

THE STATE OF NEW HAMPSHIRE

CHAIRMAN  
Martin P. Honigberg

COMMISSIONERS  
Robert R. Scott  
Kathryn M. Bailey

EXECUTIVE DIRECTOR  
Debra A. Howland



**PUBLIC UTILITIES COMMISSION**

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

TDD Access: Relay NH  
1-800-735-2964

Tel. (603) 271-2431

FAX (603) 271-3878

Website:  
[www.puc.nh.gov](http://www.puc.nh.gov)

April 18, 2016

Kira S. Byers  
Customized Energy Solutions  
1528 Walnut Street, 22<sup>nd</sup> Floor  
Philadelphia, PA 19102

Re: DM 16-237, Ethical Electric, Inc.  
Application to Renew Registration as Competitive Electric Power Supplier

Dear Ms. Byers:

On February 16, 2016, Ethical Electric, Inc. (Ethical Electric) filed an application to renew its registration as a competitive electric power supplier (CEPS). Ethical Electric's currently active registration, which the Commission approved in Docket No. DM 15-071, expires on April 15, 2016. Ethical Electric's application included a certificate demonstrating that it has completed EDI testing with New Hampshire Electric Cooperative, Inc. (NHEC) and evidence that it is able to obtain supply in the New England energy market. On April 15, 2016, Ethical Electric filed a revised version of page two of its application form, in which it stated that it will only serve customers in NHEC's territory at this time, and a sample of a residential and small commercial customer contract.

On August 4, 2015, under Docket No. DM 15-071, the Commission accepted a letter of credit (LOC) submitted by Ethical Electric in the amount of \$100,000, which became effective July 16, 2015, names the Commission as beneficiary, and has a term that expires on July 16, 2016. On April 15, 2016, Ethical Electric emailed Commission Staff an electronic version of a fully executed surety bond, in the amount of \$100,000, which became effective on April 14, 2016, names the Commission as obligee, and cannot be terminated prior to April 14, 2017, and a request for a waiver of Puc 2003.03(a)(5)(b), which requires that the financial security filed with a CEPS renewal application have a term of not less than five years and 90 days, the originals of both of which Ethical Electric stated it would file with the Commission during the following week ending on April 22, 2016.

Commission Staff filed a memorandum on April 15, 2016, 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 on April 15, 2016 and runs until the earliest possible termination date of the surety bond, ending on April 14, 2017. In addition, Staff recommended that the Commission authorize Ethical Electric to operate in the franchise area of NHEC. Finally, Staff recommended that Ethical Electric 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.

Page two

The Commission has reviewed Ethical Electric's renewal 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, Ethical Electric's application to renew its registration as a CEPS, authorized to serve residential and small commercial customers in the franchise area of NHEC, is granted for a term beginning on April 15, 2016 and ending on April 14, 2017. Pursuant to N.H. Code Admin. Rules Puc 2003.02(a), Ethical Electric must submit its next renewal application at least 60 days prior to the expiration of the approved registration period, on or before February 13, 2017.

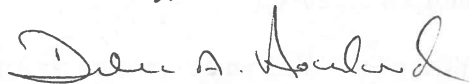
Please be aware that registered CEPSs are subject to specific requirements contained in Puc 2000 – Competitive Electric Power Supplier and Aggregator Rules. These rules are available at: <http://www.puc.nh.gov/Regulatory/Rules/PUC2000.pdf>.

Each CEPS also must input into a shopping comparison website maintained by the Commission, information regarding its standard pricing policies, charges, and key terms for residential and small commercial customers. This information must be updated whenever it changes, but no less frequently than once per month. These requirements are intended to comply with RSA 374-F:4-b, II. Following its initial registration, each CEPS will be sent by electronic mail a link to the website through which it must input the required information.

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

**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.**

Executive.Director@puc.nh.gov  
amanda.noonan@puc.nh.gov  
david.goyette@puc.nh.gov  
david.wiesner@puc.nh.gov  
kbryers@ces-ltd.com  
leszek.stachow@puc.nh.gov  
margaret.raymond@puc.nh.gov  
ocalitigation@oca.nh.gov  
tom.frantz@puc.nh.gov

Docket #: 16-237-1      Printed: April 18, 2016

**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.**