

**Ontario Energy
Board**
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**Commission de l'énergie
de l'Ontario**
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2300, rue Yonge
Toronto ON M4P 1E4
Téléphone: 416- 481-1967
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BY E-MAIL

August 27, 2009

Mr. Charlie Barrotta
Vice-President, Eastern Canada
EnerStream Agency Services Inc.
2233 Argentinia Rd., Suite 115
Mississauga, ON L5N 2X7

Dear Mr. Barrotta:

**Re: Application for Gas Marketer Licence
Board File Number EB-2009-0323**

This letter acknowledges receipt of your application for a gas marketer licence. The Board has assigned File Number EB-2009-0323 to this matter. Please refer to this number in all future correspondence to the Board regarding this matter.

Your application is currently incomplete and cannot be processed until the following has been filed:

1. Section C12 Financial Information requires the applicant to provide information that indicates the applicant's financial state of affairs, i.e. the information provided should relate to the applicant, EnerStream Agency Services Inc., rather than the parent company, Niska GS Holdings II LP. If the applicant's financial statements are unavailable please provide one or more of the following additional information:
 - a written guarantee from the parent company; **or**
 - a letter of reference from the applicant's bank.
2. Section 8 Licensing History, question c) is not answered. Please provide an answer to this question.
3. Section 10 Corporate Information, question b) requires the applicant to provide a brief description of each affiliated company's type of business. In your answer you've provided the applicant's name and type of business and not the affiliates'. Please provide description of each affiliated company's type of business.

4. Section D15 Personal Experience in Energy Industry, question b) regarding marketing natural gas in other jurisdictions was answered yes by key individual David Pope. The question requests that the applicant provide licence or registration type, identifier and date issued of the licensee in another jurisdiction.
5. Section D15 Personal Experience in Energy Industry, questions a) and b) were answered yes by key individual Charlie Barrotta referencing the same company SemCanada Energy located in Ontario. Question b), however, is regarding marketing natural gas in other jurisdictions. Please clarify your answer, and if the answer to question b) is yes, provide licence or registration type, identifier and date issued of the licensee in another jurisdiction.
6. Section D16 Legal Proceedings must be completed for each key individual. Please submit completed section D16 Legal Proceedings for key individual Charlie Barrotta.

The Board also notes that there is additional information typically asked for in a gas marketer licence application. It includes the following:

With reference to information about Key Individuals in Section D14 of the application form, please provide copies of two pieces of identification, one of which must include a photo. The information is necessary for the Board to conduct a police record check with the Ontario Provincial Police on the key individuals reported in Section D of the application.

The Board will resume processing your application once the above information has been filed. If the above information is not filed within 30 days of the date of this letter, the Board may close the file for this application.

Upon receipt of the required information the Board will issue an acknowledgement letter indicating the expected date on which a decision and/or order may be rendered.

Please file two paper copies of the additional material and an electronic version in Word and in searchable Adobe Acrobat (if available) with the Board Secretary. Electronic copies may be submitted on diskette or by e-mail to boardsec@oeb.gov.on.ca.

Please direct any questions relating to this application to Irina Kuznetsova, Advisor, Licensing at +1 (416) 440-8138 or e-mail, Irina.Kuznetsova@oeb.gov.on.ca.

Yours truly,

Original signed by

John Pickernell
Assistant Board Secretary