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December 28, 2015

Randy Johnson, Counsel  
ENGIE Retail, LLC d/b/a Think Energy  
1990 Post Oak Blvd., Suite 1900  
Houston, TX 77056

Re: DM 15-490, ENGIE Retail, LLC d/b/a Think Energy  
Application to Register as Competitive Electric Power Supplier

Dear Mr. Johnson:

On November 30, 2015, ENGIE Retail, LLC (f/k/a GDF Suez Retail Energy Solutions, LLC) d/b/a Think Energy (ENGIE Retail) filed an application to register as a competitive electric power supplier (CEPS). The application included certificates demonstrating ENGIE Retail had completed electronic data interchange (EDI) testing with Liberty Utilities (Liberty), New Hampshire Electric Co-op (NHEC), Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource), and Unitil Energy Services (UES), sample contracts for residential and small commercial customers, 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 December 11, 2015, ENGIE Retail filed a revised application which included a bond rider that changes the name of the principal from GDF Suez Retail Energy Solutions, LLC to ENGIE Retail, LLC. On December 18, 2015, ENGIE Retail filed a request for a waiver of Puc 2003.03(a)(5), which requires the financial security filed with a CEPS initial application have an expiration date not less than 5 years and 150 days after the date the application is filed.

Commission Staff filed a memorandum on December 22, 2015, and noted that, if a waiver of the financial security term requirement is granted, the application complies with the requirements of Puc 2003 and 2006.01. Staff recommended that the Commission grant the request for the waiver of the financial security term requirement, and approve the registration for a term that begins December 28, 2015 and ends on December 28, 2020.

In addition, Staff recommended that the Commission authorize ENGIE Retail to operate in the franchise areas of Eversource, Liberty, NHEC, and UES. Finally, Staff recommended that ENGIE Retail be informed that the financial security rules are likely

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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 ENGIE Retail's application and Staff's recommendation and has granted the requested rule waiver, having found the waiver is for good cause and in the public interest, and has approved the application as recommended. Accordingly, ENGIE Retail's application to register as a CEPS, authorized to operate in the franchise areas of Eversource, Liberty, NHEC, and UES, is granted for a term beginning on December 28, 2015 and ending at the end of business on December 25, 2020. Pursuant to N.H. Code Admin. Rules Puc 2003.02(a), ENGIE Retail must submit a renewal application at least 60 days prior to the expiration of the approved registration period, on or before October 27, 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: <http://www.puc.nh.gov/Regulatory/Rules/PUC2000.pdf>.

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: <http://puc.nh.gov/Regulatory/Orders/2011orders/25264e.pdf>.

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,



Debra A. Howland  
Executive Director

cc: Service List  
Docket File

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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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- 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  
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- 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.