

THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10
Concord, N.H. 03301-2429

TDD Access: Relay NH
1-800-735-2964

Tel. (603) 271-2431

FAX (603) 271-3878

Website:
www.puc.nh.gov

May 1, 2013

G. Douglas Pope
Pope Energy
P.O. Box 290835
42 8th Street, Suite 4413
Boston, MA 02129

Re: DM 13-070, Pope Energy
Renewal of registration to Provide Electric Aggregation Service

Dear Mr. Pope:

On March 5, 2013, the New Hampshire Public Utilities Commission (Commission) received Pope Energy' notice of intent to renew its registration to provide electric aggregation service in the State of New Hampshire, pursuant to New Hampshire Administrative Rules Puc 2003.05. On April 1, 2013, Pope Energy requested a waiver of Puc 2003.05(a) requiring an application for renewal be filed no less than 60 days prior to the expiration of the currently effective registration. Pope Energy' renewal application was due 60 days prior to the expiration date of March 16, 2013.

On April 24, 2013 Staff filed a recommendation that Pope Energy' application for renewal of its registration be approved. In light of the company's commitment to prevent any future delays combined with the fact that its application was submitted before the expiration date, Staff further recommended that the Commission grant the waiver request.

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 renewal of Pope Energy' 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." Pope Energy's original notice anniversary date is March 16, 2011 and therefore it is required to refile an up-to-date written notice on or before **January 16, 2018** if it continues to offer and provide electric aggregation

May 1, 2013

Page two

service. In addition, Pope Energy 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,

A handwritten signature in black ink, appearing to read "Debra A. Howland". The signature is fluid and cursive, with a large initial "D" and "H".

Debra A. Howland
Executive Director

cc: Docket file

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.

Executive.Director@puc.nh.gov
al-azad.m.iqbal@puc.nh.gov
amanda.noonan@puc.nh.gov
Christina.Martin@oca.nh.gov
doug.pope@energytechnologies.net
margaret.raymond@puc.nh.gov
steve.mullen@puc.nh.gov
susan.chamberlin@oca.nh.gov
suzanne.amidon@puc.nh.gov
tom.frantz@puc.nh.gov

Docket #: 13-070-1 Printed: May 01, 2013

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.