

THE STATE OF NEW HAMPSHIRE

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April 4, 2011

Beth Newlands Campbell
Manger, Hannaford Energy, LLC
145 Pleasant Hill Road
Scarborough, Maine 04074

Re: DM 10-336, Application of Hannaford Energy, LLC for Registration as a
Competitive Electric Power Supplier (CEPS)

Dear Ms. Campbell:

On December 27, 2010, Hannaford Energy, LLC (Hannaford Energy) filed with the New Hampshire Public Utilities Commission (Commission) an application for registration as a competitive electric power supplier (CEPS). Hannaford Energy is a Maine limited liability corporation whose sole member is its affiliate and immediate parent, Hannaford Bros. Co. ("Hannaford Bros.") and whose sole purpose is to supply energy to Hannaford Bros. which has facilities in New Hampshire. According to the application, Hannaford is seeking registration as a CEPS because recent amendments to N.H. Code Admin. Rules Puc 2000 have eliminated the self-supplier exemption.

Along with its application, Hannaford Energy requested waiver of the following rules:

- (1) Puc 2003.01(d)(1) regarding data and electronic information between utilities and CEPS
- (2) Puc 2003.01(d)(4) and Puc 2003.03 regarding financial security;
- (3) Puc 2004.03 regarding telephone solicitation of customers;
- (4) Puc 2004.04 regarding in-person solicitation of customers;
- (5) Puc 2004.05 regarding transfer of service;
- (6) Puc 2004.06 regarding bill disclosure information; and
- (7) Puc 2006.01(a)(19) and (20) regarding sample of the bill form(s) and contract to be used.

According to Hannaford Energy, waiving the above mentioned rules is not contrary to the public interest. Hannaford Energy will not "solicit business from or issue bills to any individual or entity, making these consumer protection rules inapplicable to Hannaford Energy." Hannaford Energy further notes that the sole customers of Hannaford Energy are its parent and the parent's affiliates, therefore, the affiliate relationship eliminates any need for consumer protection in the form of a financial security, bill disclosure, or otherwise. In

addition, Hannaford Energy notes that waiver of these rules would not disrupt the orderly or efficient resolution of any matters before this Commission. Finally, Hannaford Energy argues that Puc 2004.01(a) renders Puc 2004.02, which pertains to the provision of information to residential or small commercial electric customers," inapplicable to Hannaford Energy because Hannaford Energy does not have and will not have such customers."

On February 22, 2011, Hannaford Energy provided statements from each utility with which it does business in support of its request for waiver of Puc 2003.01(d)(1) noting that the utilities have successfully and without issue been able to meter and bill Hannaford Energy.

Staff has reviewed the application and supplemental information and recommends the Commission grant the requested waivers subject to the following conditions:

1. Hannaford Energy will not serve anyone other than its affiliates and subsidiaries listed in its application pursuant to Puc 2006.01(a)(5).
2. No affiliate or subsidiary of Hannaford Energy will be involved in supplying or aggregating electric power to others.
3. Hannaford Energy, LLC must notify the Commission when it adds any new affiliates or subsidiaries.

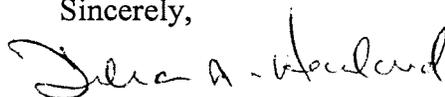
The Commission may waive a rule pursuant to Puc 201.05 if it finds the waiver serves the public interest and the waiver does not disrupt the orderly and efficient resolution of matters before the Commission. The Commission has determined that the applicable standards for a waiver are satisfied and that granting a waiver, subject to the conditions recommended by Staff, is consistent with the public good.

Subject to the waiver request granted above, the Commission finds that the application meets the requirements for registration and will approve Hannaford Energy as a competitive electric power supplier, effective December 27, 2010.

Please bear in mind the following provision of Puc 2003.02 (a) "Each registered CEPS shall re-register with the commission every 5 years by filing with the commission an application for renewal. Each application for renewal shall be filed no less than 60 days prior to the termination of the currently effective registration. If a CEPS fails to meet its re-filing obligation, its registration shall expire by its terms." Hannaford Energy's original notice anniversary date is December 27, 2010 and therefore it is required to re-register on or before November 14, 2015.

If you have any questions regarding this provision, please contact the Commission. Thank you for your cooperation in this matter.

Sincerely,



Debra A. Howland
Executive Director