



EB-2010-0269

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 Air
Products Canada Ltd. for an electricity wholesaler
licence.

By delegation, before: Jennifer Lea

INTERIM DECISION AND ORDER

Air Products Canada Ltd. filed an application on September 2, 2010 with the Ontario Energy Board under section 60 of the *Ontario Energy Board Act, 1998* (the "Act") for an electricity wholesaler licence.

The applicant is currently engaged in purchasing electricity in the IESO-administered markets. As prescribed under section 57 of the Act, all entities purchasing electricity in that market are required to hold a licence. The applicant was previously licensed by the Board under the electricity wholesaler licence EW-2002-0340 which expired in July of 2007. The applicant requested an interim licence until final determination of the current licence application.

Considering the time required to process an application in accordance with the Board's established practice and procedures, and considering the applicant's activities, it has been found to be in the public interest to issue an interim order under sections 21(7) and 6(4) of the Act granting a short-term electricity wholesaler licence to the applicant pending final disposition of the matter.

The applicant should note that no final decision on the application has been made and that the granting of this interim order is not an indication that a longer term licence will be granted.

IT IS THEREFORE ORDERED THAT:

1. An electricity wholesaler licence is granted to Air Products Canada Ltd. on such conditions as are contained in the attached licence.
2. The licence will be valid for a period of 3 months from the date of this interim decision and order or until the Board makes a final decision on the electricity wholesaler licence application, whichever is earlier.

DATED at Toronto, October 5, 2010

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects