

STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: January 23, 2012

AT (OFFICE): NHPUC

FROM: Alexander F. Speidel *ASD*
Staff Attorney
Robert J. Wyatt
Utility Analyst IV

SUBJECT: Staff Recommendation
DM 11-256 Secure Energy Solutions, LLC
Natural Gas Aggregator Registration Application

TO: Debra Howland
Executive Director

Staff has completed its review of the natural gas aggregator registration application for Secure Energy Solutions, LLC (Secure), as filed on November 30, 2011. The registration application is in general compliance with the requirements of N.H. Code Admin. Rules Puc 3003.04.

However, Secure has noted that one of its sales representatives unwittingly violated Puc 3003.04(a) by arranging for the sale of natural gas with one natural gas customer on the EnergyNorth system, even though Secure was not yet registered as a natural gas aggregator in New Hampshire as of that time. The initial gas sale arrangement began in June 2009 and was subsequently renewed, at the behest of the customer, in July 2010. The applicant's sales representative was aware that Secure had a valid registration in New Hampshire for aggregation services, but did not comprehend that the registration was limited to electric power aggregation. Staff in the Electric Division confirms that Secure has been an approved electric power aggregator in this State since June 2006.

Staff views Secure's offering of these services without being an approved gas aggregator with concern. Nevertheless, the applicant has come forward on its own initiative to correct this error on the part of its sales representative, and Staff appreciates Secure's candor and efforts to come into compliance with New Hampshire registration rules. Staff expects that Secure will remain cognizant of NHPUC requirements going forward, and act accordingly. Therefore, Staff recommends approval of the application for Secure to become a natural gas aggregator in New Hampshire. Staff requests approval no later than Monday, January 30, 2012.

Should you have any questions regarding this registration application, please do not hesitate to contact Alexander Speidel of the Legal Division, or Robert Wyatt of the Gas/Water Division.

Cc: Service List (electronically)