



DM 11-186

People's Power & Gas, LLC
1217 East Cape Coral Parkway, Suite 220
Cape Coral, FL 33904
P: 855-85POWER, F: 855-857-1188
Info@PeoplesPower.com



August 23, 2011

Debra Howland, Executive Director
21 South Fruit Street, Suite 10
Concord, N.H. 03301-2429

RE: PEOPLE'S POWER & GAS LLC'S REGISTRATION AS A COMPETITIVE NATURAL GAS PROVIDER

Dear Executive Director:

Enclosed please find People's Power & Gas Application to become a Competitive Electric Power Supplier with the State of New Hampshire's Public Utilities Commission.

In addition to the application, we have enclosed a signed affidavit, State certificate to operate in NH, Delaware license, a copy of our proposed customer enrollment form.

Please feel free to contact me with any additional questions you may have. I can be reached via email at DPearsall@PeoplesPower.com or on my cell @ 203-648-7744.

Sincerely,

David O. Pearsall
Chairman & CEO
People's Power & Gas LLC

Form for Initial and Renewal Registration of Competitive Natural Gas Suppliers.

(a) The registration application required by Puc 3003.01(a) and Puc 3003.02(a) shall include the following:

(1) The legal name of the applicant as well as any trade name(s) under which it intends to operate in this state and, if available, its website address;

People's Power & Gas LLC

(2) The applicant's business address, telephone number, and e-mail address;

1217 East Cape Coral Pkwy Ste 220

Cape Coral FL. 33904

1-855-857-6937

reg@peoplespower.com

(3) The applicant's place of incorporation, if anything other than an individual;

Delaware Exhibit A

(4) The name(s), title(s), business address(es), telephone number(s), and e-mail address(es) of the applicant if an individual, or of the applicant's principal(s) if the applicant is anything other than an individual;

(5) The following regarding any affiliate or subsidiary of the applicant which is conducting business in New Hampshire:

a. The name, business address and telephone number of the entity;

b. A description of the business purpose of the entity; and

c. A description of any agreement(s) with any affiliated New Hampshire LDC(s);

People's Power has non affiliates.

(6) The telephone number of the applicant's customer service department or the name, title, telephone number and e-mail address of the customer service contact person of the applicant, including toll free telephone numbers if available;

Kristan Cassidy

Customer service manager

1-855-857-6937

kcassidy@peoplespower.com

(7) The name, title, business address, telephone number, and e-mail address of the individual responsible for responding to commission inquiries.

Ingrid Peterson

Executive assistant

1217 East Cape Coral Pkwy Ste 220

Cape Coral FL. 33904

1-855-857-6937

ipeterson@peoplespower.com

(8) The name, title, business address, telephone number and e-mail address of the individual who is the applicant's registered agent in New Hampshire for service of process;

Corporation Service Company

D/B/A/ Lawyers Incorporated Services

14 Centre Street

Concord NH. 03301

Contact name: Doreen Wallace



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

Entity # 645904 Exhibit B

(10) A list of LDCs in New Hampshire through which the applicant intends to provide service. To the extent an applicant does not intend to provide service in the entire franchise area of an LDC, this list shall delineate the cities and towns where the applicant intends to provide service;

People's Power & Gas will be providing service in:

NGRID

Unitil/Northern territories

New Hampshire Gas Corporation

People's Power will be providing service in all areas that current utility provides.

(11) A description of the types of customers the applicant intends to serve;

Residential, Commercial, Industrial, Municiple



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(12) A listing disclosing the number and type of customer complaints concerning the applicant or its principals, if any, filed with a state or federal 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 natural gas; **People's Power has no complaints.**

(13) A statement as to whether the applicant or 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, directors or controlling stockholders; or
- c. For limited liability companies, any of the managers or members;

No they have never been convicted of a crime.

(14) A statement as to whether the applicant or any of the applicant's principals:

- a. Has, within the 10 years immediately prior to registration, had any civil, criminal or regulatory sanctions or penalties imposed against them pursuant to any state or federal consumer protection law or regulation;
- b. Has, within the 10 years immediately prior to registration, 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;

No they have never been involved in A/B/C

(15) If an affirmative answer is given to any item in (13) or (14) above, an explanation of the event;

(16) For those applicants intending to telemarket, a statement that the applicant shall:

- a. Maintain a list of consumers who request being placed on the applicant's do-not-call list for the purposes of telemarketing;

People's Power will maintain a list of customers requesting to be on the do not call list.

- b. Obtain monthly updated do-not-call lists from the National Do Not Call Registry; and;

People's Power will stay current monthly on the National Do Not Call list.

- c. Not initiate calls to New Hampshire customers who have either requested being placed on the applicant's do-not-call list(s) or customers who are listed on the National Do Not Call Registry

People's Power will not make contact with any consumers who are on the do not call list/.

(17) For those applicants that intend not to telemarket, a statement to that effect;

N/A

(18) A sample of the bill form(s) the applicant intends to use or a statement that the applicant intends to use the LDC's billing service;

People's Power will be using the LDC's billing service.

(19) A copy of any customer contracts or representative samples of contracts the applicant intends to use;

I will provide an enrollment form but in most cases the utility has there own generic form that is used for switching customers.

(20) A statement that the CNGS has verified the registration of any aggregator with which it has any agreements to provide service to New Hampshire customers, prior to entering into such agreements; **People's Power has no aggregators at this time.**

(21) A statement certifying the applicant has the authority to file the application on behalf of the CNGS and that its contents are truthful, accurate and complete.

See attached affidavit. Exhibit C



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(22) The signature of applicant or representative.

Name David Pearsall

Title CEO

Signature 

Date 8/23/2011

Reporting and Financial Requirements of Competitive Natural Gas Suppliers.

(a) The security required by Puc 3003.01(d)(1) shall:

(1) 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;

People's Power is looking to fill financial requirements with a letter of credit.

(2) Be the greater of:

a. \$100,000.00;

b. The estimated highest month's aggregated gas usage of all customers served by the CNGS in New Hampshire multiplied by the same month's Tennessee Gas Pipeline Zone 6 monthly index, for a CNGS's first year of operation; or

People's Power will opt for option B

c. The actual highest month's aggregated gas usage of all customers served by the CNGS in New Hampshire multiplied by the same month's Tennessee Gas Pipeline Zone 6 monthly index, for any year after the CNGS's first year of operation;

(3) Not exceed \$350,000.00;

(4) Name the commission as obligee;

People's Power will name commission as obligee.

(5) Have an expiration date not less than:

a. 5 years and 150 days after the date the applicant's application is filed, for an initial application; or

b. 5 years and 90 days after the date the applicant's application is filed, for an application for renewal; and

(6) Be adjusted annually, if based upon natural gas usage or estimated usage, under (2)b. or c. above. The CNGS shall report its monthly and annual usage for the prior year ending March 31, as used to determine the amount of the security, on or before May 31 of each year.

(b) Each CNGS shall file annually, by no later than March 1 of each year, a report of its sales in the prior calendar year.



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(c) The report required by (b) above shall include:

(1) The name of and responsible reporting agent for the CNGS;

David Pearsall / CEO

(2) The date of the report;

8/22/2011

(3) The year covered in the report;

2011

(4) The number of New Hampshire customers, by rate class, by month, with annual totals;
and

People's Power has no customers at this time.

(5) Sales volumes to New Hampshire customers, in dekatherm units, by rate class, by month,
with annual totals.

People's Power is not serving any load at this time.

(d) With each application for renewal, each CNGS shall file, on a confidential basis, a report listing any aggregators currently using the CNGS to provide service to New Hampshire customers, and the number of customers served by each listed aggregator.

People's Power will report annually.

Form SRA – Addendum to Business Organization and Registration Forms
Statement of Compliance with New Hampshire Securities Laws

Part I – Business Identification and Contact Information

Business Name: People's Power & Gas LLC

Business Address (include city, state, zip): 39 Old Ridgebury Road, Suite 16, Danbury, CT 06810

Telephone Number: (855) 857-6937 E-mail: Info@PeoplesPower.com

Contact Person: David O. Pearsall

Contact Person Address (if different): (same)

Part II – Check ONE of the following items in Part II. If more than one item is checked, the form will be rejected.
[PLEASE NOTE: Most small businesses registering in New Hampshire qualify for the exemption in Part II, Item 1 below. However, you must insure that your business meets all of the requirements spelled out in A), B), and C)]:

1. ☒ Ownership interests in this business are exempt from the registration requirements of the state of New Hampshire because the business meets ALL of the following three requirements:
A) This business has 10 or fewer owners; and
B) Advertising relating to the sale of ownership interests has not been circulated; and
C) Sales of ownership interests – if any – will be completed within 60 days of the formation of this business.
2. ☐ This business will offer securities in New Hampshire under another exemption from registration or will notice file for federal covered securities. Enter the citation for the exemption or notice filing claimed - _____.
3. ☐ This business has registered or will register its securities for sale in New Hampshire. Enter the date the registration statement was or will be filed with the Bureau of Securities Regulation - _____.
4. ☐ This business was formed in a state other than New Hampshire and will not offer or sell securities in New Hampshire.


Part III – Check ONE of the following items in Part III:

1. ☒ This business is not being formed in New Hampshire.
2. ☐ This business is being formed in New Hampshire and the registration document states that any sale or offer for sale of ownership interests in the business will comply with the requirements of the New Hampshire Uniform Securities Act.

Part IV – Certification of Accuracy

(NOTE: The information in Part IV must be certified by: 1) all of the incorporators of a corporation to be formed; or 2) an executive officer of an existing corporation; or 3) all of the general partners or intended general partners of a limited partnership; or 4) one or more authorized members or managers of a limited liability company; or 5) one or more authorized partners of a registered limited liability partnership or foreign registered limited liability partnership.)

I (We) certify that the information provided in this form is true and complete. (Original signatures only)

Name (print):	<u>David O. Pearsall</u>	Signature:	
		Date signed:	<u>March 15, 2011</u>
Name (print):	_____	Signature:	_____
		Date signed:	_____
Name (print):	_____	Signature:	_____
		Date signed:	_____

Delaware

PAGE 1

The First State


I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "PEOPLE'S POWER & GAS LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE NINTH DAY OF MARCH, A.D. 2011.

4918253 8300

110253324

You may verify this certificate online
at corp.delaware.gov/authver.shtml




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 8613414

DATE: 03-09-11

State of New Hampshire

Filing fee: \$ 50.00
Fee for Form SRA: \$ 50.00
Total fees: \$100.00

Form FLLC-1
RSA 304-C:12

Use black print or type.

Form must be single-sided, on 8 1/2 x 11" paper;
double sided copies will not be accepted.

APPLICATION FOR REGISTRATION AS A FOREIGN LIMITED LIABILITY COMPANY

PURSUANT TO THE PROVISIONS OF THE NEW HAMPSHIRE LIMITED LIABILITY COMPANY LAWS, THE UNDERSIGNED HEREBY APPLIES FOR REGISTRATION TO TRANSACT BUSINESS IN NEW HAMPSHIRE AND FOR THAT PURPOSE SUBMITS THE FOLLOWING STATEMENT:

FIRST: The name of the limited liability company is PEOPLE'S POWER & GAS LLC

SECOND: The name which it proposes to register and do business in New Hampshire is PEOPLE'S POWER & GAS LLC

THIRD: It is formed under the laws of Delaware

FOURTH: The date of its formation is 12/23/2010

FIFTH: The nature of the business or purposes to be conducted or promoted in New Hampshire is To engage in the sale of electricity & gas and any lawful act or activities which the limited liability company is permitted under the laws of the State of New Hampshire.

SIXTH: The name of its registered agent in New Hampshire is Corporation Service Company,
d/b/a Lawyers Incorporating Service
and the **street address**, town/city (including zip code and post office box, if any) of its registered office is
(agent's business address in New Hampshire) 14 Centre Street, Concord, NH 03301

SEVENTH: The sale or offer for sale of any ownership interests in this business will comply with the requirements of the New Hampshire Uniform Securities Act (RSA 421-B).

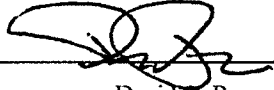
State of New Hampshire
Form FLLC 1 - Application for Foreign Registration FLLC 4 Page(s)



T1107705059

APPLICATION FOR REGISTRATION AS A
FOREIGN LIMITED LIABILITY COMPANY

Form FLLC-1
(Cont.)

*Signature: 
Print or type name: David O. Pearsall
Title: Chairman & CEO
Date signed: March 15, 2011

Complete address of person signing: David O. Pearsall/People's Power & Gas LLC
39 Old Ridgebury Road, Suite 16
Danbury, CT 06810

- * Shall be executed on behalf of the foreign limited liability company by a person with authority to do so under the laws of the state or other jurisdiction of its formation, or, if the foreign limited liability company is in the hands of a receiver, executor, or other court appointed fiduciary, trustee, or other fiduciary, it must be signed by that fiduciary.

DISCLAIMER: All documents filed with the Corporate Division become public records and will be available for public inspection in either tangible or electronic form.

Mail fees, DATED AND SIGNED ORIGINAL CERTIFICATE OF EXISTENCE OR DOCUMENT OF SIMILAR IMPORT ISSUED BY THE STATE OR COUNTRY OF FORMATION AND FORM SRA to:
Corporate Division, Department of State, 107 North Main Street, Concord NH 03301-4989.

AFFIDAVIT

State of Connecticut :

: Danbury ss.
(Town)

County of Fairfield :

David O. Pearsall, Affiant, being duly sworn/affirmed according to law,
deposes and says that:

He/she is the Chairman & CEO (Office of Affiant) of People's Power & Gas
LLC (Name of Applicant);

That he/she is authorized to and does make this affidavit for said Applicant;

I swear or affirm that the Affiant/Applicant has the authority to file for People's Power &
Gas.



David O. Pearsall, Signature of Affiant
Chairman & CEO



Sworn and subscribed before me this 23 day of August, 2011.
Month Year


Signature of official administering oath

Suzanne E. Keseru
Print Name and Title

My commission expires March 31, 2016.