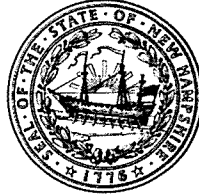


STATE OF NEW HAMPSHIRE



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EXECUTIVE DIRECTOR  
Debra A. Howland

January 9, 2014

APPUC 500014x10:23

Jere Thompson, Jr, CEO  
Ambit Energy, L.P.  
1801 North Lamar Street, Suite 600  
Dallas, TX 75202

Re: DM 14-005, Ambit Northeast, LLC d/b/a Ambit Energy  
Competitive Electric Power Supplier Application  
Deficiency Letter

Dear Mr. Thompson:

On January 8, 2014, Ambit Northeast, LLC d/b/a Ambit Energy (Ambit) 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) Copy of residential customer contract.

*Puc 2006.01 Form for Initial and Renewal of Competitive Electric Power Suppliers.*

*(20) A copy of each contract to be used for residential and small commercial customers;*

- 2) Proof of financial surety.

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

- 3) Certificate from the Secretary of State showing that the applicant is authorized to do business in New Hampshire is missing.

*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.*

Regarding item #1, Ambit provided a copy of a contract that appears to be written for use in another state, not for New Hampshire. The application should include a contract intended for use in New Hampshire that complies with Puc 2004.02, Provision of Information to Customers by Competitive Electric Power Suppliers.

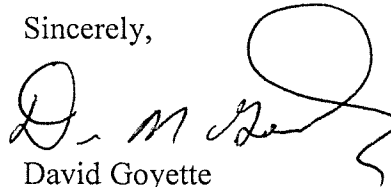
Regarding item #2, the surety bond filed by Ambit does not meet the requirements of Puc 2003.03 because the term of the bond, which expires February 2, 2018, is not for at least 5 years and 150 days after the date the application was filed. In addition, the conditions for payment of the bond should be expanded, and not limited to Puc 2003.03 and to ensuring payment of Gross Receipts Tax. The language regarding conditions for payment could include a statement such as "Upon notice from Obligee of Principal's nonperformance of its duties as a New Hampshire CEPS, or Principal's fraud or other violations of the laws, decisions, and orders applicable to Principal's CEPS registration." Staff also believes the third line in Paragraph 1 of the bond should be revised to read as follows: "Neither non-renewal by the surety, nor failure or inability of the principal to file a replacement bond, shall constitute a loss to the Obligee recoverable under this bond."

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 **March 10, 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,

A handwritten signature in black ink, appearing to read "D. M. Goyette", with a large, stylized loop at the end of the signature.

David Goyette  
Utility Analyst III

cc: Service List  
Docket File