

STATE OF NEW HAMPSHIRE

Inter-Department Communication

NHPUC 28FEB'17AM10:00

DATE: February 28, 2017

AT (OFFICE): NHPUC


FROM: David Goyette, Utility Analyst III

SUBJECT: DM 17-024, Constellation NewEnergy, Inc.
Renewal of Registration as Competitive Electric Power Supplier

TO: Commissioners
Debra Howland, Executive Director

Executive Summary

Constellation NewEnergy has applied to renew its registration as a competitive electric power supplier. Constellation NewEnergy's current registration expires on April 9, 2017. Constellation NewEnergy submitted a sample small commercial customer contract, certificates demonstrating it completed EDI testing with Eversource, Liberty, NHEC, and Unitil, and evidence of its currently effective parent guaranty in the amount of \$350,000. Staff believes the filing is acceptable. Staff recommends that the Commission approve the application for service in the franchise areas of Eversource, Liberty, NHEC, and Unitil for a five year registration period.

Background and Analysis

On February 8, 2017, Constellation NewEnergy, Inc. (Constellation NewEnergy) filed an application to renew its registration as a competitive electric power supplier (CEPS). Constellation NewEnergy's currently active registration, which the Commission approved in Docket DM 12-062, expires on April 9, 2017. Constellation New Energy's application included a small commercial customer contract, certificates demonstrating that it has completed electronic data interchange (EDI) testing with Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource), Liberty Utilities (Granite State Electric) Corp. (Liberty), New Hampshire Electric Cooperative, Inc. (NHEC), and Unitil Energy Systems, Inc. (Unitil), documentation that shows it is able to obtain supply in the New England energy market, and evidence of its currently effective parent guaranty, which is in the amount of \$350,000 and names the Commission as the guaranteed party. Constellation NewEnergy's application also included a statement that it would not be serving residential customers at this time. On February 27, 2017, Constellation NewEnergy filed a sample customer bill form.

Staff has reviewed the information in the application and believes it meets the requirements of Puc 2003 and 2006.01. Staff recommends that the Commission approve a renewal registration period with a term beginning on the expiration date of the currently active registration, April 9, 2017, and ending at the close of business on April 8, 2022.

Staff also recommends that the Commission notify Constellation NewEnergy that the financial security rules are likely to change during 2017 and that it should monitor the rulemaking process in Docket DRM 16-853 and plan accordingly with respect to future operations in New Hampshire.

Constellation NewEnergy filed documentation that demonstrates it has completed EDI testing with Eversource, Liberty, NHEC, and Unitil. Staff therefore recommends that the Commission approve Constellation NewEnergy's application to renew its registration as a CEPS, and permit Constellation NewEnergy to serve small commercial customers and to operate in the service areas of Eversource, Liberty, NHEC, and Unitil.

SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

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

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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.**