

THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION

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April 6, 2017

Carrie Cammarano, Counsel  
Viridian Energy, LLC  
535 Connecticut Avenue, 6<sup>th</sup> Floor  
Norwalk, CT 06854

Re: DM 17-052, Viridian Energy, LLC  
Competitive Electric Power Supplier Application for Renewal Registration  
Deficiency Letter – Request for Additional Information

Dear Ms. Cammarano:

On April 3, 2017, Viridian Energy, LLC (Viridian) submitted an application to the Commission for renewal of its registration as a competitive electric power supplier (CEPS). Commission Staff has reviewed the application and determined that 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 requirements that have not been met and the related items which are missing from the application:

- 1) Proof of financial security.

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

- 2) The applicant's legal name, "Viridian Energy, LLC" is not listed on the N.H. Secretary of State website with the status "Good Standing" or words of similar import.

*Puc 2006.01 Form for Initial and Renewal Registration of Competitive Electric Power Suppliers.*

*(a)(9) A copy of the applicant's authorization to do business in New Hampshire from the New Hampshire secretary of state, if anything other than an individual.*

- 3) Proof of completion of EDI training and testing with Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource), Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty Utilities (Liberty), New Hampshire Electric Cooperative, Inc. (NHEC), and Unitil Energy Systems,

Inc. (Unitil).

*Puc 2003.01(d)(1) Demonstration of technical ability to provide for the efficient and reliable transfer of data and electronic information between utilities and the CEPS in the form of:*

*(a) A statement from each utility with which the CEPS intends to do business indicating that the applicant has complied with the training and testing requirements for electronic data interchange.*

*(c) A statement from each utility with which the CEPS does or intends to do business indicating that the applicant has successfully demonstrated electronic transaction capability.*

4) Evidence of ability to obtain energy supply.

*Puc 2003.01(d)(2) Evidence that the CEPS is able to obtain supply in the New England energy market. Such evidence may include, but is not limited to, proof of membership in the New England Power Pool (NEPOOL) or any successor organization, or documentation of a contractual relationship with a NEPOOL member.*

Regarding item #1, please note that, based on the expiration date of Viridian's currently effective surety bond and CEPS registration, both of which are May 31, 2017, the termination date of the new financial security, or the currently effective bond if extended by a continuation certificate or rider, should be no sooner than May 31, 2018.

Please also be aware that, if the financial security expires less than five years and 90 days after the date the application was filed, the security will not meet the term requirements of Puc 2003.03(a)(5). If this is the case, in order to be considered for approval, Viridian will need to file a request for a waiver of this requirement. Please note that Staff generally does not recommend that the Commission grant a waiver of the financial security term requirement for a financial security instrument 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.

Regarding item #2, Staff noted that "Viridian Energy, LLC" is listed on the N.H. Secretary of State's website with the status "Not In Good Standing." In order to meet the requirement of Puc 2006.01(a)(9), please provide a recent printout of Viridian's legal name on the N.H. Secretary of State website with the status shown as "Good Standing" or words of similar import, or a copy of a recently issued certificate from the Secretary of State showing that the applicant is authorized to do business and is in good standing in New Hampshire.

Regarding requests #3 and #4, although Viridian has provided the requested documentation in its prior CEPS application docket, in order to complete its current

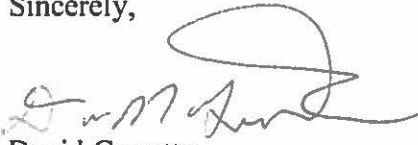
renewal, this documentation must also be included with the current application.

In order to complete your application, you should respond accordingly to the items 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 2003.02(f), please provide all information requested within 60 days of the date of this later. Puc 2003.02(f) is copied below.

*Puc 2003.02(f) If the commission has requested information or clarification to complete an application for renewal, 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,



David Goyette  
Utility Analyst III

cc: Service List  
Docket File

**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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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.**

Executive.Director@puc.nh.gov  
amanda.noonan@puc.nh.gov  
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Docket #: 17-052-1 Printed: April 06, 2017

**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  
EXECUTIVE 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.**