



EB-2012-0448

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

AND IN THE MATTER OF an interim licence request
under section 21(7) of the Act by Superior Plus LP for
a Gas Marketer Licence

By delegation, before: Jennifer Lea

INTERIM DECISION AND ORDER

On November 26, 2012 Superior Plus LP (“Superior LP”) filed an application for a Gas Marketer licence under section 50 of the *Ontario Energy Board Act, 1998* (the “Act”). Superior LP has requested the interim licence as the prior Gas Marketer licence GM-2007-0621 expired on September 16, 2012 and Superior LP is still carrying on business as a gas marketer in Ontario. Superior LP requested that the name to appear on the licence be Superior Energy Management, a division of Superior Plus LP.

As prescribed under section 48 of the Act, all entities carrying on business as a gas marketer in Ontario are required to hold a licence from the Board. The applicant is requesting an interim licence to allow it to continue to market natural gas in Ontario and remain in compliance with the Board’s rules and regulations.

Considering the time required to process an application in accordance with the Board’s established practice and procedures and the actions taken by the applicant to address them, it has been found to be in the public interest to issue an interim order under sections 21(4)(b) and 21(7) of the Act granting a short-term gas marketer licence to the applicant until the Board issues a final decision on that application. Consistent with the decision dated September 17, 2007 granting licence GM-2007-0621, this interim licence must be used for legacy contracts only and the applicant should not enter into new contracts under the authority of this interim licence.

The issuance of this licence is an interim step and no final decision on the future application has been made, and the granting of this interim licence is not an indication that a long-term licence will be granted.

IT IS THEREFORE ORDERED THAT:

1. A gas marketer licence is granted to Superior Plus LP on such conditions as is contained in the attached licence.
2. The licence will be valid for a period of five months from the date the application was filed or until the Board makes a final decision on the pending gas marketer licence application, whichever is earlier.

DATED at Toronto, December 13, 2012

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects