

**Ontario Energy
Board**
P.O. Box 2319
27th. Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

**Commission de l'énergie
de l'Ontario**
C.P. 2319
27e étage
2300, rue Yonge
Toronto ON M4P 1E4
Téléphone: 416- 481-1967
Télécopieur: 416- 440-7656
Numéro sans frais: 1-888-632-6273



May 8, 2015

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, Suite 2700
Toronto ON M4P 1E4

Dear Ms. Walli:

**Re: SaversEnergy Inc.
Application for Gas Marketer Licence
Board File Number EB-2015-0039**

In accordance with the Notice of Application and Written Hearing, please find enclosed Board staff's submission filed in the above mentioned proceeding.

Yours truly,

Original signed by

Irina Kuznetsova
Case Manager

Attachment

Board Staff Submission

SaversEnergy Inc.

(“SaversEnergy”)

**Gas Marketer Licence Application
EB-2015-0039**

May 8, 2015

THE PROCEEDING

On February 17, 2015, SaversEnergy Inc. (SaversEnergy) filed an application with the Ontario Energy Board under section 50 of the *Ontario Energy Board Act, 1998* (the Act) for a gas marketer licence.

On March 10, 2015, the OEB issued a Notice of Application and Written Hearing (the Notice). No parties responded to the Notice. In that Notice, the OEB set out dates for the filing of interrogatories, responses to the interrogatories and written submissions. In accordance with the timelines set out in the Notice, on April 13, 2015, OEB staff filed interrogatories on the application in order to gather additional information required for the OEB's final determination of the licence application. On April 24, 2015, SaversEnergy filed responses to OEB staff interrogatories.

THE APPLICANT

As stated in the application, SaversEnergy intends to operate as a gas marketer in Ontario. The applicant was incorporated on August 2, 2013 and intends to market natural gas to low volume residential and commercial customers in Ontario. The applicant is also licensed as an electricity retailer since May 2014, however, as stated in the application, has just launched a web-based service offering electricity contracts to customers.

STAFF SUBMISSION

In order to obtain a licence to market natural gas to low-volume consumers from the OEB, the applicant must establish that it meets the minimum requirements set out in the O. Reg. 90/99 "Licence Requirements – Electricity Retailers and Gas Marketers" made under the Act. These requirements include:

1. Having regard to the financial position of the applicant, the applicant can reasonably be expected to be financially responsible in the conduct of business.
2. The past conduct of the applicant affords reasonable grounds for belief that the applicant will carry on business in accordance with law and with integrity and honesty.

3. If the applicant is a corporation, the past conduct of its officers and directors affords reasonable grounds for belief that its business will be carried on in accordance with law and with integrity and honesty.
4. The applicant is not carrying on activities that are, or will be, if the applicant is licensed, in contravention of the Act or the regulations or the codes, orders or rules issued or made by the Board.

In assessing SaversEnergy's gas marketer licence application, OEB staff considered the entire application and in particular the financial position and technical capability of the applicant, an understanding by SaversEnergy of its legal and regulatory obligations in Ontario and the background of the key individuals in the company.

Financial Viability

According to the evidence provided with the application, OEB staff submits that SaversEnergy can reasonably be expected to be financially responsible in the conduct of its business.

Technical Capability

OEB staff submits that according to the application SaversEnergy has adequate technical resources with appropriate qualifications to market natural gas.

Conduct

OEB staff's interrogatories to SaversEnergy sought to further the record with respect to the role of the key individuals named in the application. OEB staff also sought to further the record on SaversEnergy's plan to ensure compliance with its legal and regulatory obligations if the applicant were licensed, including the sales channels it intends to use for marketing natural gas in Ontario.

The applicant is a corporation. OEB staff conducted a review of all key individuals listed in SaversEnergy's application and no issues have been identified.

OEB staff submits that SaversEnergy has provided a detailed description of the policies, processes and procedures in place or to be put in place to ensure compliance.

CONCLUSION

SaversEnergy's responses to the interrogatories reasonably addressed OEB staff's concerns. SaversEnergy has not previously been licensed as a gas marketer in Ontario.

Based on the evidence provided with the application, OEB staff supports the granting of a gas marketer licence to SaversEnergy and is not recommending any restrictions or conditions on the licence.

All of which is respectfully submitted.