

**New Hampshire Competitive Natural Gas Supplier Initial Application  
(Amended – Docket Number DM 18-168)**

**UGI Energy Services, LLC**

**PUC 3003.01 Requirements**

- (a) Any CNGS seeking to sell natural gas to customers in the State of New Hampshire shall file with the commission an original and 2 copies of a registration application together with an electronic copy in a file format compatible with the computer system of the commission, pursuant to PUC 203.03.

*Included in package*

- (d) (1) Evidence of financial security as defined in PUC 3003.03.

*Please see Attachment A*

- (2) Documentation sufficient to demonstrate that the CNGS is an approved shipper on the upstream pipelines and underground storage facilities on which the LDC will assign capacity, if any, to the CNGS.

*UGI Energy Services, LLC is an approved shipper on Tennessee Gas Pipeline. See attached Gas Transportation Agreement Contract between Tennessee Gas Pipeline Company, LLC and UGI Energy Services, LLC*

- (3) A \$500.00 registration fee.

*Included in package*

- (i) A CNGS shall submit with its application proof that it has notified any LDC in whose service territory it intends to do business of the filing of its application for registration at the time it files such application with the commission.

*UGI Energy Services, LLC has notified the relevant contacts at Unitil and Liberty Utilities territories (see attached copies of email communications). These are the two LDCs in whose service territories UGI Energy Services intends to do business.*

**PUC 3006.01 Requirements**

- (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;

*UGI Energy Services, LLC*

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

***One Meridian Blvd., Suite 2C01  
Wyomissing, PA 19610  
Phone: 610-373-7999  
Fax: 610-374-4288  
www.ugienergyservices.com***

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

***The Commonwealth of Pennsylvania***

(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;

***Please see Attachment B***

(5) The following regarding any affiliate or subsidiary of the applicant which is conducting business in New Hampshire:

a. The name, business address and telephone number of the entity;

***No affiliate or subsidiary of UGI Energy Services, LLC currently conducts business in New Hampshire.***

b. A description of the business purpose of the entity; and

***N/A***

c. A description of any agreement(s) with any affiliated New Hampshire LDC(s);

***UGI Energy Services, LLC is not affiliated with any New Hampshire LDC.***

(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;

***Julia Hager – Customer Experience Manager  
Phone: 610-373-7999 ext. 1119  
Toll free: 800-427-8545  
Email: jhager@ugies.com***

(7) The name, title, business address, telephone number, and e-mail address of the individual responsible for responding to commission inquiries.

***Regulatory Contact:***

***Patrick Asare – Principal Analyst  
One Meridian Blvd., Suite 2C01  
Wyomissing, PA 19610  
Phone: 610-373-7999 ext. 1123  
Email: pasare@ugies.com***

***Operations Contact:***

***Soun Kimm – Director of Customer Operations  
One Meridian Blvd., Suite 2C01  
Wyomissing, PA 19610  
Phone: 610-373-7999 ext. 1212  
Email: skimm@ugies.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;

***Corporation Service Company  
10 Ferry Street, Suite 313  
Concord, NH 03301***

(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 C.***

(10) A list of LDCs in New Hampshire through which the applicant intends to provide service. To the extent an applicant does not intend to provide service in the entire franchise area of an LDC, this list shall delineate the cities and towns where the applicant intends to provide service;

***UGI Energy Services, LLC will sell natural gas in the Liberty Utilities and Unitil franchise areas only***

(11) A description of the types of customers the applicant intends to serve;

***UGI Energy Services, LLC will market natural gas to large commercial and industrial customers in the following customer classes per National Grid's tariff:***

- 280 Day Transportation Service***
- Interruptible Transportation Service (ITS)***
- G-41, G-42, G-43, G-51, G-52, G-53, G-54, G-63***

***UGI Energy Services, LLC will market natural gas to large commercial and industrial customers in the following customer classes per Unitil's tariff:***

- 40, 50, 41, 51, 42, 52, IT

(12) A listing disclosing the number and type of customer complaints concerning the applicant or its principals, if any, filed with a state or federal 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 natural gas;

***No customer complaints have been filed against UGI Energy Services, LLC in the past calendar year in any state.***

(13) 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;

***No managers or members of UGI Energy Services, LLC have ever been convicted of any felony that has not been annulled by a court.***

(14) 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;

***No principals of UGI Energy Services, LLC 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

***No principals of UGI Energy Services, LLC 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.***

- 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;

***No principal of UGI Energy Services, LLC is currently the subject of any pending civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation.***

(15) If an affirmative answer is given to any item in (13) or (14) above, an explanation of the event;



N/A

- (16) 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;

N/A

- (17) For those applicants that intend not to telemarket, a statement to that effect;

***UGI Energy Services, LLC does not intend to engage in telemarketing activities in New Hampshire***

- (18) A sample of the bill form(s) the applicant intends to use or a statement that the applicant intends to use the LDC's billing service;

***Please see Attachment D.***

- (19) A copy of any customer contracts or representative samples of contracts the applicant intends to use;

***Please see Attachment E.***

- (20) A statement that the CNGS has verified the registration of any aggregator with which it has any agreements to provide service to New Hampshire customers, prior to entering into such agreements;

***UGI Energy Services, LLC will require all aggregators to provide proof of registration with the Commission prior to commencement of any business relationship***

- (21) A statement certifying the applicant has the authority to file the application on behalf of the CNGS and that its contents are truthful, accurate and complete; and

***Please see Attachment F.***

- (22) The signature of the applicant or its representative.

***Please see Attachment F.***



Tennessee Gas Pipeline  
Company, L.L.C.  
a Kinder Morgan company

1/31/2017

UGI ENERGY SERVICES, LLC  
ONE MERIDIAN BLVD, SUITE 2C01  
WYOMISSING, PA 19610

Attention: J.P. Ghio

Re: Extension of Long-Term Service Agreement  
Pursuant to Article V, Section 4 of Tennessee Gas Pipeline Company, L.L.C.  
General Terms and Conditions of its FERC Gas Tariff  
Gas Transportation Agreement Contract Number 41201-FTATGP

Dear J.P.:

I am writing regarding the above-referenced gas transportation agreement between UGI ENERGY SERVICES, LLC ("Shipper") and Tennessee Gas Pipeline Company, L.L.C. ("Tennessee") relating to the firm transportation by Tennessee of certain quantities of gas ("Service Package").

The term provision of the Service Package provides that any right to extend the Service Package Shipper may have shall be governed by Article V, Section 4 of the General Terms and Conditions of Tennessee's FERC Gas Tariff. Our records indicate that the Service Package will automatically extend for a term of five years effective April 1, 2018, unless Shipper notifies Tennessee in writing to the contrary by close of business on March 31, 2017. Therefore, in accordance with Article V, Section 4 of Tennessee's General Terms and Conditions, **please indicate your decision below, and return a copy of this election form to my attention by email at Rebecca\_Mack@kindermorgan.com**

**TGP Contract Number 41201-FTATGP**

1. ☒ Election to Extend at Tennessee's Maximum Rates
- ☒ For the Service Package Extension Term (five years) and Transportation Quantity
- ☐ For an Alternate Extension Term Than Provided for in the Service Package
- Proposed Extended Term: \_\_\_\_\_  
(A Right of First Refusal ("ROFR") open season may be required at Tennessee's option if Alternate Extension Term is less than five years.)
- ☐ For a Reduced Service Package Transportation Quantity†
- Transportation Quantity: \_\_\_\_\_ Dth per day

2. \_\_\_\_\_ Election to Extend at Less Than Tennessee's Maximum Rate\*  
Proposed Rate: \_\_\_\_\_  
Proposed Extended Term: \_\_\_\_\_  
(Mandatory ROFR open season with no future ROFR)  
(You will be contacted by your TGP Account Director.)

3. \_\_\_\_\_ Election to Terminate

UGI ENERGY SERVICES, LLC

BY: \_\_\_\_\_  
NAME: JP Ghu  
TITLE: VP - Gas Supply  
DATE: 28 Mar 17

If you have any questions or need further assistance, please contact me at (713) 420-4656.

Sincerely,

Becky G. Mack  
Account Director

† If shipper contemplates electing a Reduced Transportation Service Package Quantity, on other than a normal pro rata basis across the Service Package, please contact your Account Director as soon as possible to discuss implementation of such a reduction. Otherwise, Tennessee will implement a binding reduction on a pro rata basis. Any non-pro rata reduction must have the same zone makeup as the Service Package.

\* Tennessee has the right to establish a minimum rate for the ROFR open season that could be up to the maximum applicable rate.

## Patrick Asare

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**From:** GA\_SupplierServices <GA\_SupplierServices@unitil.com>  
**Sent:** Tuesday, October 30, 2018 11:18 AM  
**To:** Patrick Asare; GA\_SupplierServices  
**Cc:** Al-Azad.Iqbal@puc.nh.gov  
**Subject:** RE: Natural Gas Supplier Application  
**Attachments:** Supplier Data Template.xlsx

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Hi Patrick,

Once UGI Energy Services has obtained their license from the state, the attached template must be completed and returned to us. We will also need a copy of UGIES's audited financial data.

Thanks,

Caitlin Chaput  
Associate Energy Analyst



6 Liberty Lane West  
Hampton, NH 03842

T 603.773.6433

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**From:** Patrick Asare [mailto:pasare@ugies.com]  
**Sent:** Monday, October 29, 2018 1:32 PM  
**To:** GA\_SupplierServices  
**Cc:** Al-Azad.Iqbal@puc.nh.gov  
**Subject:** Natural Gas Supplier Application

Dear Mr. Goodwin:

I am sending this email to inform you that UGI Energy Services (UGIES), LLC, a natural gas marketer headquartered in Wyomissing, PA, is filing an application with the New Hampshire Public Utilities Commission to become registered as a natural gas supplier in the state of New Hampshire. Following approval of our New Hampshire license, we intend to market natural gas to large commercial and industrial customers in Unitil territory.

Please let me know if you need me to provide any additional documentation at this time.

Thank you,

Patrick Asare



Principal Analyst  
UGI Energy Services, LLC  
1 Meridian Blvd., Suite 2C01,  
Wyomissing, PA 19610  
Tel: 610-373-7999 ext. 1123

## Patrick Asare

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**From:** Deborah Gilbertson <Deborah.Gilbertson@libertyutilities.com>  
**Sent:** Monday, October 29, 2018 2:11 PM  
**To:** Patrick Asare  
**Cc:** Al-Azad.Iqbal@puc.nh.gov; Melyssa Flaherty  
**Subject:** RE: UGIES Natural Gas Supplier Application

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Hello Patrick,

Thank you for the update.

Once approved by the Commission, please contact Melyssa Flaherty (copied here) who can provide you with a new supplier application and walk you through the steps to getting started with Liberty.

Looking forward to working with you.

Debbie

**Deborah Gilbertson** | Liberty Utilities (New Hampshire) | Senior Manager, Energy Procurement  
P: 603-216-3538 | C: 603-327-4941 | E: [Deborah.Gilbertson@libertyutilities.com](mailto:Deborah.Gilbertson@libertyutilities.com)

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**From:** Patrick Asare [mailto:[pasare@ugies.com](mailto:pasare@ugies.com)]  
**Sent:** Monday, October 29, 2018 1:28 PM  
**To:** Deborah Gilbertson <Deborah.Gilbertson@libertyutilities.com>  
**Cc:** Al-Azad.Iqbal@puc.nh.gov  
**Subject:** UGIES Natural Gas Supplier Application

Dear Ms. Gilbertson:

I am sending this email to inform you that UGI Energy Services (UGIES), LLC, a natural gas marketer headquartered in Wyomissing, PA, is filing an application with the New Hampshire Public Utilities Commission to become registered as a natural gas supplier in the state of New Hampshire. Following approval of our New Hampshire license, we intend to market natural gas to large commercial and industrial customers in Liberty Utilities territory.

Please let me know if you need me to provide any additional documentation at this time.

Thank you,

Patrick Asare  
Principal Analyst  
UGI Energy Services, LLC  
1 Meridian Blvd., Suite 2C01,  
Wyomissing, PA 19610  
Tel: 610-373-7999 ext. 1123

KNOW ALL MEN BY THESE PRESENTS THAT WE, UGI Energy Services, LLC as Principal, and Liberty Mutual Insurance Company, a corporation duly organized and doing business under and by the virtue of the laws of the State of Massachusetts, and duly licensed for the purpose of making, guaranteeing or becoming sole surety upon bonds or undertakings required or authorized by the laws of the said State, as Surety, are held and firmly bound unto New Hampshire Public Utilities Commission (Hereinafter called the Oblige) in the sum of Three Hundred Fifty Thousand and 00/100 Dollars (\$350,000.00) for the payment whereof well and truly to be made we and each of us bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

**THE CONDITION OF THE ABOVE OBLIGATION IS SUCH** that, whereas, the above bounden PRINCIPAL has made application for a license to the Oblige to offer, render, furnish or supply natural gas services to the public.

**NOW THEREFORE**, the Principal must act in accordance with Section PUC 3000 of the New Hampshire Code of Administrative Rules, to assure compliance with applicable provisions of PUC 3002.06 Reporting and Financial Requirements of Competitive Natural Gas Suppliers, and the laws, rules and regulations of the New Hampshire Public Utilities Commission applicable to a competitive natural gas supplier under PUC 3000.

**NOW THEREFORE**, if the Principal shall during the period commencing on the effective date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to a Competitive Natural Gas Supplier licensed in the State of New Hampshire and deliver natural gas at retail in accordance with contracts, agreements and arrangements, then this obligation shall become void and of no effect.

PROVIDED, HOWEVER,

1. The effective date of this bond is from 9/14/2018 to 12/15/2019. Bond cannot be cancelled less than one year after the anticipated date of approval. Neither non-renewal by the Surety, nor failure, nor inability of the Principal to file a replacement bond shall constitute a loss to the Oblige recoverable under this bond.
2. In the event of default by the Principal, the Surety shall be liable only for damages incurred by Oblige up to termination date of this bond.
3. No claim shall be had or maintained against the Surety on this instrument unless such be brought or instituted and no suit shall be maintained against the Surety unless it be brought within three (3) months from the termination or expiration date of this bond.
4. If any conflict or inconsistency exists between the Surety's obligations or undertakings as described in this bond and as described in the underlying document, then the terms of this bond shall prevail.
5. The aggregate liability of the Surety is limited to the penal sum stated herein regardless of the number or amount of claims brought against this bond and regardless of the number of years this bond remains in force.

6. This bond shall not bind the Surety unless the bond is accepted by the Obligee. If the Obligee objects to any language contained herein, the Obligee shall return this bond, certified mail or express courier, to the Surety at its address at:

Failure to return this bond as described above shall constitute Obligee's acceptance of the terms and conditions, herein.

SIGNED AND SEALED THIS 28<sup>th</sup> day of November, 2018.

UGI Energy Services, LLC

By

A handwritten signature in blue ink, appearing to read "Chad Kell", written over a horizontal line.

Liberty Mutual Insurance Company

By

A handwritten signature in blue ink, appearing to read "Maureen McNeill", written over a horizontal line.

Maureen McNeill, Attorney-in-Fact



**THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 8181105

Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company West American Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint.

Maureen McNeill; Wayne G. McVaugh; Sara Owens; Patricia A. Rambo; Marina Tapia; Douglas R. Wheeler; Erin M. Dennison; Elizabeth Marrero; Kimberly G. Sherrod; Joanne C. Wagner

all of the city of Philadelphia, state of PA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 17th day of August, 2018.



STATE OF PENNSYLVANIA ss  
COUNTY OF MONTGOMERY

The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
West American Insurance Company

By: David M. Carey  
David M. Carey, Assistant Secretary

On this 17th day of August, 2018, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Teresa Pastella, Notary Public  
Upper Merion Twp., Montgomery County  
My Commission Expires March 28, 2021  
Member, Pennsylvania Association of Notaries

By: Teresa Pastella  
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings.** Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 28th day of NOVEMBER, 20 18.



By: Renee C. Llewellyn  
Renee C. Llewellyn, Assistant Secretary