



EB-2012-0038

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 Superior Energy Management Gas LP for a gas marketer licence.

By delegation, before: Jennifer Lea

DECISION AND ORDER
May 31, 2012

Superior Energy Management Gas LP (“Superior”) filed an application on January 30, 2012 with the Ontario Energy Board under section 50 of the *Ontario Energy Board Act, 1998* for a gas marketer licence.

The Board’s Notice of Application and Written Hearing for a gas marketer licence was published on March 6, 2012. No parties responded to the Notice of Application and Written Hearing.

On March 27, 2012, Board staff filed interrogatories to obtain information that is in addition to Superior’s pre-filed evidence to the Board. The interrogatories related to Superior’s financial statements, personal experience in the energy sector for key individuals, and compliance. Superior responded to Board staff interrogatories on April 10, 2012.

On April 20, 2012, Board staff issued a submission and stated that it has no issue with Superior’s request for renewal of its gas marketer licence and Board staff did not propose any new conditions being placed on the licence.

I note that on August 25, 2011, the Board issued a Notice of Intention to make an order for compliance against Superior. The notice cited contraventions of consumer protection legislation. Superior provided a written Assurance of Voluntary Compliance, which was accepted by the Board on September 12, 2011, and paid an administrative penalty. In the Assurance, Board staff confirmed that the contract deficiencies had been remedied. Given the nature of the deficiencies and the steps taken by Superior to remedy them, I find that no special licence conditions are necessary.

After considering the application, I find it to be in the public interest to issue the gas marketer licence under Part V of the Act.

IT IS THEREFORE ORDERED THAT:

The application for a gas marketer licence is granted, on such conditions as are contained in the attached licence.

DATED at Toronto, May 31, 2012.

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects