

December 17, 2015

VIA FEDERAL EXPRESS

EFILE (.PDF) – Executive.director@puc.nh.gov

New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429
Attn: Debra Howland, Executive Director

NHPUC 18DEC'15 4:08:08

RE: Chapter Puc 2000-Competitive Electric Power Supplier Rules, Part Puc 2003.01 & 2003.04

Registration and Requirements of ENGIE Retail, LLC d/b/a Think Energy ("Think Energy") to become licensed as a Competitive Electric Power Supplier in the State of New Hampshire – Request for Waiver of the Term Requirements of PUC 2003.03(a)(5) – DM 15-490

Think Energy submitted an application to be licensed as a competitive supplier in New Hampshire on November 30, 2015. The original filing contained a surety bond with an effective date of November 19, 2015 and a term of 5 years and 150 days. Think Energy received a deficiency letter from the New Hampshire PUC on December 2, 2015. The deficiency letter requested, among other things, that Think Energy file a rider to the bond to change the phrase "from all loss or damage *with* it may sustain" to "from all loss or damage *which* it may sustain." Think Energy submitted the rider to the bond and re-submitted its Registration to be licensed as a Competitive Electric Power Supplier in the State of New Hampshire on December 14, 2015.

On December 16, 2015, Think Energy received a notice stating that the surety bond Think Energy filed does not meet the requirements of Puc 2003.03(a)(5):

(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;

Although the bond contains the language, "may not be cancelled within 5 years and 150 days of the effective date," the effective date of the bond is November 19, 2015, while the application file date is November 30, 2015.

The notice that Think Energy received from PUC staff states that Think Energy may request a waiver or file a rider that extends the date of the bond. After consultation with PUC staff, Think Energy hereby requests a waiver for the aforementioned deficiency. The bond is 11 days short of the required term. Pursuant to Puc 2003.03, Think Energy must do an annual assessment during which it may have to increase the value of the bond, depending on actual or gross receipts. If Think Energy is required to increase the value of the bond, Think Energy could seek to extend the bond by the additional 11 days at that time. Furthermore, if PUC staff is not willing to approve a waiver for the term of the bond such that Think Energy is granted the standard 5 year license, then Think Energy requests that Staff grant a license that coincides with the term of the bond.

Enclosed, please find one (1) original and two (2) copies of Think Energy's request.

Please do not hesitate to contact me via email at randy.johnson@gdfsuezna.com with any questions and/or to request additional information. Thank you in advance for your assistance.

Regards,



Randy Johnson

Counsel

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