



ORDER NUMBER
G-170-20

IN THE MATTER OF
the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

Creative Energy Developments Limited Partnership
Application for the Disposition of the Pendrell Street Thermal Energy System Assets

BEFORE:

T. A. Loski, Panel Chair
E. B. Lockhart, Commissioner
B. A. Magnan, Commissioner

on June 24, 2020

ORDER

WHEREAS:

- A. On March 17, 2020, Creative Energy Developments Limited Partnership (CEDLP) applied to the British Columbia Utilities Commission (BCUC) pursuant to section 52 of the *Utilities Commission Act* (UCA), for approval for the disposition of 100 percent of its interests in the thermal energy system located at 1770 Pendrell Street (Pendrell Street TES) to its wholly owned subsidiary Creative Energy Pendrell LP (CEPLP) (Application);
- B. On August 28, 2014, the BCUC issued Order G-127-14 approving the Thermal Energy Systems Regulatory Framework Guidelines (TES Guidelines) and on March 2, 2015, revisions to the TES Guidelines were approved by Order G-27-15;
- C. By Order G-109-18, dated June 14, 2018, pursuant to section 88(3) of the UCA and by the advance approval of the Lieutenant Governor in Council (Order in Council 400), the BCUC ordered as follows:
 - 1. In accordance with the TES Guidelines, the Pendrell Street TES is exempt from sections 44.1, 45 and 59 to 61 of the UCA;
 - 2. CEDLP must file an annual report for the Pendrell Street TES with the BCUC in accordance with Stream A annual reporting guidelines, as provided in Appendix B of the TES Guidelines;
- D. CEDLP requests that if the Application is approved, the BCUC rescind directive 2 of Order G-109-18 and issue a new directive requiring CEPLP to file all future annual reports for the Pendrell Street TES;
- E. By Order G-112-20, dated May 12, 2020, the BCUC established a public hearing process and regulatory timetable for review of the Application, which consisted of public notice, BCUC information requests (IRs), CEDLP response to IRs, letters of comment, and submissions on further process;

- F. CEDLP filed its responses to BCUC IRs on June 11, 2020, and filed its submission on further process on June 18, 2020;
- G. The Commercial Energy Consumers and British Columbia Old Age Pensioners' Organization *et al.* filed letters of comment on June 11, 2020 and June 18, 2020, respectively; and
- H. The Panel has reviewed the evidence, submission on the further process and the letters of comments and considers that the establishment of a regulatory timetable is warranted.

NOW THEREFORE the BCUC orders as follows:

1. The Regulatory Timetable is established as set out in Appendix A to this order.
2. Parties who wish to participate in the regulatory proceeding are to register with the BCUC by completing a [Request to Intervene Form](#) by the date established in the Regulatory Timetable attached as Appendix A to this order and in accordance with the BCUC's Rules of Practice and Procedure attached to Order G-15-19. Alternatively, parties may submit a Letter of Comment through the letter of comment form available on the BCUC website.

DATED at the City of Vancouver, in the Province of British Columbia, this 24th day of June 2020.

BY ORDER

Original signed by:

T. A. Loski
Commissioner

Attachment

Creative Energy Developments Limited Partnership
Application for the Disposition of the Pendrell Street Thermal Energy System Assets

REGULATORY TIMETABLE

Action	Date (2020)
Intervener Registration	Tuesday, July 7
BCUC Information Request (IR) No. 2 to CEDLP	Tuesday, July 21
Intervener IR No. 1 to CEDLP	Tuesday, July 28
CEDLP responses to BCUC IR No. 2 and Intervener IR No. 1	Tuesday, August 11
CEDLP Final Argument	Thursday, August 20
Intervener Final Argument	Tuesday, September 1
CEDLP Reply Argument	Thursday, September 10