

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



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER** A-23-10

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

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

and

**An Application by Bluestream Energy Inc.
for renewal of its Gas Marketer Licence
under the Customer Choice Program**

BEFORE: L.F. Kelsey, Commissioner
D.A. Cote, Commissioner
October 21, 2010

O R D E R

WHEREAS:

- A. On August 30, 2010, Bluestream Energy Inc. (Bluestream Energy) applied to the British Columbia Utilities Commission (Commission) for renewal of its Gas Marketer Licence (Application). The Application included the payment of the \$1,000 Application Fee, pursuant to item 2 of the Licence Requirements. Bluestream Energy has previously filed a Letter of Credit in the amount of \$250,000, pursuant to item 3 of the Licence Requirements;
- B. The Commission has reviewed Bluestream Energy's Application and relying upon the information and representations made by Bluestream Energy, finds that renewal of its 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 Bluestream Energy a Gas Marketer Licence for the period November 1, 2010 to October 31, 2011.
- 2. The Gas Marketer Licence is subject to the following conditions:
 - a. Bluestream Energy will carry out the undertakings as set out in the Application for a Gas Licence to Market Natural Gas dated August 30, 2010 and the Rules for Gas Marketers.

**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER** A-23-10

2

- b. Bluestream Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.
- c. Bluestream Energy will maintain a \$250,000 Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.
- d. Bluestream Energy will maintain a Working Capital position of at least \$50,000 and a Current Ratio of assets to liabilities of at least 1.10.
- e. The Commission may, at any time and without prior notice to Bluestream 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.
- f. The Gas Marketer Licence and all copies of it shall remain the property of the Commission and Bluestream Energy will return these documents forthwith upon written request from the Commission.
- g. Bluestream Energy must submit its audited financial statement for the fiscal year ended December 31, 2010 on or before March 31, 2011.
- h. Bluestream Energy must file with the Commission unaudited quarterly financial statements no later than 45 days after the end of the relevant quarter, pursuant to item 5 of the Licence Requirements.
- i. Bluestream Energy shall ensure that its employees, salespersons or other representatives of its products and services comply with the standards required of a Gas Marketer as set out in the Code of Conduct for Gas Marketers. Bluestream Energy shall be responsible for the non-compliance of its employees, salespersons or other representatives of its products and services with the Code of Conduct for Gas Marketers.
- j. This Licence does not allow for Bluestream Energy to solicit residential customers under the Customer Choice Program. If Bluestream Energy intends to market to residential customers, it has to apply for an amended Licence.

DATED at the City of Vancouver, in the Province of British Columbia, this 21st day of October 2010.

BY ORDER

Original signed by:

D.A. Cote
Commissioner

**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-23-10**

2

Attachment



LICENCE No. A-23-10

GAS MARKETER LICENCE

Bluestream Energy Inc.

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-23-10, which are set out in the reverse of the Licence.

BRITISH COLUMBIA UTILITIES COMMISSION

Original signed by:

D. A. Cote, Commissioner

ISSUED: November 1, 2010

EXPIRES: October 31, 2011

⁽¹⁾As described in the Rules for Gas Marketers

The Gas Marketer Licence is subject to the following conditions:

- a. Bluestream Energy will carry out the undertakings as set out in the Application for a Gas Licence to Market Natural Gas dated August 30, 2010 and the Rules for Gas Marketers.
- b. Bluestream Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of Terasen Gas Inc.
- c. Bluestream Energy will maintain a \$250,000 Letter of Credit or acceptable substitute in full force and effect for the duration of the Licence.
- d. Bluestream Energy will maintain a Working Capital position of at least \$50,000 and a Current Ratio of assets to liabilities of at least 1.10.
- e. The Commission may, at any time and without prior notice to Bluestream 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.
- f. The Gas Marketer Licence and all copies of it shall remain the property of the Commission and Bluestream Energy will return these documents forthwith upon written request from the Commission.
- g. Bluestream Energy must submit its audited financial statement for the fiscal year ended December 31, 2010 on or before March 31, 2011.
- h. Bluestream Energy must file with the Commission unaudited quarterly financial statements no later than 45 days after the end of the relevant quarter, pursuant to item 5 of the Licence Requirements.
- i. Bluestream Energy shall ensure that its employees, salespersons or other representatives of its products and services comply with the standards required of a Gas Marketer as set out in the Code of Conduct for Gas Marketers. Bluestream Energy shall be responsible for the non-compliance of its employees, salespersons or other representatives of its products and services with the Code of Conduct for Gas Marketers.
- j. This Licence does not allow for Bluestream Energy to solicit residential customers under the Customer Choice Program. If Bluestream Energy intends to market to residential customers, it has to apply for an amended Licence.

