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

December 11, 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. Application to Register as Competitive Electric Power Supplier

Dear Mr. Johnson:

On October 29, 2015, GDF Suez Energy Resources NA, Inc. (GDF Suez) filed an application to register as a competitive electric power supplier (CEPS). The application included certificates demonstrating GDF Suez had completed electronic data interchange (EDI) testing with Liberty Utilities (Liberty) and Unitil Energy Services (UES). In its initial filing, GDF Suez indicated that it intends to only provide service in the service territories of Liberty and UES and that it intends to serve only large commercial and industrial customers. On November 23, 2015, GDF Suez filed a surety bond in the amount of \$100,000, with a five-year and 150-day term, which became effective on November 19, 2015 and expires on April 17, 2021, and names the Commission as obligee. On November 23, 2015, GDF Suez also submitted, under a separate filing, a statement that it wishes to expand its service area and documentation that demonstrates it has completed EDI testing with New Hampshire Electric Co-op (NHEC) and Public Service Company of New Hampshire, d/b/a Eversource Energy (Eversource).

Commission Staff filed a memorandum on December 4, 2015, in which it stated that it believes the application complies with the requirements of Puc 2003 and 2006.01. Staff recommended that the Commission approve the registration for a term of five years. In addition, Staff recommended that the Commission authorize GDF Suez to operate in the franchise areas of Eversource, Liberty, NHEC, and UES. Finally, Staff recommended that GDF Suez be informed that the financial security rules are likely to change during 2016 and that it should monitor the rulemaking process in Docket No. DRM 13-151 and plan accordingly.

The Commission has reviewed GDF Suez's application and Staff's recommendation and has approved the application as recommended. Accordingly, GDF Suez's application to register as a CEPS, authorized to operate in the franchise areas of

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Eversource, Liberty, NHEC, and UES, is granted for a term beginning on December 11, 2015 and ending on December 11, 2020. Pursuant to N.H. Code Admin. Rules Puc 2003.02(a), GDF Suez must submit a renewal application at least 60 days prior to the expiration of the approved registration period, on or before October 12, 2020.

Please be aware that registered CEPSs are subject to specific requirements contained in Puc 2000 – Competitive Electric Power Supplier and Aggregator Rules. These rules are available at: <u>http://www.puc.nh.gov/Regulatory/Rules/PUC2000.pdf</u>.

In addition, CEPS must comply with the renewable portfolio standard (RPS) requirements of RSA 362-F. The RPS obligation applies to every "provider of electricity," as defined in RSA 362-F:2, XIV, which includes registered CEPS. Please also refer to the Puc 2500 rules for further details regarding RPS compliance and reporting requirements. RPS compliance is on a calendar year basis and must be reported to the Commission by July 1 of the subsequent calendar year. Pursuant to RSA 378:49, all CEPS also must comply with the requirement to disclose environmental characteristics of the electricity they sell to retail customers. Commission Order No. 25,264, in Docket No. DE 10-226, provides guidance as to the appropriate format for such disclosure. Order No. 25,264 can be viewed at: <a href="http://puc.nh.gov/Regulatory/Orders/2011orders/25264e.pdf">http://puc.nh.gov/Regulatory/Orders/2011orders/25264e.pdf</a>.

Finally, as noted above, the financial security rules set forth in Puc 2003.05(a)(5) are likely to change. Please monitor the Commission's website for notice of this rulemaking process in Docket No. DRM 13-151 and plan accordingly.

Sincerely,

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Debra A. Howland Executive Director

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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## 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.

#### SERVICE LIST - EMAIL ADDRESSES - DISCOVERY MATERIALS

Pursuant to N.H. Admin Rule Puc 203.09 (d) and 203.11 (a) (11) Electronic copies of all discovery shall be served on every person designated for discovery filings on the Commission's official servivce list. [Discovery shall not be filed as part of a docket filing pursuant to 203.02]

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