

CHAIRWOMAN
Dianne Martin

COMMISSIONER
Kathryn M. Bailey

EXECUTIVE
DIRECTOR
Debra A. Howland

STATE OF NEW HAMPSHIRE



PUBLIC UTILITIES COMMISSION

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

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

Tel. (603) 271-2431

Website:
www.puc.nh.gov

December 21, 2020

Ms. Joyce W. Jones
Direct Energy Business, LLC
12 Greenway Plaza, Suite 250
Houston, TX 77046

Re: DM 20-173, Direct Energy Business, LLC
Application to Renew Registration as a Competitive Electric Power Supplier

Dear Ms. Jones:

On October 21, 2020, Direct Energy Business, LLC (Direct Energy) filed an application to renew its registration as a competitive electric power supplier (CEPS). Direct Energy filed supplemental materials on December 3, 2020 and on December 11, 2020.

Commission Staff filed a memorandum on December 21, 2020 that summarizes the filings made by Direct Energy in connection with its renewal registration and Staff's analysis of the completed application. Staff concluded that the application complies with the requirements of N.H. Admin. R., Puc 2003 and Puc 2006.01. Staff recommended approval of Direct Energy's registration application for a three-year term beginning on December 31, 2020, and ending at the close of business on December 31, 2023. In addition, Staff recommended that the registration authorize Direct Energy to operate in the franchise areas of 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 be permitted to provide service only to large commercial and industrial customers.

Direct Energy's application for renewal as a CEPS authorized to operate in the franchise areas of Eversource, Liberty, NHEC, and Unitil and to provide service to large commercial and industrial customers is approved for a term beginning on December 31, 2020 and ending at the close of business on December 31, 2023, under Puc 2003.02(c)(1). Pursuant to Puc 2003.02(b), Direct Energy must submit its renewal application at least 60 days prior to the expiration of the approved registration period, on or before November 1, 2023.

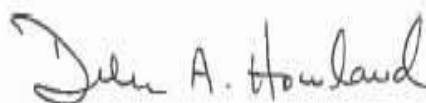
Please be aware that registered CEPS are subject to specific requirements contained in Puc 2000 - Competitive Electric Power Supplier and Aggregator Rules. These rules are available at: <http://www.puc.nh.gov/Regulatory/Rules/PUC2000.pdf>. In particular, note that, under Puc 2003.03(e), if a CEPS's financial 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.

Please also note that each CEPS must input into a shopping comparison website, maintained by the Commission, information regarding its standard pricing policies, charges, and key terms for residential and small commercial customers. This information must be updated whenever it changes, but no less frequently than once per month. These requirements are intended to comply with RSA 374-F:4-b, II and Puc 2004.03(a). Following its initial registration, each CEPS will be sent by electronic mail a link to the website through which it must input the required information.

In addition, all CEPS must comply with the renewable portfolio standard (RPS) requirements of RSA 362-F. The RPS obligation applies to every "provider of electricity," as defined in RSA 362-F:2, XIV, which includes registered CEPS. Please also refer to the Puc 2500 rules for further details regarding RPS compliance and reporting requirements. RPS compliance is on a calendar year basis and must be reported to the Commission by July 1 of the subsequent calendar year.

Pursuant to RSA 378:49 and Puc 2004.05, all CEPS also must comply with the requirement to disclose environmental characteristics of the electricity they sell to retail customers.

Sincerely,

A handwritten signature in black ink that reads "Debra A. Howland". The signature is written in a cursive style with a large initial 'D'.

Debra A. Howland
Executive Director

cc: Service List
Docket File

Service List - Docket Related

Docket#: 20-173

Printed: 12/21/2020

Email Addresses

ExecutiveDirector@puc.nh.gov
richard.chagnon@puc.nh.gov
bryan.connelly@puc.nh.gov
tom.frantz@puc.nh.gov
marc.hanks@directenergy.com
Corrine.Lemay@puc.nh.gov
amanda.noonan@puc.nh.gov
ocalitigation@oca.nh.gov
david.wiesner@puc.nh.gov