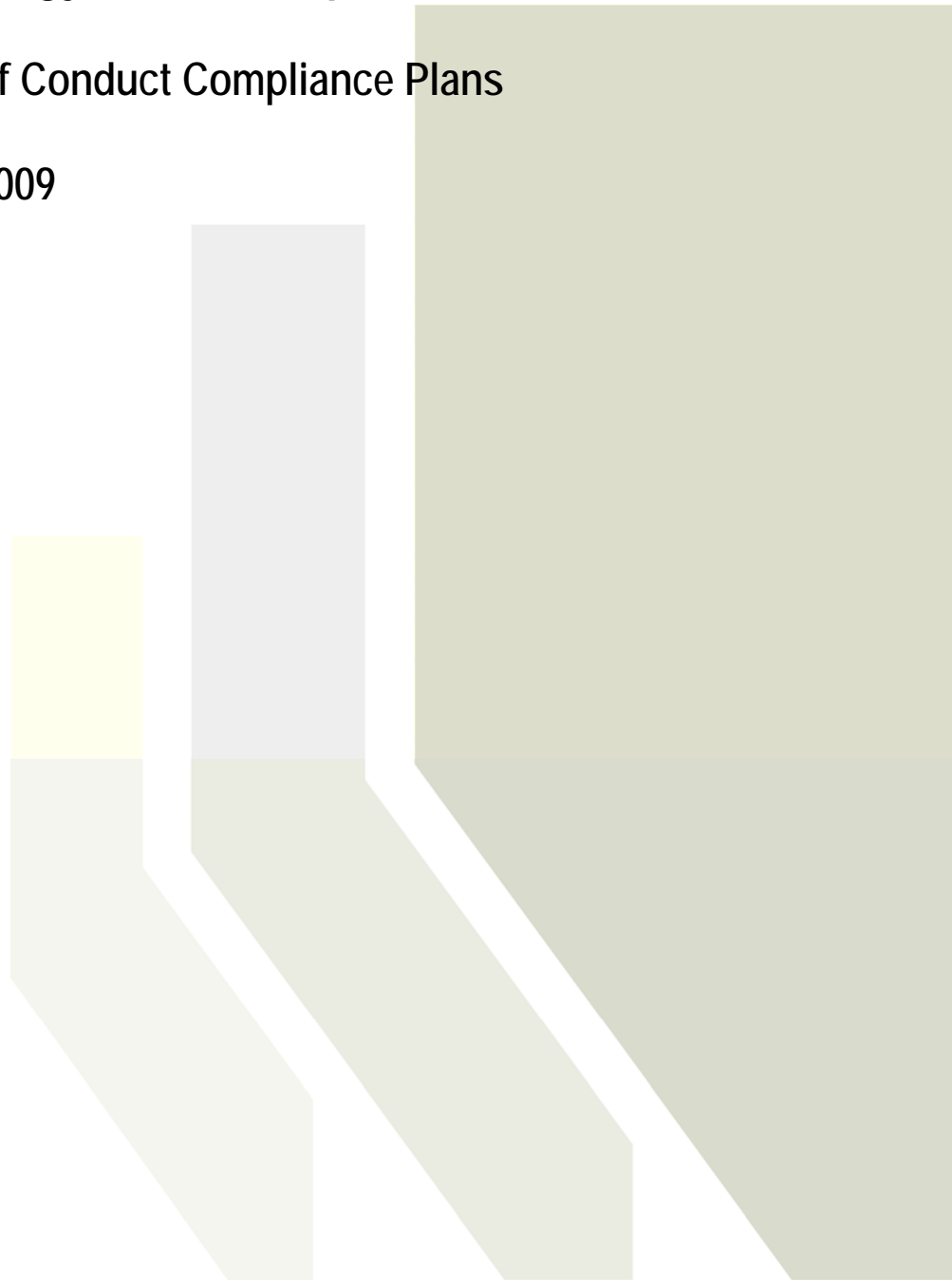




**Direct Energy Marketing Limited  
Direct Energy Regulated Services  
Direct Energy Partnership**

**Gas Code of Conduct Compliance Plans**

**March 19, 2009**



**ALBERTA UTILITIES COMMISSION**

Decision 2009-034: Direct Energy Marketing Limited, Direct Energy Regulated Services,  
Direct Energy Partnership  
Gas Code of Conduct Compliance Plans  
Application No. 1600905

March 19, 2009

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**DIRECT ENERGY MARKETING LIMITED  
DIRECT ENERGY REGULATED SERVICES  
DIRECT ENERGY PARTNERSHIP  
GAS CODE OF CONDUCT COMPLIANCE PLANS**

**Decision 2009-034  
Application No. 1600905**

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**1 INTRODUCTION**

1. The Alberta Utilities Commission (the Commission) received an application (the Application) dated January 1, 2009, from Direct Energy Marketing Limited (DEML). The Application seeks approval for revised Gas Code of Conduct Regulation compliance plans (compliance plans) for Direct Energy Regulated Services (DERS) and Direct Energy Partnership (DEP).

2. The Application was processed by way of a written proceeding. The Commission considers that the record closed on March 6, 2009, with the filing of the final version of the compliance plans.

**2 BACKGROUND**

3. The revised compliance plans were a direct result of organizational changes within Direct Energy Marketing Limited. The changes to the plans were mainly to update the plans to reflect the references within the plans to the current organizational structure. The plans were also updated to refer to the Commission.

**3 DISCUSSION**

4. As both DERS and DEP provide Regulated Rate Tariff and Regulated Distribution Tariff services, the plans fall under the jurisdiction of the Commission for the *Gas Code of Conduct Regulation* and the Market Surveillance Administrator (MSA) in relation to the *Electric Code of Conduct Regulation*. The Commission and the MSA worked together with DERS and DEP in an iterative process until plans which met the requirements were finalized.

5. The majority of the changes to the plans related to the composition of the Compliance Plan Committee. The Compliance Plan Committee is a committee of senior DEML management personnel responsible for overseeing, implementing and monitoring the compliance plan. As a result of the organizational changes, many of the personnel titles on the Compliance Plan Committee changed.

6. Other changes to the plans included updating mechanisms. Some of the mechanisms in the plans were updated to reflect improvements to processes that DERS and DEP made. Mechanisms were also updated where they referenced specific personnel titles that changed as a result of the organizational changes.

#### **4 DECISION**

7. The Commission approves the revised Gas Code of Conduct compliance plans for DERS and DEP which are set out in Appendix 1 and directs DERS and DEP to post these plans on their websites by April 1, 2009.

Dated in Calgary, Alberta on March 19, 2009.

#### **ALBERTA UTILITIES COMMISSION**

*(original signed by)*

Anne Michaud  
Acting Commissioner