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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER A-13-11**

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

and

**An Application by Superior Energy Management Gas LP
for a Renewal of its Gas Marketer Licence
under the Customer Choice Program**

BEFORE: L.F. Kelsey, Commissioner
C.A. Brown, Commissioner

September 15, 2011

O R D E R

WHEREAS:

- A. On June 30, 2011, Superior Energy Management Gas LP (Superior Energy) applied to the British Columbia Utilities Commission (Commission) for renewal of its Gas Marketer Licence. The Application for renewal of its Licence to Market Natural Gas (Application) included the payment of the \$1,000 Application Fee and a \$250,000 proof of security, pursuant to Sections 2 and 4 respectively, of the Licence Requirements;
- B. The Commission has reviewed Superior Energy's Application and relying upon the information and representations made by Superior 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 Superior Energy a Gas Marketer Licence for the period of September 1, 2011 to June 30, 2012.
- 2. This licence is subject to the following conditions:
 - a. Superior Energy will carry out the undertakings as set out in the revised Rules for Gas Marketers and Application for a Licence to Market Natural Gas which were issued on July 25, 2011.
 - b. Superior Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of FortisBC Energy Inc. Superior Energy shall ensure that its employees, salespersons or other representatives of its products and services comply with the standards required of a Gas Marketer

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as set out in the Code of Conduct for Gas Marketers. Superior Energy shall be responsible for any non-compliance of its employees, salespersons or other representatives of its products and services.

- c. Superior Energy will maintain a \$1,010,406 performance security in full force and effect for the duration of the Licence.
- d. Superior Energy will file with the Commission, pursuant to item 10.0 of the Rules for Gas Marketers, the following information as it becomes available:
 - i. Unaudited quarterly financial statements;
 - ii. The most recent version of those documents that Superior Energy provided to demonstrate that it continues to satisfy Section 7, Financial Qualifications, of the Licence Requirements;
 - iii. The most recent version of the documents submitted under Sections (8), (9), (10), (11) and (12) of the Licence Requirements.
- e. The Commission may, at any time and without prior notice to Superior 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. Superior Energy will return these documents forthwith upon written request from the Commission.

DATED at the City of Vancouver, in the Province of British Columbia, this 30th day of September 2011.

BY ORDER

Original signed by:

L.F. Kelsey
Commissioner

Attachment



LICENCE No. A-13-11

GAS MARKETER LICENCE

Superior Energy Management Gas LP.

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-13-11, which are set out on the reverse of the Licence.

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Original signed by:

L.F. Kelsey, Commissioner

ISSUED: September 1, 2011

EXPIRES: June 30, 2012

(1) As described in the Rules for Gas Marketers

This Gas Marketer Licence is subject to the following conditions:

- a. Superior Energy will carry out the undertakings as set out in the revised Rules for Gas Marketers and Application for a Licence to Market Natural Gas which were issued on July 25, 2011.
- b. Superior Energy will comply with the Code of Conduct for Gas Marketers and Rate Schedule 36 of FortisBC Energy Inc. Superior 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. Superior Energy shall be responsible for any non-compliance of its employees, salespersons or other representatives of its products and services.
- c. Superior Energy will maintain a \$1,010,406 performance security in full force and effect for the duration of the Licence.
- d. Superior Energy will file with the Commission, pursuant to item 10.0 of the Rules for Gas Marketers, the following information as it becomes available:
 - i. Unaudited quarterly financial statements;
 - ii. The most recent version of those documents that Superior Energy provided to demonstrate that it continues to satisfy Section 7, Financial Qualifications, of the Licence Requirements;
 - iii. The most recent version of the documents submitted under Sections (8), (9), (10), (11) and (12) of the Licence Requirements.
- e. The Commission may, at any time and without prior notice to Superior 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. Superior Energy will return these documents forthwith upon written request from the Commission.