

STATE OF NEW HAMPSHIRE

PUBLIC UTILITIES COMMISSION

SAMPLE APPLICATION FORM FOR:

THE REGISTRATION OF

COMPETITIVE ELECTRIC POWER SUPPLIERS (CEPS)

NOTE: When completing this application electronically, using the "tab" key after addressing each item will move the cursor to the next item. Please note that there are certain attachments to be included with this application.

This signed application, together with an electronic copy on diskette, pursuant to Puc 202, shall be filed with the Executive Director and Secretary of the New Hampshire Public Utilities Commission (Commission). Any omissions and/or deficiencies which need to be corrected will be completed in a timely manner or the Commission may close this proceeding without prejudice.

1. Please check the appropriate box: ☒ ORIGINAL NOTICE ☐ RENEWAL NOTICE

Applicant's legal name: Public Power & Utility

3. Trade name(s) under which the applicant will operate: Public Power & Utility

4. Business address: (1) 304 Federal Rd Suite 314

(2) _____

(3) _____

Brookfield

(City)

Ct

(State)

06804

(Zip Code)

5. Principal place of business: _____

6. Telephone number: 888.354.4415

7. Facsimile number: 203.775.5662

8. Email address: david@ppandu.com

9. Applicant's place of incorporation: CT

10. Name, title, business address, telephone number and facsimile number of the applicant's principal officers: (File this on a separate page(s) labeled "Exhibit A")

11. A copy of the applicant's most recent audited financial statement: (Attach as "Exhibit B")

12. The following regarding any affiliate and/or subsidiary of the applicant or N/A: N/A

(a) The name and business address of the entity: _____

(b) A description of the business purpose of the entity: _____

(c) A description of the nature of any agreement with an affiliated New Hampshire jurisdictional electric company:

13. The toll free telephone number of the customer service department: _____
OR the name, title and toll free telephone number of the customer service contact person:

David Pearsall		888.354.4415
(Name)	(Title)	(Telephone Number)

14. For the individual responsible for responding to Commission inquiries:

(a) Name: David Pearsall

(b) Title: Chairman & CEO

(c) Business address: 304 Fedetal Rd Suite 314 Brookfield CT.06804

(d) Telephone number: 888.354.4415

(e) Facsimile number: 203.775.5662

(f) Email address: david@ppandu.com

15. For the applicant's registered agent in New Hampshire for service of process:

(a) Name: Corporation Service Company

(b) Title: _____

(c) Business address: 14 Centre Street Concord NH, 03301

(d) Telephone number: _____

16. When filing an ORIGINAL application, a copy of the applicant's authorization to do business in New Hampshire from the New Hampshire Secretary of State: (Attach as "Exhibit C")

17. A description of the geographic areas of New Hampshire in which the applicant intends to provide service, described by a distribution company's existing franchise area, existing town boundaries, or a map with the boundary limits delineated:

18. A description of the types of customers the applicant intends to serve and the customer classes as identified in the applicable utility's tariff within which those customers are served:

Residential, Small Commercial, Industrial and Municipal

19. A listing disclosing the number and type of customer complaints concerning the applicant or its principals, if any, filed with a state licensing/registration agency, attorney general's office or other governmental consumer protection agency for the most recent calendar year in every state in which the applicant has conducted business relating to the sale of electricity. (Check the appropriate box)

☒

Not Applicable

☐

Applicable (See "Exhibit D" for explanation)

20. A statement as to whether any of the applicant's principals, as listed in (a) through (c) below, have ever been convicted of any felony that has not been annulled by a court.

(a) For partnerships, any of the general partners;

(b) For corporations, any of the officers or directors; or

(c) For limited liability companies, any of the managers or members. (Check the appropriate box)

☒ Not Applicable

☐ Applicable (See "Exhibit E" for explanation)

21. A statement as to whether the applicant or any of the persons listed in (19) above has, within the 10 years immediately prior to registration:

(a) Had any civil, criminal or regulatory sanctions or penalties imposed against them pursuant to any state or federal consumer protection law or regulation;

(b) Settled any civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation; or

(c) Is currently the subject of any pending civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation. (Check the appropriate box)

☒ Not Applicable

☐ Applicable (See "Exhibit F" for explanation)

22. For those applicants intending to telemarket, a statement that the applicant shall:

(a) Maintain a list of consumers who request being placed on a do-not-call list for the purposes of telemarketing;

(b) Obtain, no less than semi-annually, access to updated telephone preference services lists maintained by the Direct Marketing Association; and

(c) Not initiate calls to New Hampshire customers who have either requested being placed on do-not-call lists or customers who are listed on the Direct Marketing Association's telephone preference lists.

23. For those applicants that intend not to telemarket, a statement to that effect:

Public Power & Utility Inc. Does not intend to telemarket New Hampshire Customers

24. A sample of the bill form(s) that the applicant intends to use or a statement that the applicant intends to use the transmission/distribution company's billing service (Attach as "Exhibit G").

25. A copy of each contract to be used for residential and small commercial customers or a statement that electricity will not be sold to those customers (Attach as "Exhibit H").

26. A statement certifying that the person completing the application has the authority to file the application on behalf of the CEPS and that its contents are truthful, accurate and complete (Attach as "Exhibit I").

27. Each CEPS applicant shall provide the following in or with its application:

(a) Demonstration of technical ability to provide for the efficient and reliable transfer of data and electronic information between regulated distribution companies and CEPS in the form of:

- (i) A statement from each electric distribution company with which the CEPS intends to do business indicating that the applicant has complied with the training and testing requirements for electronic data interchange (Attach as "Exhibit J"); and
 - (ii) A statement from each electric distribution company with which the CEPS intends to do business indicating that the applicant has successfully demonstrated electronic transaction capability (Attach as "Exhibit K").
- (b) Evidence, including but not limited to proof of membership in the New England Power Pool (NEPOOL) or any successor organization or documentation of a contractual sponsorship relationship with a NEPOOL member, that the CEPS is able to obtain supply in the New England energy market (Attach as "Exhibit L").
- (c) A \$500.00 registration fee.
- (d) Evidence of financial security, as follows (Attach as "Exhibit M"):
- (i) The security shall be in the form of a surety bond or other financial instrument showing evidence of liquid funds, such as a certificate of deposit, an irrevocable letter of credit, a line of credit, a loan or a guarantee.
 - (ii) The security amount shall be the greater of \$100,000 or 20% of the CEPS's estimated gross receipts for its first full year of operation, not including revenue from the provision of transition or default service and shall not exceed \$350,000.00.
 - (iii) The security shall name the Commission as obligee.

NOTE: When the security amount required for CEPS is based on gross receipts, the CEPS shall annually adjust the amount of the security based on its gross receipts, not including revenues from the provision of transition and default service.

28. The CEPS shall notify any transmission and distribution utility doing business in an area where the CEPS intends to compete of its registration application at the time it files such application with the Commission (Attach a copy of these notifications as "Exhibit N").
29. The CEPS shall confirm with the transmission and distribution utility that it has successfully completed its registration upon receipt of approval from the Commission (Forward a copy of these confirmations to the Commission).
30. An electronic copy of this notice of intent (on diskette) is included. YES ☒ NO ☐

NOTE:

- Each CEPS shall notify the Commission of any changes to the information required in this section within 30 days following the effective date of the change.
- The CEPS registration period shall run for 2 years.
- Each CEPS shall re-register with the Commission every 2 years on or before its original registration anniversary date by filing with the Commission an application for renewal. If a CEPS fails to meet its re-filing obligation, the original registration shall expire.

- The CEPS shall include on each renewal application an update noting any changes to all information contained in the previous application.
- The CEPS shall include with its renewal application a re-registration fee of \$250.00.
- Unless additional time is required to review the application and the Commission extends the review period, a registration application shall be deemed to have been approved 60 days after receipt by the Commission of the completed application.
- This application and all future correspondence should be sent to:

Ms. Debra A. Howland
Executive Director and Secretary
State of New Hampshire
Public Utilities Commission
21 S. Fruit St, Suite 10
Concord, NH 03301-2429

31. Preparer's Name and Title: Besnik Islami
32. Preparer's Signature: Besnik Islami