



EB-2013-0261

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 Gas Ontario Inc. for a gas marketer licence.

By delegation, before: Theodore Antonopoulos

INTERIM DECISION AND ORDER
November 11, 2013

The Ontario Energy Board received an application to renew gas marketer licence GM-2008-0279 from Gas Ontario Inc. dated July 4, 2013. The licence was issued to the applicant on November 12, 2008 and expires on November 11, 2013. The Board assigned the application file number EB-2013-0261.

On July 19, 2013, the Board issued a letter to the applicant due to the application being incomplete. On October 8, 2013, the Board issued a second letter due to the applicant having not responded to the first letter issued on July 19, 2013.

On November 1, 2013, the applicant filed the additional information to complete the application. In addition, the applicant filed a request for an interim licence or an extension to the term of the existing licence, pending the final determination of its renewal application.

Considering the time required to process an application in accordance with the Board's established practice and procedures, and considering the applicant's need for a licence to continue its gas marketing activities, I find that it is in the public interest to issue an

interim licence to the applicant until such time as the application for a gas marketer licence is determined on a final basis. The applicant is reminded that this decision does not constitute a final decision on the application.

IT IS THEREFORE ORDERED THAT:

Gas Ontario Inc. is granted an interim gas marketer licence until the date upon which its application for a gas marketer licence is determined on a final basis.

DATED at Toronto, November 11, 2013

ONTARIO ENERGY BOARD

Original signed by

Theodore Antonopoulos
Manager, Electricity Rates



Gas Marketer Licence

Agent Only

GM-2013-0261

Gas Ontario Inc. OA GOenergy

Valid Until

The Date On Which The Board Makes A Final Determination In Proceeding EB-2013-0261

Original signed by

Theodore Antonopoulos
Manager, Electricity Rates
Ontario Energy Board
Date of Issuance: November 11, 2013

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	Table of Contents	Page No.
1	Definitions	1
2	Interpretation	1
3	Authorization	1
4	Obligation to Comply with Legislation and Regulations	1
5	Obligation to Comply with Codes	2
6	Agent for Service	2
7	Provision of Information to the Board	2
8	Customer Complaint and Dispute Resolution	2
9	Term of Licence	2
10	Fees and Assessments	2
11	Communication	2
12	Copies of the Licence	3
SCHEDULE 1	AUTHORIZED TRADE NAMES	4

1 Definitions

In this Licence:

“**Act**” means the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B;

“**low-volume consumer**” means a person who annually uses less than 50,000 cubic meters of gas;

“**Licensee**” means Gas Ontario Inc. OA GOenergy;

“**regulation**” means a regulation made under the Act.

2 Interpretation

- 2.1 In this Licence, words and phrases shall have the meaning ascribed to them in the Act. Words or phrases importing the singular shall include the plural and vice versa. Headings are for convenience only and shall not affect the interpretation of this Licence. Any reference to a document or a provision of a document includes an amendment or supplement to, or a replacement of, that document or that provision of that document. In the computation of time under this Licence, where there is a reference to a number of days between two events, they shall be counted by excluding the day on which the first event happens and including the day on which the second event happens. Where the time for doing an act expires on a holiday, the act may be done on the next day that is not a holiday.

3 Authorization

- 3.1 The Licensee is authorized, under Part IV of the Act, and subject to the terms and conditions set out in this Licence:
- a) to act as the agent or broker for seller of gas to a low-volume consumer; and
 - b) to act or offer to act as the agent or broker of a low-volume consumer in the purchase of gas.
- 3.2 The Licensee is authorized to conduct business in the name under which this Licence is issued, or any trade name(s) listed in Schedule 1.

4 Obligation to Comply with Legislation and Regulations

- 4.1 The Licensee shall comply with all applicable provisions of the Act and regulations under the Act except where the Licensee has been exempted from such compliance by regulation.

5 Obligation to Comply with Codes

- 5.1 The Licensee shall at all times comply with all applicable provisions of the Code of Conduct for Gas Marketers, as issued and amended by the Board from time to time under Part III of the Act.
- 5.2 This Licensee shall:
- a) make a copy of the Code available for inspection by members of the public at its head office and regional offices during normal business hours; and
 - b) provide a copy of the Code to any person who requests it. The Licensee may impose a fair and reasonable charge for the cost of providing copies.

6 Agent for Service

- 6.1 If the Licensee does not have an office or other place of business in Ontario, the Licensee shall ensure the continuing appointment at all times of an individual who is a resident of Ontario and is at least 18 years old, or a corporation that has its head office or registered office in Ontario, as the Licensee's agent for service in Ontario on whom service of process, notices or other documentation may be made.

7 Provision of Information to the Board

- 7.1 The Licensee shall maintain records of and provide, in the manner and form determined by the Board, such information as the Board may require from time to time.
- 7.2 Without limiting the generality of paragraph 7.1, the Licensee shall notify the Board of any material change in circumstances that adversely affects or is likely to adversely affect the business, operations or assets of the Licensee as soon as practicable, but in any event no more than twenty (20) days past the date upon which such change occurs.

8 Customer Complaint and Dispute Resolution

- 8.1 The Licensee shall participate in a consumer complaints resolution process selected by the Board.

9 Term of Licence

- 9.1 In accordance with the Board's Interim Decision and Order dated November 11, 2013, this Licence shall take effect on November 11, 2013 and terminate the date on which the Board makes a final determination in proceeding EB-2013-0261.

10 Fees and Assessments

- 10.1 The Licensee shall pay all fees charged and amounts assessed by the Board.

11 Communication

- 11.1 The Licensee shall designate a person that will act as a primary contact with the Board on matters related to this Licence. The Licensee shall notify the Board promptly should the contact details change.
- 11.2 All official communication relating to this Licence shall be in writing.
- 11.3 All written communication is to be regarded as having been given by the sender and received by the addressee:
- a) when delivered in person to the addressee by hand, by registered mail, or by courier;
 - b) ten (10) business days after the date of posting, if the communication is sent by regular mail; or
 - c) when received by facsimile transmission by the addressee, according to the sender's transmission report.

12 Copies of the Licence

- 12.1 The Licensee shall:
- a) make a copy of this Licence available for inspection by members of the public at its head office and regional offices during normal business hours; and
 - b) provide a copy of this Licence to any person who requests it. The Licensee may impose a fair and reasonable charge for the cost of providing copies.

SCHEDULE 1 AUTHORIZED TRADE NAMES

1. GO Energy