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November 26, 2012

## VIA E-FILING AND OVERNIGHT MAIL

Debra A. Howland
Executive Director and Secretary
New Hampshire Public Utilities
Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429



Re: People's Power & Gas, LLC

Initial Registration to Become a Competitive Electric Power Supplier

DM 11-066

Dear Ms. Howland:

People's Power and Gas, LLC ("PPG") has a pending 2011 application with the Public Utilities Commission ("Commission") in the above-captioned proceeding to be registered as a New Hampshire Competitive Electric Power Supplier ("CEPS"). This letter responds to last month's request by Commission Legal Counsel (Suzanne Amidon) asking PPG to resubmit a complete application package, with updated information and attachments where necessary, as a courtesy in order to facilitate Commission review of PPG's request to serve New Hampshire customers. See October 11, 2012 Staff letter to PPG. PPG appreciates Staff's assistance in identifying the remaining issues needed for registration. An original and two copies of this letter and all supporting documentation are included for the Commission's convenience.

Based on the existing and updated information submitted herein, PPG requests that the Commission promptly grant it CEPS status, as follows:

1. PUC Rule 2003.01 (a), (c) and 2006.01. An updated registration form (with certain updated exhibits) is attached.

Murtha Cullina LLP | Attorneys at Law

BOSTON HARTFORD MADISON NEW HAVEN STAMFORD WOBURN

- 2. PUC Rule 2003.01(b). As previously attested to by PPG's principal, David Pearsall, PPG has not sold or marketed to New Hampshire consumers in advance of licensure. Mr. Pearsall's earlier affidavit is resubmitted.
- 3. PUC Rule 2003.01(d)(1). EDI testing certificates for Public Service Company of New Hampshire, Unitil and New England Electric Cooperative are resubmitted herein. Moreover, PPG has now completed testing with Granite State/National Grid; an email confirmation is submitted herein.
- 4. PUC Rule 2003.01(d)(2). Proof of PPG access to New England electric supply is resubmitted.
- 5. PUC Rule 2003.01(d)(3). The Commission already has received PPG's \$500 registration fee.
- PUC Rule 2003.01(d)(4) and 2003.03(a) and Request for 6. Commission Waiver. PPG already has submitted proof of financial security to the Commission; it is resubmitted herein. As referenced in the October 11, 2012 Staff letter to PPG, the financial security expires on March 10, 2017 which, given the lengthy review period for this application, no longer fully meets the five years and 150 day period required by the Rule. It would be a hardship to PPG to reissue the financial security. Accordingly, PPG hereby respectfully requests a waiver pursuant to PUC Rule 201.05. PPG proposes to file a new bond prior to the expiration of the existing bond and is willing to accept a Commission condition to that effect to be licensed. This condition satisfies the purpose of PUC Rule 2003.03(a), is consistent with the desirability of competition in electric markets and ensuing consumer benefits, and serves the public interest. Accordingly, the Commission should grant this waiver request or such other alternative form of waiver that avoids unnecessary hardship to PPG and serves the public interest. See PUC Rule 201.05(a) and (b).
- 7. Other Useful Information. Attached please find: (a) updated information on PPG's management that will support entry in New Hampshire, and (b) the resubmitted Technical Fitness statement furnished with the original application.

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PPG looks forward to serving New Hampshire customers and helping to ensure that local consumers benefit from choice in electric generation supply. If you have any questions, please contact the undersigned at the contact information in the letterhead.

Very truly yours,

Robert J. Munnelly, Jr.

**Enclosures** 

cc: Service List (via e-mail and mail)