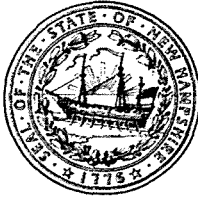


STATE OF NEW HAMPSHIRE

COMMISSIONERS  
Robert R. Scott  
Martin P. Honigberg

EXECUTIVE DIRECTOR  
Debra A. Howland



PUBLIC UTILITIES COMMISSION  
21 S. Fruit St., Suite 10  
Concord, N.H. 03301-2429

TDD Access: Relay NH  
1-800-735-2964

Tel. (603) 271-2431

FAX No. 271-3878

Website:  
[www.puc.nh.gov](http://www.puc.nh.gov)

October 30, 2014

NHPUC 31OCT14AM9:29

Michael Joseph Nordlicht, General Counsel  
Agera Energy LLC  
555 Pleasantville Road S-107  
Briarcliff Manor, NY 10510

Re: DM 14-298, Agera Energy LLC  
Competitive Electric Power Supplier Application  
Deficiency Letter – Request for Additional Information

Dear Mr. Nordlicht:

On October 29, 2014, Agera Energy LLC (Agera) submitted an application to the Commission for registration as a competitive electric power supplier (CEPS). Commission Staff has reviewed the application and determined it is incomplete and therefore does not comply with the requirements of N.H. Code Admin. Rules Puc 2003. In particular, Staff identified the following requirements that have not been met and the related items which are missing from the application:

- 1) Either a) a recent printout of applicant's listing on the N.H. Secretary of State website with the status shown as "Good Standing" or words of similar import or b) certificate from the Secretary of State (SOS) showing that the applicant is authorized to do business in New Hampshire.

*Puc 2006.02 Form for Initial and Renewal of Aggregators.*

*(5) A copy of the applicant's authorization to do business in New Hampshire from the secretary of state, if anything other than an individual.*

- 2) Proof of financial surety.

*Puc 2003.01(d)(4) Evidence of financial surety, as defined in Puc 2003.03.*

- 3) Proof of EDI testing with each distribution utility that the applicant intends to do business with.

*Puc 2003.01(d)(1) Demonstration of technical ability to provide for the efficient and reliable transfer of data and electronic information between utilities and the CEPS in the form of:*

*(a) A statement from each utility with which the CEPS intends to do business indicating that the applicant has complied with the training and testing requirements for electronic data interchange.*

*(c) A statement from each utility with which the CEPS does or intends to do business indicating that the applicant has successfully demonstrated electronic transaction capability.*

- 4) Proof that the applicant is able to obtain electric supply in the New England energy market.

*Puc 2003.01(d)(2) Evidence that the CEPS is able to obtain supply in the New England energy market. Such evidence may include, but is not limited to, proof of membership in the New England Power Pool (NEPOOL) or any successor organization, or documentation of a contractual relationship with a NEPOOL member.*

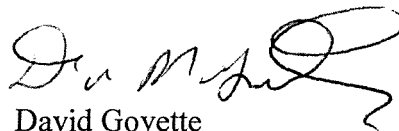
Regarding item #1, the SOS certificate is a document that you may need to specifically request from the SOS, as it is not automatically provided to you when your registration with that office is approved. The certificate contains a gold-colored seal.

In order to complete your application, you should respond accordingly to the items listed above. When responding, please address your letter to Debra A. Howland, Executive Director, and reference the docket number listed on the subject line of this letter.

Pursuant to Puc 2003.04 (h), please provide all information requested within 60 days of the date of this letter, on or before **December 29, 2014**. Puc 2003.04 (h) is copied below.

*Puc 2003.04(h) If the commission has requested information or clarification to complete an application for registration, and such information or clarification is not provided within 60 days of the request, the commission shall suspend the application. If, after 120 days of the date of the request, the applicant has not provided the requested information or clarification, the commission shall reject the application. If an application is rejected, the application fee shall be forfeited and the applicant shall be required to submit a new application and fee prior to acting as a CEPS in New Hampshire.*

Sincerely,



David Goyette  
Utility Analyst III

cc: Service List  
Docket File

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SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

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Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

Executive.Director@puc.nh.gov  
amanda.noonan@puc.nh.gov  
david.goyette@puc.nh.gov  
leszek.stachow@puc.nh.gov  
margaret.raymond@puc.nh.gov  
Michael.Nordlicht@ageraenergy.com  
ocalitigation@oca.nh.gov  
tom.frantz@puc.nh.gov

Docket #: 14-298-1 Printed: October 31, 2014

**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
- DEBRA A HOWLAND  
EXECUTIVE DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.