

LETTER NO. L-64-09

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ERICA M. HAMILTON COMMISSION SECRETARY Commission.Secretary@bcuc.com web site: http://www.bcuc.com

VIA E-MAIL

<u>michael.stedman@activeenergyulc.com</u> john.gaby@activeenergyulc.com

September 1, 2009

Michael Stedman Vice President 402-390 Brant Street Burlington, Ontario L7R 4J4

Dear Mr. Stedman:

Re: Active Renewable Marketing Limited ("Active Renewable")
Application for a Licence to Market Natural Gas – Financial Statements

The Commission is in receipt of Active Renewable's Application for a Licence to Market Natural Gas ("Application") dated August 24, 2009. The Commission notes that the Application included the unaudited financial statements for Active Energy ULC.

Condition 2.4 of Commission Order A-12-08 notes that:

"Active Renewable 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 requests that Active Renewable provide the following information:

- 1. Please provide the audited financial statements for the most recently ended fiscal year for Active Renewable.
- 2. Please provide a report detailing the Working Capital and the Current Ratio of Current Assets to Current Liabilities on a stand-alone basis specifically for Active Renewable on a month-to-month basis from January 2007 to present.
- 3. The Chief Financial Officer/Director of Finance must confirm that the financial information contained in the report has been prepared by management in accordance with accounting principles generally accepted in Canada and within the framework of the company's significant accounting policies.

- 4. If the report demonstrates that Active Renewable has not been in compliance with condition 2.4 of Commission Order A-12-08, please indicate what action(s) the Commission should take as appropriate penalty or remedy to the non-compliance.
- 5. Please advise if Active Renewable is in the process of obtaining revised customer contracts that conforms to the requirements set out in the Code of Conduct for Gas Marketers. If so, please provide a draft copy of the contract to the Commission and advise when the printed copies will be made available.

Please provide this information to the Commission on or before **September 11, 2009**.

Yours truly,

Original signed by:

Erica M. Hamilton