

# **ASSURANCE OF VOLUNTARY COMPLIANCE**

**Pursuant to s. 112.7 of the  
*Ontario Energy Board Act, 1998***

**GC Project Inc. on Behalf of GC Project LP  
Licence No. ER-2023-0191**

**OEB File No. EB-2024-0360**

**February 12, 2025**

## I. BACKGROUND

Ontario Energy Board (OEB) staff conducted an inspection of GC Project Inc. which holds an electricity retailer (large volume consumers only) licence on behalf of GC Project LP (GPI) pursuant to the OEB's finding, in proceeding EB-2023-0191, that GPI had been operating as an electricity retailer in Ontario without a licence. Following the inspection, and in resolution of the contravention, GPI provided this Assurance of Voluntary Compliance to the OEB under section 112.7 of the *Ontario Energy Board Act, 1998* (OEB Act).

## II. STATEMENT OF FACTS

On September 22, 2023, GPI filed an application with the OEB for a new electricity retailer licence pursuant to section 60 of the OEB Act. Within the application, GPI confirmed that it had been operating as an electricity retailer without a licence since its previous electricity retailer licence (ER-2017-0098) expired on May 17, 2022.

The OEB reviewed the licence application and on October 12, 2023, issued a Decision and Order (EB-2023-0191) granting GPI a new electricity retailer licence (ER-2023-0191). In the Decision and Order, the OEB noted that GPI had been operating without a licence since May 17, 2022. The OEB further noted therein that the granting of the new licence was without prejudice to any future compliance actions regarding GPI having operated without a licence.

Retailing electricity without a licence is a contravention of section 57(d) of the OEB Act, which provides as follows:

### **Requirement to hold licence**

57 Neither the IESO nor the Smart Metering Entity shall exercise their powers or perform their duties under the *Electricity Act, 1998* unless licensed to do so under this Part and no other person shall, unless licensed to do so under this Part,

(d) retail electricity

GPI explained that the failure to secure a renewal of its electricity retailer licence prior to its expiry on May 17, 2022, was due to an unintentional administrative oversight of the license renewal, and its misunderstanding that its license was still valid upon payment of its 2022 license fee. GPI intends to take actions in order to prevent future incidents of similar non-compliance, by better tracking licence renewal dates.

### **ASSURANCE**

GPI hereby assures the OEB that it has taken all appropriate measures to comply with the requirement under section 57 (d) of the OEB Act to hold a licence for the purpose of retailing electricity.

GPI also hereby assures the OEB that it will comply with the terms of its electricity retailer licence (ER-2023-0191), including the obligation under section 12.1 therein to designate a person to act as a primary contact with the OEB on matters related to the licence, and to promptly notify the OEB should the contact details change.

### **III. ADMINISTRATIVE MONETARY PENALTY**

GPI agrees to pay an administrative monetary penalty to the OEB in the amount of \$5,000. Payment will be made electronically, together with notice sent to the Registrar, within two (2) weeks of GPI having received notice of the acceptance of this assurance by the OEB.

### **IV. FAILURE TO COMPLY**

This Assurance of Voluntary Compliance has the same force and effect as an order of the OEB pursuant to section 112.7 (2) of the OEB Act and any failure to comply with its terms shall be deemed to be a breach of an order of the OEB.


**V. EXECUTION**

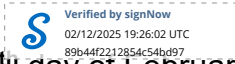
I have the authority to bind GC Project LP to the terms set out in this Assurance of Voluntary Compliance.

Name: Clarke D. Herring

Title: Authorized Signatory

Company: GC Project Inc. as general partner to GC Project LP

Signature:   
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Dated this 12<sup>th</sup> day of February 2025.