

STATE OF NEW HAMPSHIRE
Inter-Department Communication

DATE: December 24, 2020
AT (OFFICE): NHPUC

CL

FROM: Corrine Lemay, Management Analyst

SUBJECT: DM 20-162, ENGIE Resources, LLC
Renewal of Registration as Competitive Electric Power Supplier
Staff Recommendation

TO: Debra Howland, Executive Director

Executive Summary

ENGIE Resources, LLC (ENGIE) has applied to renew its registration as a competitive electric power supplier (CEPS). ENGIE's current registration term runs through December 11, 2020. ENGIE submitted certificates demonstrating it has completed electronic data interchange (EDI) testing with Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource), Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty Utilities (Liberty), New Hampshire Electric Cooperative, Inc. (NHEC), and Unitil Energy Systems, Inc. (Unitil), and an amended surety bond with a one-year term. Staff recommends that ENGIE's registration renewal application be approved, pursuant to N.H. Admin. R., Puc 2003.02(c)(1), for service in the franchise areas of Eversource, Liberty, NHEC, and Unitil for a renewal registration term of three years.

Background and Analysis

On October 2, 2020, ENGIE filed an application to renew its registration as a CEPS. ENGIE's currently-active registration, which the Commission approved in Docket No. DM 15-468, runs through December 11, 2020. ENGIE's application included forms of contracts to be used with small commercial customers. ENGIE also filed, on December 14, 2020, certificates demonstrating that it had completed EDI testing with Eversource, Liberty, NHEC, and Unitil. On December 14, 2020, ENGIE filed an amended surety bond in the amount of \$500,000, which names the Commission as obligee. The amended surety bond originally became effective on August 18, 2017 and cannot be cancelled prior to December 11, 2021.

Staff has reviewed the information in the application and believes it meets the requirements of Puc 2003 and Puc 2006.01. Staff has also reviewed the forms of small commercial customer contracts to be used by ENGIE. Staff therefore recommends that ENGIE's registration renewal application be approved, pursuant to Puc 2003.02(c)(1), for a registration period of three years, beginning on the expiration date of the current registration, December 11, 2020, and ending at the close of business on December 11, 2023, with ENGIE permitted to serve small commercial, large commercial, and industrial customers and operate in the service areas of Eversource, Liberty, NHEC, and Unitil.

Staff further recommends that ENGIE be informed that, pursuant to Puc 2003.03(e), if a CEPS's financial security instrument will not be renewed or extended beyond its expiration date, it must (1) provide written notice to the Commission of such non-renewal or non-extension no less than 60 days prior to the expiration date, and (2) file with the Executive Director a replacement financial security instrument meeting the requirements of the rules no less than 30 days prior to the expiration date, and that, under Puc 2003.03(f), a CEPS that fails to comply with the requirement to file a replacement financial security instrument is subject to fines, suspension, or revocation pursuant to Puc 2005.

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