

THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION
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October 30, 2015

Randy Johnson, Counsel
GDF Suez Energy Resources NA, Inc.
1990 Post Oak Blvd., Suite 1900
Houston, TX 77056

Re: DM 15-468, GDF Suez Energy Resources NA, Inc.
Competitive Electric Power Supplier Application
Deficiency Letter – Request for Additional Information

Dear Mr. Johnson:

On October 30, 2015, GDF Suez Energy Resources NA, Inc. (GDF Suez) 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 requirement that has not been met and a possible related item which is missing from the application:

- 1) Proof of financial security.

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

Regarding item #1, because the bond can be cancelled on 30 days' prior notice, Staff does not find the bond acceptable and will not recommend the bond to the Commission. Staff requests that you either delete or revise the sentence reading:

“This bond may be cancelled by the Surety by sending notice in writing to the Obligee stating when, not less than thirty days thereafter, liability hereunder shall terminate as to subsequent acts or omissions of the Principal”

Please note that, if the term of the surety bond is less than five years after the application was filed, October 29, 2015, the bond will not meet the term requirements of Puc 2003.03(a)(5), which requires that the financial instrument have a term of not less than five years and 150 days after the application is filed. In order to be considered for approval under this scenario, GDF Suez will need to file a request for a waiver of the term requirement. Please note that Staff will not recommend that the Commission grant a

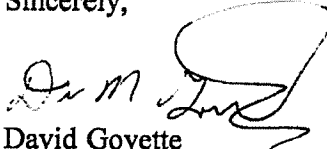
waiver of the financial security term requirement for a bond with a term less than 12 full months from the effective date of registration or with a right of cancellation prior to the end of such 12-month period.

In order to complete your application, you should respond accordingly to the item 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, 2015**. 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 "David Goyette", with a large, stylized flourish at the end.

David Goyette
Utility Analyst III

cc: Service List
Docket File

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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Docket #: 15-468-1 Printed: October 30, 2015

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
EXEC 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.