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Utilities Commission

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January 11, 2022

Sent via eFile

CREATIVE ENERGY THOMPSON RIVERS CPCN AND THOMPSON RIVERS UNIVERSITY EXEMPTION EXHIBIT A-3
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Mr. Rob Gorter
Director, Regulatory Affairs and Customer Relations
Creative Energy Thompson Rivers Limited Partnership
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Vancouver, BC V6B 2M1
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Dean Dalke
DLP Piper (Canada) LLP
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Re: Creative Energy Certificate of Public Convenience and Necessity for the Thompson Rivers University Low-Carbon District Energy System and Thompson Rivers University Exemption under Section 88(3) of the *Utilities Commission Act* – Project No. 15599283 – Order G-7-22 – Regulatory Timetable

Dear Mr. Gorter & Mr. Dalke,

Further to your November 25, 2021 and December 9, 2021 filings of the above-noted applications, enclosed please find British Columbia Utilities Commission Order G-7-22 establishing a regulatory timetable and public notice.

Sincerely,

Original signed by:

Patrick Wruck
Commission Secretary

/ad
Enclosure



ORDER NUMBER
G-7-22

IN THE MATTER OF
the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

Creative Energy Thompson Rivers Limited Partnership
Application for Approval of a Certificate of Public Convenience and Necessity
for the Thompson Rivers University Low-Carbon District Energy System

and

Thompson Rivers University Application for Approval of an Exemption
Pursuant to Section 88(3) of the *Utilities Commission Act*

BEFORE:

E. B. Lockhart, Panel Chair
T. A. Loski, Commissioner
A. Pape-Salmon, Commissioner

on January 11, 2022

ORDER

WHEREAS:

- A. On November 25, 2021, Creative Energy Thompson Rivers Limited Partnership (Creative Energy) submitted an application with British Columbia Utilities Commission (BCUC) for a Certificate of Public Convenience and Necessity (CPCN) for the Thompson Rivers University (TRU) Low Carbon District Energy System (LCDES) pursuant to sections 45 and 46 of the Utilities Commission Act (UCA) (CPCN Application);
- B. In seeking a CPCN for the TRU LCDES, Creative Energy requests approval to construct and operate a thermal energy system to provide heating to TRU in the City of Kamloops;
- C. TRU proposes to sell electricity and natural gas to Creative Energy to supply the TRU LCDES;
- D. In the CPCN Application, Creative Energy also seeks BCUC approval, pursuant to section 88 (3) of the UCA, for an exemption from any requirement to file a contract with TRU under section 71 of the UCA in relation to TRU's provision of electricity and natural gas to Creative Energy with respect to the TRU LCDES;
- E. On December 9, 2021, TRU applied to the BCUC for an order under section 88(3) of the UCA exempting TRU from section 71 and Part 3 of the UCA in respect of the transmission, sale, delivery or provision of electricity and natural gas by TRU to Creative Energy for use in the TRU LCDES (TRU Exemption Application); and

F. The BCUC reviewed both Creative Energy's CPCN Application and the TRU Exemption Application and finds that regulatory efficiency warrants that both applications be heard at the same time, and that a regulatory timetable be established.

NOW THEREFORE the BCUC orders as follows:

1. Creative Energy's CPCN Application and the TRU Exemption Application (Applications) will be heard at the same time.
2. A written hearing process is established for the review of the Applications in accordance with the Regulatory Timetable, as set out in Appendix A to this order.
3. Creative Energy and TRU are to jointly publish the Public Notice in print/display-ad format by Monday, January 24, 2022, attached as Appendix B to this Order, in appropriate news publications, such as, but not limited to, local and community newspapers as to provide adequate notice to those parties who may have an interest in or be affected by either or both of the Applications.
4. As soon as practicable and no later than January 24, 2022, Creative Energy and TRU are directed to make available the Applications, this order and the Regulatory Timetable on their respective websites.
5. Creative Energy and TRU are directed to publish the Public Notice in Appendix B to this order, on each of their respective social media platforms, as applicable, on or before January 24, 2022. Reminder notices on social media platforms must be posted biweekly until the conclusion of the intervener registration period on Monday, February 7, 2022.
6. On or before January 24, 2022, Creative Energy is directed to provide a copy of this order, together with the CPCN Application to:
 - TRU Community Trust;
 - First Nations - Tk'emlúps te Secwépemc (TteS) and any other affected First Nations; and
 - City of Kamloops.
7. In accordance with the BCUC's Rules of Practice and Procedure attached as Appendix A to Order G-15-19, parties who wish to participate in the proceeding may submit a letter of comment, register as an interested party, or request intervener status. Parties requesting intervener status must register with the BCUC by completing a [Request to Intervene Form](#) available on the BCUC's website by the date established in the Regulatory Timetable attached as Appendix A to this order. Parties requesting intervener status are to specifically state the nature of their interest in the Application and to generally identify the issues they intend to pursue and the extent of their anticipated involvement in the proceeding.

DATED at the City of Vancouver, in the Province of British Columbia, this 11th day of January 2022.

BY ORDER

Original signed by:

E. B. Lockhart
Commissioner

Attachment

Creative Energy Thompson Rivers Limited Partnership
Application for Approval of a Certificate of Public Convenience and Necessity
for the Thompson Rivers University Low-Carbon District Energy System
and
Thompson Rivers University
Application for an exemption pursuant to section 88(3) of the Utilities Commission Act

REGULATORY TIMETABLE

Action	Date (2022)
Creative Energy and TRU to provide Public Notice in print/display-ad format	Monday, January 24
Intervener Registration	Monday, February 7
BCUC Information Request (IR) No. 1 to Creative Energy and TRU	Monday, February 14
Intervener IR No. 1 to Creative Energy and TRU	Tuesday, February 22
Creative Energy and TRU responses to BCUC and Intervener IR No. 1	Monday, March 7
Creative Energy, TRU and registered interveners to provide written submission on further process	Thursday, March 17
Further process	To be determined



We want to hear from you

CREATIVE ENERGY THOMPSON RIVERS LIMITED PARTNERSHIP APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE THOMPSON RIVERS UNIVERSITY LOW-CARBON DISTRICT ENERGY SYSTEM THOMPSON RIVERS UNIVERSITY APPLICATION FOR AN EXEMPTION ORDER PURSUANT TO SECTION 88(3) OF THE UTILITIES COMMISSION ACT

On November 25, 2021, Creative Energy Thompson Rivers Limited Partnership (Creative Energy) applied to the British Columbia Utilities Commission (BCUC) for approval of a Certificate of Public Convenience and Necessity for the Thompson Rivers University (TRU) Low-Carbon District Energy System (LCDES). In the Application, Creative Energy seeks approval to construct and operate a thermal energy system to provide heating to Thompson Rivers University in the City of Kamloops.

On December 9, 2021, TRU applied to the BCUC for an order under section 88(3) of the *Utilities Commission Act* (UCA) exempting TRU from section 71 and Part 3 of the UCA in respect of the transmission, sale, delivery or provision of electricity and natural gas by TRU to Creative Energy for use in the TRU LCDES;

The BCUC has established a public hearing process to review these applications.

HOW TO PARTICIPATE

- 💡 **Submit a letter of comment**
- 💡 **Register as an interested party**
- 💡 **Request intervener status**

IMPORTANT DATES

- 💡 **Monday, February 7, 2022** – Deadline to register as an intervener with the BCUC

For more information on getting involved, please visit our website (www.bcuc.com/get-involved) or contact us at the information below. To learn more about this Application, visit <https://www.bcuc.com/ApplicationView.aspx?ApplicationId=795>.

GET MORE INFORMATION

Creative Energy Regulatory Affairs

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