

THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION

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September 11, 2012

Matthew Maloney
Atlantic Power Partners, LLC
1600 Falmouth Rd, Suite 3
Centerville, MA 02632

Re: DM 11-264 Atlantic Power Partners, LLC (Atlantic Power)
Intent to Provide Electric Aggregation Service

Dear Mr. Maloney:

On December 8, 2011, the New Hampshire Public Utilities Commission (Commission) received Atlantic Power's notice of intent to provide electric aggregation service in the State of New Hampshire, pursuant to New Hampshire Administrative Rules Puc 2003.05. Atlantic Power's application was incomplete as it did not provide a copy of its authorization to business in New Hampshire from the Secretary of State which is required pursuant to Puc 2006.02(5). On May 07, 2012, Atlantic Power requested a waiver of Puc 2003.04(h) requiring timely completion of an incomplete application. On August 6, 2012, Atlantic Power filed the required document to complete its application.

On September 7, 2012, Staff filed a recommendation that Atlantic Power's application to register as a provide electric aggregation service be approved. Staff further recommended the Commission grant the waiver requested by to Atlantic Power.

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. The Commission has determined that the applicable standards for a waiver are satisfied and that granting a waiver is consistent with the public interest.

Based on Staff's recommendation and the Commission's review, the Commission will approve Atlantic Power's registration as a provider of electric aggregation service in New Hampshire.

Please note the following provision of Puc 2003.05 (f): "[E]ach approved aggregator shall re-notify the commission after the initial 2 year period, or after the 5 year renewal period as applicable, by filing with the commission an application for renewal at least 60 days prior to the expiration of the currently effective registration." Atlantic Power's is required to refile an up-to-date written notice

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on or before **July 10, 2014** if it continues to offer and provide electric aggregation service. In addition, Atlantic Power is subject to the provisions of Puc 2004.03, telephone solicitation of customers, and Puc 2004.08, customer protections provided by aggregators. Finally, aggregators must comply with the requirements set out in RSA 362-F relative to the renewable portfolio standard (RPS) and RSA 362-F relative to disclosure of electric service energy sources and environmental characteristics. Please refer to Puc 2500 for further details regarding RPS reporting requirements. Commission Order No. 25,264 provides guidance as to the appropriate format for environmental disclosure.

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

Sincerely,



Debra A. Howland
Executive Director

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.

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Docket #: 11-264-1 Printed: September 11, 2012

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.