



EB-2007-0621

IN THE MATTER OF the *Ontario Energy Board Act*,
1998, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an application by Superior
Plus Inc. on behalf of Superior Plus LP to renew gas
marketer licence GM-2002-0313.

By delegation, before: Jennifer Lea

INTERIM ORDER

The Ontario Energy Board received an application to renew gas marketer licence GM-2002-0313 from Superior Plus Inc. on behalf of Superior Plus LP (the "Applicant") on June 7, 2007.

The licence that is the subject of the renewal application was issued to Superior Propane Inc. on June 27, 2002 and expires on June 26, 2007.

Through a series of amalgamations and a name change since the issuance of the licence in 2002, Superior Propane Inc. is now Superior Plus Inc. ("Superior"). On September 30, 2006, as part of a further reorganization, Superior and Superior Plus LP ("Partnership") entered into a purchase and sale agreement providing for the sale of all or substantially all Superior's assets to the Partnership.

According to the Applicant's letter dated June 7, 2007, "the agreement specifically provides that certain assets, including those which could not be transferred without consents or waivers, will continue to be held by Superior as general partner. ...since the business of the Partnership is conducted by Superior in its capacity as general partner, it was logical for Superior to continue to hold the permits and licences that are necessary for the operation of the business."

Because the current licence will expire prior to the completion of the application for the renewal, the Applicant has requested that the term of licence GM-2002-0313 be extended until the final determination of the renewal application.

I find it to be in the public interest to make an interim order extending the term of gas marketer licence GM-2002-0313.

IT IS THEREFORE ORDERED THAT:

The term of the natural gas marketer licence GM-2002-0313 is extended until September 26, 2007, or the final determination of the renewal application, whichever is earlier.

DATED at Toronto, June 21, 2007

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Special Advisor, Market Operations