

**Ontario Energy
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**Commission de l'énergie
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September 9, 2011

Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

Dear Ms. Walli:

Re: Application for Electricity Retailer Licence – Blue Power Distributed Energy Corp. [EB-2010-0335] & Application for Gas Marketer Licence – morEnergy Savings Corp. [EB-2010-0336]

Blue Power Distributed Energy Corp. and morEnergy Savings Corp. (together, “morEnergy”) filed applications to renew their electricity retailer and gas marketer licences, respectively. These applications are currently under review by the Board.

On August 25, 2011, the Board issued a Notice of Intention to make an order for compliance, suspension and to impose an administrative penalty under sections 112.3, 112.4 and 112.5 of the *Ontario Energy Board Act, 1998* to morEnergy. The Notice sets out allegations of non-compliance by morEnergy with respect to sections of Ontario Regulation 90/99, Ontario Regulation 389/10, section 12 of the *Energy Consumer Protection Act, 2010* and the Electricity Retailer Code of Conduct and the Code of Conduct for Gas Marketers.

Board staff is of the view that the outcome of the enforcement proceeding may have implications with respect to the licence proceedings as it directly relates to issues which are before the Board in morEnergy's licence applications.

In addition, Board staff respectfully requests the Board to make provision for Board staff to raise interrogatories with respect to the applicant's funding of its business operations as set out in its licence applications.

Please forward this letter to morEnergy.

Yours truly,

Original signed by

Judith Fernandes
Case Manager