

October 15, 2018

VIA FEDEX

Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

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OCT 18 2018

ONTARIO ENERGY BOARD

RE: XOOM Energy ONT, ULC – Licence Renewal Applications
Electricity Retailer Licence ER-2016-0227
Gas Marketer Licence GM-2016-0226

EB-2018-0298

Dear Sirs/Mesdames


XOOM Energy ONT, ULC ("XOOM Energy") holds Electricity Retailer Licence 2016-0227 and Gas Marketer Licence GM-2016-0226. XOOM Energy hereby submits its renewal applications for both its Electricity Retailer and Gas Marketer licences.

XOOM Energy recently learned that the Ontario Energy Board's processing time for renewal applications is 90 days. Fewer than 90 days remain in the term of XOOM Energy's Electricity Retailer and Gas Marketer licences. XOOM Energy therefore respectfully requests that the Ontario Energy Board grant an interim order, pursuant to section 21(7) of the *Ontario Energy Board Act*, to extend XOOM Energy's current licences pending review and approval of the enclosed renewal applications. Granting this interim order will maintain the status quo of energy supply for Ontario residents who purchase electricity and natural gas through XOOM Energy, prevent customer confusion, and eliminate the chance of any burdens being placed upon distributors. XOOM Energy therefore submits that it is in the public interest that the Board grant this request for an interim order.

XOOM Energy appreciates your review of its renewal applications and looks forward to continuing to provide energy supply service in Ontario.

Please feel free to contact me at parker.tinsley@xoomenergy.com or call me at 704-274-1450 with questions. Thank you in advance.

Respectfully,


Parker Tinsley
Regulatory Specialist
XOOM Energy, LLC, single-member
manager of XOOM Energy ONT, ULC



Application for a Gas Marketer Licence

Application Instructions

1. Purpose of this Form

This form is to be used to apply for a licence that would enable the applicant

- (a) to sell or offer to sell natural gas to low-volume consumers (consuming 50,000m³ or less of natural gas per year);
- (b) to act as the agent or broker for a seller of natural gas to a low-volume consumer; and/or
- (c) to act or offer to act as an agent or broker of a low-volume consumer in the purchase of gas.

2. Completion Instructions

This form is in a writeable PDF format. The applicant must either:

- type answers to all questions, print two copies and sign both copies; or
- print a copy of the form, clearly print answers to all questions, make a copy and sign both copies.

The applicant must also complete the checklist attached to the application form.

Please send both copies of the completed form, checklist, and two copies of any attachments to:

Board Secretary
Ontario Energy Board
P.O Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Any questions regarding the completion of this application should be directed to the Ontario Energy Board (OEB) at IndustryRelations@oeb.ca.

Please note that the OEB may require information that is additional or supplementary to the information filed in this application form and that filing of the form does not preclude the applicant from filing additional or supplementary information.

Applicants should consider the timelines required to process applications to avoid submitting applications too early or too late. Submitting applications too early without reasonable certainty of the proposed licensed activities will impede regulatory efficiency while submitting applications too late will leave the applicant to bear the risk of delayed commencement of licensed activities. Processing timelines are indicated on the "[Performance Standards for Processing Applications](#)" page of the OEB's website at www.oeb.ca. If submitted incomplete, there may be a delay in processing the application.

3. Application and Registration Fees

A non-refundable application fee is required to process your application. Please enclose a cheque or money order made payable to the **ONTARIO ENERGY BOARD**. The amount of the application fee is indicated on the "Apply for a Licence" page of the "Industry" section of the OEB's website at www.oeb.ca.

If a licence is issued, the licensee will be required to pay an annual registration fee. Annual registration fee information is indicated on the "Apply for a Licence" page of the "Industry" section of the OEB's website at www.oeb.ca.

4. Confidentiality

Sections 10 to 15 of this application will be treated as confidential. All other information filed as a part of or in support of this application will be placed on the public record. Where the applicant objects to public disclosure of information contained in sections other than sections 10 to 15, the applicant must follow the procedure set out in the OEB's Practice Direction on Confidential Filings.

5. Important Information

The applicant must make a copy of the non-confidential sections of the application available to any person who requests a copy of the application.

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

Commission de l'énergie
l'Ontario
C.P. 2319
2300, rue Yonge
27^e étage
Toronto ON M4P 1E4
Téléphone: 1-888-632-6273
Télécopieur: (416) 440-7656



Application for a Gas Marketer Licence

For Office Use Only	
Application Number	EB - 2018-0298
Date Received	Oct. 18/18

1. The Applicant

Legal Name of the Applicant : XOOM Energy ONT, ULC

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Name to Appear on Licence: XOOM Energy ONT, ULC

ONTARIO ENERGY BOARD

☒ Indicate if the name to appear on the licence is the same as the legal name.

Please note that if the name to appear on the licence is not the same as the legal name, the name on the licence must include the legal name of the applicant and the legal name must appear first. The "Name to Appear on Licence" will appear on the notice of application and on the licence.

Business Classification:

☐ Sole Proprietor

☐ Partnership

☒ Corporation

☐ Other (describe) _____

Date of formation or incorporation: June 7, 2016

Place of formation or incorporation: Nova Scotia, Canada

Province/state Nova Scotia

Country Canada

If the applicant is an individual, the applicant must be at least 18 years old.

If the applicant is an individual, is he or she at least 18 years old?

☐ Yes

☐ No

☒ Not applicable - not an individual

2. Licence Primary Contact

As a condition of licensing, the licensee shall designate a person who will act as primary contact with the OEB on matters related to the licence.

Mr. <input type="radio"/> Mrs. <input type="radio"/> Miss <input type="radio"/> Ms. <input checked="" type="radio"/> Other <input type="radio"/> _____	Last Name	First Name	Initial
	Kueffner	Stephanie	C
	Title/Position		
	Associate Counsel		
Company Name if different from Name to Appear on Licence			
XOOM Energy, LLC			

Licence Primary Contact Address:

11208 Statesville Road, Suite 200

City	Province/State	Country	Postal/Zip Code
Huntersville	North Carolina	USA	28078

Phone Number	Toll Free (if available)	Fax Number	E-mail Address
704-274-1450			XOOM_Regulatory@xoomenergy.com

If the above address is not in Ontario, the applicant must also provide contact information for service purposes in the province of Ontario. Applicants whose offices are not located in Ontario may provide the address of an agent (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 address of service.

Mr. <input type="radio"/> Mrs. <input type="radio"/> Miss <input type="radio"/> Ms. <input type="radio"/> Other <input type="radio"/> _____	Last Name	First Name	Initial
	Title/Position		
Company Name if different from Name to Appear on Licence			
ESC Corporate Service LTD.			

Address for Service in Ontario (if different than the Licence Primary Contact Address above)

445 King Street West, 4th Floor

City	Province	Postal Code
Toronto	ONTARIO	M5V 1K4

Phone Number	Toll Free (if available)	Fax Number	E-mail Address
416-595-7177			

3. Application Primary Contact

☐ Indicate if same as above. If yes, proceed to section 4.

The primary contact for the licence application may be a person within the applicant's organization other than the licence primary contact noted above. An applicant may also choose to designate a consultant, lawyer, etc. to be the primary contact for the licence application. The OEB will communicate with this person during the course of the application but with the licence primary contact after a licence is issued.

Mr. <input checked="" type="radio"/>	Mrs. <input type="radio"/>	Last Name	First Name	Initial
Miss <input type="radio"/>	Ms. <input type="radio"/>	Tinsley	Parker	J
Other <input type="radio"/>		Title/Position		
		Regulatory Specialist		
Company Name if different from Name to Appear on Licence				
XOOM Energy, LLC				

Application Primary Contact Address:

11208 Statesville Road, Suite 200

City	Province/State	Country	Postal/Zip Code
Huntersville	North Carolina	USA	28078

Phone Number	Toll Free (if available)	Fax Number	E-mail Address
704-274-1450			parker.tinsley@xoomenergy.com

4. Customer Complaint or Inquiries Primary Contact

Provide contact information of the person to whom correspondence or communication regarding customer complaints or inquiries should be addressed. The mailing address should be in Ontario and the telephone number should be listed in Ontario which may be reached by the general public without a charge.

Mr. <input type="radio"/>	Mrs. <input type="radio"/>	Last Name	First Name	Initial
Miss <input type="radio"/>	Ms. <input checked="" type="radio"/>	Kulesa	Patricia	
Other <input type="radio"/>		Title/Position		
		Compliance Manager		
Company Name if different from Name to Appear on Licence				
XOOM Energy, LLC				

Customer Complaint or Inquiries Primary Contact Address:

777 Bay Street, Suite C208-B

City	Province	Postal Code
Toronto	ONTARIO	M5G 2C8

Phone Number	Toll Free	Fax Number	E-mail Address
226-828-8564	866-304-6493		pkulesa@xoomenergy.com

5. Type of Application

☐ New licence

☒ Renewal, please provide the licence number and expiry date of the existing licence

Licence Number: GM- 2016-0226 Expiry Date: November 9, 2018

6. Trade Names

The gas marketer licence authorizes the licensee to conduct business using the name under which the licence is held. It also provides for the use of trade names by the licensed gas marketer.

Does the applicant intend to use trade names?

☐ Yes, provide a list of trade names the applicant intends to use in the space provided below.

☒ No, proceed to 7.

7. Applicant's Licensing Status and History

(a) Has the applicant, an affiliate of the applicant, or an associated entity (e.g., a partnership or limited partnership) ever been licensed by the OEB? (the *Business Corporations Act* definition for affiliate can be found at www.e-laws.gov.on.ca).

☒ Yes, provide details of current and expired licences in the table below.

☐ No, proceed to 7(b).

Licensor Name	Relation to the applicant (e.g., applicant itself, affiliate, partner...etc.)	Licence Number
XOOM Energy ONT, ULC	Applicant itself	GM-2016-0226
XOOM Energy ONT, ULC	Applicant itself	ER-2016-0227

- (b) Does the applicant, an affiliate of the applicant, or an associated entity (e.g., a partnership or limited partnership) have any other application(s) before the OEB?

☒ Yes, provide details in the table below.

☐ No, proceed to 7(c).

Applicant Name	Type of Application	OEB File Number (if applicable)
XOOM Energy ONT, ULC	Renewal - Electricity Retailer License	

- (c) Has the applicant, an affiliate of the applicant, or an associated entity (e.g., a partnership or limited partnership) ever undertaken licensed energy sector activity in any other jurisdiction within North America?

☒ Yes, provide details of current and expired licences in the table below

☐ No

Company Name	Jurisdiction	Business Activity	Name of Licensing Body	Licence/Registration No.
Please see Exhibit 7(c)				

8. Officers, Directors and Key Individuals

- (a) If the applicant is a corporation, provide as a separate attachment a list of all officers and directors, including name and title.
- (b) Provide a list of key individuals below. The individuals listed must be the individuals that are responsible for the following functions for the applicant: regulatory requirements and conduct, financial matters and technical matters. These key individuals may include the Chief Executive Officer, the Chief Financial Officer, other officers, directors and proprietors.

Note: Please list a minimum of three key individuals. If unable to provide a minimum of three, please explain. _____

Name of Key Individual	Title/position within applicant's business (or identify company if not the applicant's business)
Michael Starck	Vice President
Stephanie Kueffner	Regulatory Counsel
Michael Chester	Director of Retail Operations
Ryan Sullivan	Director, Cash & Collateral Management

9. Intended Services

Intended Services: please identify which of the following services the applicant intends to offer.

- ☒ to sell or offer to sell gas to low-volume consumers (consuming 50,000m³ or less of natural gas per year) in Ontario.
- ☐ to act as an agent or broker for a gas marketer with respect to the sale or offering for sale of natural gas to low-volume consumers, or as an agent or broker for low-volume consumers with respect to the sale or offering for sale of natural gas in Ontario.

Is the applicant currently providing any of the above listed services?

- ☒ Yes, provide a list of the services the applicant is currently providing.

Applicant is currently selling or offering to sell gas to low-volume customers in Ontario.

- ☐ No, indicate when the applicant intends to provide these services.
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