th day of November 2005.

BY ORDER

Original signed by:

L.F. Kelsey
Commissioner

Attachment



LICENCE No. A-7-05

GAS MARKETER LICENCE

Avista Energy Canada Ltd.

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 No. A-7-05, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Original signed by:

L.F. Kelsey, Commissioner

ISSUED: November 1, 2005

EXPIRES: October 31, 2006

(1) As described in the Rules for Gas Marketers.

The Licence is subject to the following conditions:

- 2.1 Avista will carry out the undertakings as set out in the application dated August 5, 2005 for a Gas Marketer Licence to market natural gas and the Rules for Gas Marketers.
- 2.2 Avista will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.
- 2.3 Avista will maintain a Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.
- 2.4 Avista 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 Avista, withdraw 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 Avista will return these documents forthwith upon written request from the Commission.