



DM 16-628

NHPUC 3JUN'16AM9:19

**EDF ENERGY SERVICES**

4700 West Sam Houston Parkway North  
Suite 250  
Houston, Texas, TX 77041

T +1 281 781 0333  
F +1 281 781 0360

June 2, 2016

**Via UPS Overnight Delivery**

New Hampshire Public Utilities Commission  
Debra Howland, Executive Director  
21 South Fruit Street, Suite 10  
Concord, N.H. 03301-2429

**Re: CEPS Initial Registration Application for EDF Energy Services, LLC**

Dear Ms. Howland:

EDF Energy Services, LLC ("EDF Energy") is submitting this application for registration as a Competitive Electric Power Supplier ("CEPS") pursuant to New Hampshire Code of Administrative Rules, Part Puc 2003.01 and Part PUC 2006.01. EDF Energy plans to serve commercial and industrial customers in the New Hampshire Public Service Company territory. In compliance with Rule Puc 2003.01(b), EDF Energy has not and will not market to customers prior to PUC approval of this application.

EDF Energy is a wholly owned subsidiary of EDF Trading Holdings, LLC, a Delaware limited liability company, is a member of NEPOOL, and has market-based rate authority granted by the FERC in Docket No. ER16-00325-001.

Pursuant to New Hampshire Code of Administrative Rules, Puc 2003.03, EDF Energy is currently finalizing the Letter of Credit and will have it directly forwarded to the commission upon completion.

Enclosed for filing is the original and two (2) copies of the application and all attachments, an electronic copy in PDF format on CD. A check for the \$500.00 for the registration fee is included pursuant to Administrative Rules, Part Puc 2003.01(d)(2).

Acknowledgement and date of receipt of this filing is respectfully requested. Please date and file stamp the extra copy of this letter and return it to the undersigned using the prepaid, preaddressed envelope enclosed. Should you have any questions, please feel free to contact me directly at (281) 928-9806 or by email at [laura.otto@edfenergyservices.com](mailto:laura.otto@edfenergyservices.com).

Sincerely,

Laura Otto  
Senior Paralegal, EDF Energy Services, LLC

PUC 2006 – FORMS

- (1) The legal name of the applicant as well as any trade name(s) under which it intends to operate in this state, and, if available, its website address;

- Legal Name: **EDF Energy Services, LLC**
- Trade Names:
- Web Address: **www.edfenergyservices.com**

- (2) The applicant's business address, telephone number, e-mail address, and website address, as applicable;

- Business Address: **4700 West Sam Houston Parkway North, Suite 250  
Houston, TX 77041**
- Phone Number: **(877) 432-4530**
- Email Address:
- Web Address: **www.edfenergyservices.com**

- (3) The applicant's place of incorporation, if anything other than an individual;

- **EDF Energy Services, LLC was created under Delaware law as a Limited Liability Company on November 1, 2006.**

- (4) The name(s), title(s), business address(es), telephone number(s), and e-mail address(es) of the applicant if an individual, or of the applicant's principal(s) if the applicant is anything other than an individual;

Name	Title	Business Address	Phone & Email
John Rittenhouse	CEO	4700 West Sam Houston Parkway North, Suite 250 Houston, TX 77041	(877) 432-4530 John.Rittenhouse@edftrading.com
Mary Anne Brelinsky	President	4700 West Sam Houston Parkway North, Suite 250 Houston, TX 77041	(877) 432-4530 MaryAnne.Brelinsky@edfenergyservices.com
Eric Dennison	Sr. VP of Legal, General Counsel	4700 West Sam Houston Parkway North, Suite 250 Houston, TX 77041	281-653-5811 Eric.Dennison@edfenergyservices.com
Cherie Fuller	VP-Retail	4700 West Sam Houston Parkway North, Suite 250 Houston, TX 77041	281-653-1778 Cherie.Fuller@edfenergyservices.com
Chris Armitage	Sr. VP of Energy Optimization	4700 West Sam Houston Parkway North, Suite 250 Houston, TX 77041	281-781-0346 Chris.Armitage@edfenergyservices.com

- (5) The following regarding any affiliate and/or subsidiary of the applicant that is conducting business in New Hampshire:
- The name, business address and telephone number of the entity;
  - A description of the business purpose of the entity; and
  - A description of any agreements with any affiliated New Hampshire utility;
- **EDF Energy Services has no affiliates conducting business in New Hampshire at this time.**
- (6) The telephone number of the applicant's customer service department or the name, title, telephone number and e-mail address of the customer service contact person of the applicant, including toll free telephone numbers if available;
- **Cherie Fuller, Vice President  
4700 West Sam Houston Parkway North, Suite 250  
Houston, TX 77041  
Direct: (281) 653-1778  
Toll Free: (877) 432-4530  
Cherie.Fuller@edfenergyservices.com**
- (7) The name, title, business address, telephone number, and e-mail address of the individual responsible for responding to commission inquiries;
- **Bill Hellinghausen, Director of Regulatory Affairs  
4700 West Sam Houston Parkway North, Suite 250  
Houston, TX 77041  
Direct: (281) 653-0630  
Toll Free: (877) 432-4530  
Bill.hellinghausen@edfenergyservices.com**
- (8) The name, title, business address, telephone number and e-mail address of the individual who is the applicant's registered agent in New Hampshire for service of process;
- **Name: Capitol Corporate Services**
  - **Address: 1 Old Loudon Road, Concord, NH 03301**
  - **Phone Number: 800.345.4647**
  - **Email: [regagent@capitolservices.com](mailto:regagent@capitolservices.com)**
- (9) A copy of the applicant's authorization to do business in New Hampshire from the New Hampshire secretary of state, if anything other than an individual;
- **Please See Attachment 1.**

- (10) A listing of the utility franchise areas in which the applicant intends to operate. To the extent an applicant does not intend to provide service in the entire franchise area of a utility, this list shall delineate the cities and towns where the applicant intends to provide service;
- **Eversource-NH**
  - **Liberty Utilities**
  - **Unitil**
- (11) A description of the types of customers the applicant intends to serve, and the customer classes as identified in the applicable utility's tariff within which those customers are served;
- **EDF Energy Services plans to serve large Commercial and Industrial Customers in the above-named utilities.**
    - **Eversource-NH – Rates GV, LG**
    - **Liberty Utilities – Rates G1, G2**
    - **Unitil – Rates G1, G2**
- (12) A listing of the states where the applicant currently conducts business relating to the sale of electricity;
- **New York, Maryland, Pennsylvania, New Jersey, Ohio, Illinois, California & Texas**
- (13) A listing disclosing the number and type of customer complaints concerning the applicant or its principals, if any, filed with a state licensing/registration agency, attorney general's office or other governmental consumer protection agency for the most recent calendar year in every state in which the applicant has conducted business relating to the sale of electricity;
- **EDF Energy Services, LLC, its principals, and its parent company have not received any complaints filed with a state licensing/registration agency, attorney general's office or other consumer protection agency in the past twelve months.**
- (14) A statement as to whether the applicant or any of the applicant's principals, as listed in a. through c. below, have ever been convicted of any felony that has not been annulled by a court:
- a. For partnerships, any of the general partners;
  - b. For corporations, any of the officers, directors or controlling stockholders; or
  - c. For limited liability companies, any of the managers or members;

- **None of EDF Energy Services, LLC, its officers, directors and/or parent company's controlling stockholders have ever been convicted of a felony.**
- (15) A statement as to whether the applicant or any of the applicant's principals:
- a. Has, within the 10 years immediately prior to registration, had any civil, criminal or regulatory sanctions or penalties imposed against them pursuant to any state or federal consumer protection law or regulation;
  - b. Has, within the 10 years immediately prior to registration, settled any civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation; or
  - c. Is currently the subject of any pending civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation;
- **None of EDF Energy Services, LLC's principals have ever been and are not currently the subject of civil, criminal or regulatory sanctions, investigations or penalties pursuant to any state or federal consumer protection law or regulation, nor have they settled such an investigation.**
- (16) If an affirmative answer is given to any item in (14) or (15) above, an explanation of the event;
- **Not Applicable**
- (17) For those applicants intending to telemarket, a statement that the applicant shall:
- a. Maintain a list of consumers who request being placed on the applicant's do-not-call list for the purposes of telemarketing;
  - b. Obtain monthly updated do-not-call lists from the National Do Not Call Registry; and
  - c. Not initiate calls to New Hampshire customers who have either requested being placed on the applicant's do-not-call list(s) or customers who are listed on the National Do Not Call Registry;
- **EDF Energy Services does not intend to telemarket.**
- (18) For those applicants that intend not to telemarket, a statement to that effect;
- **EDF Energy Services, LLC does not intend to telemarket.**

- (19) A sample of the bill form(s) the applicant intends to use or a statement that the applicant intends to use the utility's billing service;
- **EDF Energy Services, LLC intends primarily to use utility billing services. Regardless, please see sample bill forms in Attachment 2.**
- (20) A copy of each contract to be used for residential and small commercial customers;
- **EDF Energy Services, LLC does not intend to market or sell to residential and/or small commercial customers.**
- (21) A statement certifying that the applicant has the authority to file the application on behalf of the CEPS and that its contents are truthful, accurate and complete; and
- **Please see Attachment 3.**
- (22) The signature of the applicant or its representative.
- **Please see Attachment 3.**

**Attachment 1**  
**Proof of Registration with Secretary of State**

**Business Name History**

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<b>Name</b>	<b>Name Type</b>
EDF Energy Services, LLC	Legal
EDF Energy Services, LLC	Home State

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**Limited Liability Company - Foreign - Information**

<b>Business ID:</b>	736185
<b>Status:</b>	Good Standing
<b>Entity Creation Date:</b>	12/17/2015
<b>State of Business.:</b>	TX
<b>Principal Office Address:</b>	4700 West Sam Houston Pkwy N. Ste 250 Houston TX 77041
<b>Principal Mailing Address:</b>	No Address
<b>Last Annual Report Filed Date:</b>	
<b>Last Annual Report Filed:</b>	0

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**Registered Agent**

<b>Agent Name:</b>	Capitol Corporate Services, Inc.
<b>Office Address:</b>	1 Old Loudon Road Concord NH 03301

# State of New Hampshire

Filed  
Date Filed: 12/17/2015  
Business ID: 736185  
William M. Gardner  
Secretary of State

Filing fee: \$ 50.00  
Fee for Form SRA: \$ 50.00  
Total fees: \$100.00  
Use black print or type.

Form FLLC-1  
RSA 304-C:175

## APPLICATION FOR REGISTRATION AS A FOREIGN LIMITED LIABILITY COMPANY

PURSUANT TO THE PROVISIONS of the New Hampshire Limited Liability Company laws, the undersigned hereby applies for registration to transact business in New Hampshire and for that purpose submits the following statement:

FIRST: The name of the limited liability company is EDF Energy Services, LLC

SECOND: The name which it proposes to register and do business in New Hampshire is EDF Energy Services, LLC

THIRD: It is formed under the laws of Texas.

FOURTH: The date of its formation is January 14, 2014.

FIFTH: The nature of the business or purposes to be conducted or promoted in New Hampshire is Commercial and industrial gas and power provider

SIXTH: The name of its registered agent in New Hampshire is Capitol Corporate Services, Inc.  
and the **street address**, town/city (including zip code and post office box, if any) of its registered office is  
(agent's business address in New Hampshire) 1 Old London Rd, Concord, New Hampshire 03301

SEVENTH: The sale or offer for sale of any ownership interests in this business will comply with the requirements of the New Hampshire Uniform Securities Act (RSA 421-B).

State of New Hampshire  
Form FLLC 1 - Application for Foreign Registration FLLC 4 Page(s)

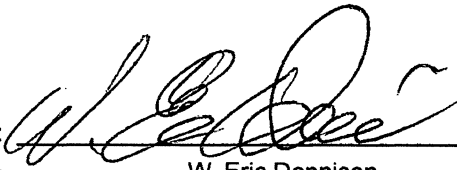


T1636606113



APPLICATION FOR REGISTRATION AS A  
FOREIGN LIMITED LIABILITY COMPANY

Form FLLC-1  
(Cont.)

\*Signature: 

Print or type name: W. Eric Dennison

Title: Senior Vice President

Date signed: 12/4/15

Complete address of person signing: 4700 W. Sam Houston Pkwy N., Suite 250  
Houston, TX 77041

To receive your ANNUAL REPORT REMINDER NOTICE by email, please enter your email address here:  
Hou\_Contract\_admin@edfrading.com

\* Shall be executed on behalf of the foreign limited liability company by a person with authority to do so under the laws of the state or other jurisdiction of its formation, or, if the foreign limited liability company is in the hands of a receiver, executor, or other court appointed fiduciary, trustee, or other fiduciary, it must be signed by that fiduciary.

DISCLAIMER: All documents filed with the Corporation Division become public records and will be available for public inspection in either tangible or electronic form.

Mail fees, DATED AND SIGNED ORIGINAL AND FORM SRA to: Corporation Division, Department of State, 107 North Main Street, Concord NH 03301-4989. Physical location: 25 Capitol Street, 3<sup>rd</sup> Floor, Concord, NH 03301.

**Attachment 2**  
**Sample Invoices**

**EDF ENERGY SERVICES, LLC**  
4700 W. Sam Houston Pkwy N Ste 250  
Houston, TX 77041  
Customer Service: (281) 653-1778

**CUSTOMER** SAMPLE CUSTOMER  
**BILLING ACCOUNT #** 12345678910  
**INVOICE #:** 4

Summary as of 6/15/2014  
(account details start on next page)

Previous Statement Amount:	\$2,454,044.60
Total Payments Received:	\$2,454,044.60
Balance Forward:	\$0.00
Current Charges:	\$2,188,330.68

<b>AMOUNT DUE</b>	<b>June 25, 2014</b>	<b>\$2,188,330.68</b>
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Thank you for allowing EDF Energy Services, LLC to service your energy needs. We appreciate your business.

Your monthly charges from EDF Energy Services, LLC average \$ .0663 per kWh.

If you are receiving separate bills from EDF Energy Services, LLC and the local utility, your meter readings are available on the local utility's bill.

At least twice per year you have the right to request and receive actual consumption information for each billing period during the prior year or the months therein during which a competitive supplier sold electricity to you.

You have the right to file a complaint with the New Hampshire Public Utilities Commission after you have attempted to resolve the dispute with EDF.  
You may contact the Commission at 1-800-852-3793.

Due Date - The date your payment is due to arrive at EDF Energy Services, LLC in order to avoid late charges.

Late Payment Charges - 1% monthly charge on fund received after the due date.

**EDF ENERGY SERVICES, LLC**  
4700 W Sam Houston Pkwy N Ste 250  
Houston, TX 77041

<b>INVOICE#:</b>	<b>4</b>
Billing Account #:	12345678910
Date Mailed:	June 15, 2014
Date Due:	June 25, 2014
<b>TOTAL AMOUNT DUE:</b>	<b>\$2,188,330.68</b>

**CUSTOMER**  
**Attn: Accounts Payable**  
12345 West Main Street  
Anywhere, USA 12345

**REMIT PAYMENT TO:**

**EDF ENERGY SERVICES, LLC**  
**Bank of America**  
Bank Routing Number (ABA) - WIRE:  
Bank Routing Number (ABA) - ACH:  
Bank Account Number:

**EDF ENERGY SERVICES, LLC**

**CUSTOMER:** SAMPLE CUSTOMER  
**BILLING ACCOUNT #** 12345678910  
**INVOICE #:** 4

Acct # 12345678910  
 Service Address:  
 12345 West Main Street  
 Anywhere, USA 12345  
 Pricing Plan:  
 Block and Index  
 Service Agreement expires 12/31/2015

Service Period	ACTUAL	Unit	Quantity
5/1/2014 to	5/31/2014	kWh	33,005,244
		Unit	Total
Metered Usage		kWh	33,005,244
Losses		kWh	(1,785,499)
Total Usage			31,219,745

Date	Description	Unit	(\$/Unit)	Amount	Total
5/31/2014	Imbalance Charge	kWh	31,219,745	\$0.04366	\$ 1,363,108.25
5/31/2014	Capacity				\$ 53,259.72
5/31/2014	Demand Charge				\$ 56,093.95
5/31/2014	Ancillary Services Charge	kWh	31,219,745	\$0.022930	\$ 715,868.76

<b>Current Charges</b>	<b>\$ 2,188,330.68</b>
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Date	Description	Amount	Total
	TOTAL PRIOR PERIOD ADJUSTMENTS	\$	-
	CURRENT CHARGES (FROM ABOVE)	\$	2,188,330.68
	TOTAL CHARGES	\$	2,188,330.68

**EDF ENERGY SERVICES, LLC**

4700 W. Sam Houston Pkwy N Ste 250  
Houston, TX 77041  
Customer Service: (281) 653-1778

**CUSTOMER** SAMPLE CUSTOMER**BILLING ACCOUNT #** 12345678910**INVOICE #:** 4

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**EDF ENERGY SERVICES, LLC**

4700 W Sam Houston Pkwy N Ste 250  
Houston, TX 77041

**INVOICE#:** 4

Billing Account #: 12345678910

Date Mailed: June 15, 2014

Date Due: June 25, 2014

**TOTAL AMOUNT DUE:** \$2,188,330.68**REMIT PAYMENT TO:****EDF ENERGY SERVICES, LLC**

Bank of America

Bank Routing Number (ABA) - WIRE:

Bank Routing Number (ABA) - ACH:

Bank Account Number:

**CUSTOMER**

Attn: Accounts Payable  
12345 West Main Street  
Anywhere, USA 12345

**EDF ENERGY SERVICES, LLC****CUSTOMER:** SAMPLE CUSTOMER**BILLING ACCOUNT #** 12345678910**INVOICE #:** 4

Account # 12345678910  
Service Address:  
12345 West Main Street  
Anywhere, USA 12345  
Pricing Plan:  
Block and Index  
Service Agreement expires 12/31/2015

Service Period	ACTUAL	Unit	Quantity
5/1/2014 to	5/31/2014	kWh	33,005,244
		Unit	Total
Metered Usage		kWh	33,005,244
Losses		kWh	(1,785,499)
Total Usage			31,219,745

Date	Description	Unit	(\$/Unit)	Amount	Total
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Current Charges	\$ 2,188,330.68
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Date	Description	Amount	Total
	TOTAL PRIOR PERIOD ADJUSTMENTS	\$	-
	CURRENT CHARGES (FROM ABOVE)	\$	2,188,330.68
	TOTAL CHARGES	\$	2,188,330.68

**Attachment 3**  
**Affidavit**

State of Texas :  
: **HOUSTON** ss.  
(Town)  
County of Harris :

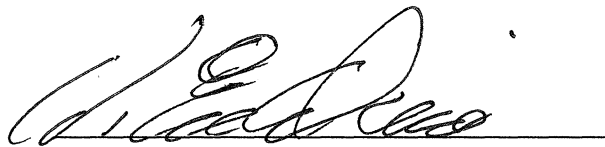
**W. Eric Dennison**, Affiant, being duly sworn according to law, deposes and says that:

“He is the Senior Vice President of EDF Energy Services, LLC;

That he is authorized to and does make this affidavit for said Applicant;


That EDF Energy Services, LLC, the Applicant herein, certifies under penalty of false statement that all statements made in the application for licensure are true and complete and that it will also amend its application while the application is pending if any substantial changes occur regarding the information provided in the application within ten days of any such change.

That the facts above set forth are true and correct to the best of his knowledge, information, and belief and that he expects said Applicant to be able to prove the same at any hearing hereof.”

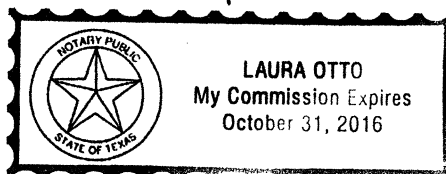


W. Eric Dennison, Signature of Affiant

Sworn and subscribed before me this 2<sup>nd</sup> day of June, 2016.

  
Signature of official administering oath  
Print Name and Title

My commission expires:



## PUC 2003 – REGISTRATION REQUIREMENTS

- (1) Demonstration of technical ability to provide for the efficient and reliable transfer of data and electronic information between utilities and the CEPS in the form of:
- a. A statement from each utility with which the CEPS intends to do business indicating that the applicant has complied with the training and testing requirements for electronic data interchange.
- **EDF Energy Services completed New Hampshire Supplier Training on [November 4, 2015]. Please see certificate attached.**
  - **EDF Energy Services has contracted to utilize the services of Energy Services Group (ESG) for EDI. ESG Completed EDI Connectivity and Certification Testing as follows:**

<b>Company</b>	<b>Date Completed</b>
<b>EverSource</b>	<b>TBD</b>
<b>Liberty Utilities</b>	<b>TBD</b>
<b>Unitil</b>	<b>TBD</b>

- **Please find corresponding certificates attached.**
- (2) Evidence that the CEPS is able to obtain supply in the New England energy market. Such evidence may include, but is not limited to, proof of membership in the New England Power Pool (NEPOOL) or any successor organization, or documentation of a contractual relationship with a NEPOOL member;
- **EDF Energy Services, LLC is a member in good standing with ISO-NE and will procure its power requirements through wholesale transactions with creditworthy counter-parties. EDF Energy Services joined ISO-NE effective February 1, 2015. Please find attached the approved Membership Agreement**
- (3) A \$500.00 registration fee;
- **Enclosed is a check for Registration in the amount of \$500.**
- (4) Evidence of financial security, as defined in PUC 2003.03
- **Currently finalizing and will provide under separate cover a letter of credit pursuant to Administrative Rules PUC 2003.03 in the amount of \$100,000.**