

**STATE OF NEW HAMPSHIRE****Inter-Department Communication****DATE:** August 22, 2016**AT (OFFICE):** NHPUC

*David*  
**FROM:** David Goyette, Utility Analyst III

**SUBJECT:** DM 16-801, Town Square Energy, LLC  
Renewal of Registration as Competitive Electric Power Supplier

**TO:** Commissioners  
Debra Howland, Executive Director

Executive Summary

Town Square Energy has applied to renew its registration as a competitive electric power supplier. Town Square Energy's current registration expires on October 9, 2016. Town Square Energy submitted a sample residential and small commercial customer contract, certificates demonstrating it completed EDI testing with Eversource and UES, a continuation certificate extending, by one year, the term of its surety bond in the amount of \$100,000, and a request for a waiver of the five-year and 90-day term requirement for financial security. If the Commission were to grant the requested rule waiver, Staff believes the filing is acceptable. Staff recommends the Commission grant the waiver and approve the application, for service in the franchise areas of Eversource and UES, for a renewal registration period ending on the termination date of the surety bond as extended.

Background and Analysis

On August 8, 2016, Town Square Energy, LLC (Town Square Energy) filed an application to renew its registration as a competitive electric power supplier (CEPS). Town Square Energy's currently active registration, which the Commission approved in Docket No. DM 15-315, expires on October 9, 2016. Town Square Energy's application included certificates demonstrating that it has completed EDI testing with Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource) and Unitil Energy Systems, Inc. (UES), a residential and small commercial customer contract, a continuation certificate to its currently effective surety bond, which extends the term of the bond to October 9, 2017, and a request for a waiver of Puc 2003.03(a)(5), which requires that the financial security filed with a CEPS renewal application have a term of not less than five years and 90 days. The continued surety bond is in the amount of \$100,000 and names the Commission as obligee.

Staff has reviewed the information in the application and, if the Commission were to grant approval of the waiver request of the financial security term requirement, believes it meets the requirements of Puc 2003 and 2006.01. Staff recommends that the Commission grant the request for a waiver of Puc 2003.03(a)(5) and, because the surety

bond does not meet the five-year and 90-day requirement and because it expires on October 9, 2017, that the Commission approve a renewal registration period with a term concurrent with the surety bond, beginning on the expiration date of the currently active registration, October 9, 2016, and ending at the close of business on October 8, 2017. Staff also recommends that, if the Commission grants the requested waiver, the Commission notify Town Square Energy that the financial security rules are likely to change during 2016 and that Town Square Energy should monitor the rulemaking process in Docket No. DRM 13-151 and plan accordingly with respect to future operations in New Hampshire.

Town Square Energy filed documentation that demonstrates it has completed EDI testing with Eversource and UES. Staff therefore recommends that the Commission approve Town Square Energy's application to register as a CEPS, and that it permit Town Square Energy to serve residential and small commercial customers and operate only in the service areas of Eversource and UES. If Town Square Energy seeks to operate in the service areas of other distribution utilities, it can do so by filing a request with the Commission to extend its service area, and by providing proof that it has completed EDI testing with each distribution utility in whose franchise area it requests authority to operate. Staff will then review the request and make a recommendation to the Commission.

**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

amanda.noonan@puc.nh.gov

bbryce@townsquareenergy.com

david.goyette@puc.nh.gov

david.wiesner@puc.nh.gov

leszek.stachow@puc.nh.gov

margaret.raymond@puc.nh.gov

ocalitigation@oca.nh.gov

tom.frantz@puc.nh.gov

Docket #: 16-801-1      Printed: August 22, 2016

**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  
EXECUTIVE 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.**