



**EB-2011-0314**

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

**AND IN THE MATTER OF** a Notice of Intention to Make an  
Order for Revocation of the Licence of MxEnergy (Canada)  
Ltd. (“MxEnergy”), Licence Number GM-2008-0025

### **ORDER**

Pursuant to sections 112.4 of the *Ontario Energy Board Act, 1998* (the “Act”), the Board issued a Notice of Intention to Make an Order for Revocation of Licence (the “Notice”) against MxEnergy on August 25, 2011;

MxEnergy was informed that it had fifteen days after receiving the Notice to request that the Board hold a hearing. MxEnergy has decided not to request a hearing.

MxEnergy has admitted that it has not complied with its licence condition, as set out in section 3 of Ontario Regulation 90/99, to file a Certificate of Compliance with the Board certifying that it is in compliance with the legal and regulatory requirements related to the marketing of gas to low-volume consumers. The Board notes that MxEnergy has now filed a Certificate of Compliance.

The Board has been provided with, and accepts, an Assurance of Voluntary Compliance filed by MxEnergy, and supported by Board staff, a copy of which is attached to this Order as full and final resolution of this matter and the request for revocation of licence is withdrawn. Pursuant to section 112.7 of the Act the Assurance of Voluntary Compliance has the same force and effect as an order of the Board.

**THE BOARD ORDERS THAT:**

1. The Assurance of Voluntary Compliance is accepted by the Board.

**Dated** at Toronto, September 13, 2011

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary