



EB-2011-0299
EB-2011-0343

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

AND IN THE MATTER OF an application under section 50 of the *Ontario Energy Board Act, 1998* by Sunwave Gas & Power Inc. for a Gas Marketer Licence.

AND IN THE MATTER OF an application under section 60 of the *Ontario Energy Board Act, 1998* by Sunwave Gas & Power Inc. for an Electricity Retailer Licence.

PROCEDURAL ORDER No. 1

May 11, 2012

Sunwave Gas & Power Inc. ("Sunwave") filed two licence applications, gas marketer EB-2011-0299 on August 12, 2011 and electricity retailer EB-2011-0343 on September 13, 2011. Sunwave filed supplementary information and the applications were completed on December 15, 2011.

The Board issued a Notice of Application and Hearing on January 13, 2012 calling for interrogatories and submissions from interested parties. Board staff filed interrogatories on February 3, 2012. Sunwave responded to the Board staff interrogatories on February 8, 2012.

On February 24, 2012, Board staff filed a submission. Sunwave responded to the submission on March 2, 2012.

On March 19, 2012, Sunwave submitted a letter stating that two key individuals were no longer with Sunwave and requested that a decision on the applications be postponed until Sunwave provides further information to the Board to update its applications. A revised application with two new key individuals was filed on April 16, 2012. Additional information was filed and the Sunwave applications were completed on April 24, 2012.

The Board has decided to make provision for additional procedural steps in this proceeding as set out below, before making a final determination on the licence applications.

THE BOARD ORDERS THAT:

1. If Board staff wishes to make a submission on the applications, Board staff must file that submission with the Board, and deliver it to Sunwave by **May 18, 2012**.
2. If Sunwave wishes to file a response to a submission on the merits of the applications, the response must be filed with the Board by **June 1, 2012**.

All filings to the Board must quote the file numbers, EB-2011-0299 and EB-2011-0343, consist of two paper copies and one electronic copy in searchable / unrestricted PDF format made through the Board's web portal at www.errr.ontarioenergyboard.ca. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties should use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.ontarioenergyboard.ca. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P1E4
Attention: Board Secretary

Tel: 1-877-632-2727 (toll free)
Fax: 416-440-7656
E-mail: Boardsec@ontarioenergyboard.ca

DATED at Toronto, May 11, 2012

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary