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January 13, 2011

Gary D. Mole
President & Chief Executive Officer
Glacial Energy of New England, Inc.
24 Route 6A
Sandwich, MA 02563

Re: DM 10-252, Glacial Energy of New England, Inc.
Renewal of Registration to Supply Competitive Electric Service in New Hampshire

Dear Mr. Mole :

On September 20, 2010, you filed on behalf of Glacial Energy of New England, Inc. (Glacial) an application for registration as a competitive electric power supplier (CEPS) in New Hampshire. Staff reviewed Glacial's application and found that Glacial did not provide evidence of financial security pursuant to N.H. Admin Rules Puc 2003.03(a) with its original application. On November 2, 2010, Glacial provided the required letter of credit amended to meet the requirement under Puc 2003.03(a).

On November 4, 2010, Glacial filed a request pursuant to Puc 201.05 for waiver of Puc 2003.02(a) and 2003.03(a)(5). The first request for waiver involves the renewal registration period that was modified when Puc 2000 was readopted with amendments on August 26, 2010. According to the request, Glacial incorrectly assumed that their renewal application would no longer be due on September 9, 2010 inasmuch as the renewal period was changed from two years to five years in the amended rule. The second request for waiver relates to the financial security requirements of Puc 2003.03(a)(5).

Staff has reviewed the application and supplemental information provided and believes that it meets the requirements of Puc 2006.01. Staff supports Glacial's request for a waiver of Puc 2003.02(a) and recommends that the Commission treat Glacial's September 20, 2010 application as a request for renewal in light of the confusion resulting from the rule change as well as the short time difference between the registration due date and the actual application date.

Regarding the second waiver, Staff concurred with Glacial's explanation that the "evergreen" renewal term on its letter of credit sufficiently addresses the purpose of the Rule 2003.03 and recommends the Commission grant the waiver subject to the following two conditions:

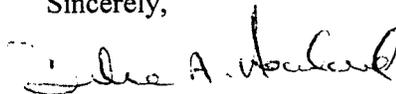
- Glacial be required to file confirmation that the current letter of credit is renewed on or before April 22 every year.
- If the Commission receives notification of cancellation of the letter of credit from its financial institution (currently Comerica), Glacial's registration will expire on the day the Commission receives such notification unless prior to that date Glacial provides replacement financial security which meets the requirement under Puc 2003.01(d)(4). In the case of such expiration, Glacial must suspend its New Hampshire operations and file a new registration application if it intends to continue to be a registered CEPS in New Hampshire. If Glacial does provide satisfactory replacement financial security, then its renewal period would continue for the remainder of the five-year period provided pursuant to Puc 2003.02.

The Commission may waive a rule pursuant to Puc 201.05 if it finds the waiver serves the public interest and the waiver does not disrupt the orderly and efficient resolution of matters before the Commission. Glacial's request provides sufficient detail to determine that the request for a September 9, 2010 renewal date meets the above criteria. With respect to the second waiver related to the financial security requirements of Puc 2003.03(a)(5), , the Commission will approve Glacial's renewal as a competitive electric power supplier, effective September 9, 2010 subject to subject to the conditions described above.

Please bear in mind the following provision of Puc 2003.02 (a) "Each registered CEPS shall re-register with the commission every 5 years by filing with the commission an application for renewal. Each application for renewal shall be filed no less than 60 days prior to the termination of the currently effective registration. If a CEPS fails to meet its re-filing obligation, its registration shall expire by its terms." Glacial's original notice anniversary date is September 9, 2008 and therefore it is required to re-register on or before **July 12, 2015**. In addition, Glacial will also be subject to the provisions of Puc 2004.03, telephone solicitation of customers, and Puc 2004.07, customer protections provided by CEPS.

If you have any questions regarding this provision, please contact the Commission. Thank you for your cooperation in this matter.

Sincerely,



Debra A. Howland
Executive Director