

**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
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BY E-MAIL

September 27, 2007

Mr. Dell Jeffrey
Constellation NewEnergy Canada Inc.
205 Richmond Street West Suite 705
Toronto, ON M5V 1V3

Dear Mr. Jeffrey:

**Re: Application for Gas Marketer Licence
Board File Number EB-2007-0777**

This letter acknowledges receipt of your application for a gas marketer licence. The Board has assigned file number EB-2007-0777 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 12, page 8 of the application form - Financial Information:
In Attachment C you have indicated that the 2006 Annual Report and the Form 10-K were provided; however only the 2005 Annual Report for the applicant's parent company was provided with the application. As per section 12d of the application form, please provide information that indicates the applicant's financial state of affairs. If the most recent two years of applicant's financial statements are not available, additional information is required:
 - a written guarantee from the parent company and include their audited financial statements for the last two years; **or**
 - a letter of reference from the applicant's bank.
2. Section D14, page 9 of the application form – Information about Each Key Individual:
 - for both key individuals provide birth date;
 - for Andrew Fellon provide residential address.Please resubmit page 9 of the application form with complete information for both key individuals.

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, Analyst, Market Operations, Licensing at +1 (416) 440-8138 or e-mail, Irina.Kuznetsova@oeb.gov.on.ca.

Yours truly,

Original signed by

Peter H. O'Dell
Assistant Board Secretary