

THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION  
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NHPUC 19JUL'16 16:55

July 19, 2016

Howard M. Plante, President  
PNE Energy Supply, LLC  
5 Dartmouth Drive, Suite 301  
Auburn, NH 03032

Re: DM 16-760, PNE Energy Supply, LLC  
Competitive Electric Power Supplier Application  
Deficiency Letter – Request for Additional Information

Dear Mr. Plante:

On July 15, 2016, PNE Energy Supply Services, LLC (PNE) submitted an application to the Commission for registration as a competitive electric power supplier (CEPS). Commission Staff has reviewed the application and determined it is incomplete and, therefore, does not comply with the requirements of N.H. Code Admin. Rules Puc 2003. In particular, Staff identified the following requirements that have not been met and the related items which are missing from the application:

- 1) Proof of completion of EDI training and 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. (UES).

*Puc 2003.01(d)(1) Demonstration of technical ability to provide for the efficient and reliable transfer of data and electronic information between utilities and the CEPS in the form of:*

*(a) A statement from each utility with which the CEPS intends to do business indicating that the applicant has complied with the training and testing requirements for electronic data interchange.*

*(c) A statement from each utility with which the CEPS does or intends to do business indicating that the applicant has successfully demonstrated electronic transaction capability.*

2) Proof of financial security.

*Puc 2003.01(d)(4) Evidence of financial security, as defined in Puc 2003.03.*

3) Evidence of ability to obtain energy supply.

*Puc 2003.01(d)(2) Evidence that the CEPS is able to obtain supply in the New England energy market. Such evidence may include, but is not limited to, proof of membership in the New England Power Pool (NEPOOL) or any successor organization, or documentation of a contractual relationship with a NEPOOL member.*

4) Affirmative statement that your company no longer intends to telemarket.

Regarding item #1, the application states that PNE intends to operate in the franchise areas of Eversource, Liberty, NHEC, and UES. Pursuant to Puc 2003.01(d)(1), you must demonstrate that PNE has completed EDI training and testing with each of those electric distribution companies prior to providing service in those franchise areas. Also, Staff notes that under its currently effective registration, approved under Docket No. DM 11-075, PNE is not authorized to operate in the franchise area of NHEC. If PNE does not intend to operate in the franchise area of NHEC at this time, please file a statement confirming this.

Regarding item #2, under its currently effective registration, PNE has an escrow agreement with the Commission in the amount of \$200,000. If you intend to continue using that agreement to meet the financial security requirement for PNE's renewal application, please file a copy of that agreement in this docket.

Regarding item #4, your response to question #18 of PNE's renewal application states that PNE does not intend to telemarket. However, on June 7, 2013, under its currently effective registration, in DE 11-075, PNE filed a notification with the Commission stating that it intends to telemarket. If PNE intends to continue telemarketing, please revise your response to question #18 of the application. Otherwise, if PNE no longer intends to telemarket, please file a statement confirming this.

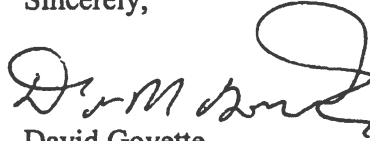
In order to complete your application, you should respond accordingly to the items listed above. When responding, please address your letter to Debra A. Howland, Executive Director, and reference the docket number listed on the subject line of this letter.

Pursuant to Puc 2003.01(h), please provide all information requested within 60 days of the date of this later, on or before **September 17, 2016**. Puc 2003.01(h) is copied below:

*Puc 2003.01(h) If the commission has requested information or clarification to complete an application for registration, and such information or clarification is*

*not provided within 60 days of the request, the commission shall suspend the application. If, after 120 days of the date of the request, the applicant has not provided the requested information or clarification, the commission shall reject the application. If an application is rejected, the application fee shall be forfeited and the applicant shall be required to submit a new application and fee prior to acting as a CEPS in New Hampshire.*

Sincerely,

A handwritten signature in black ink, appearing to read 'D. M. Goyette', with a large, stylized loop at the end.

David Goyette  
Utility Analyst III

cc: Service List  
Docket File

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**SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED**

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**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  
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Docket #: 16-760-1      Printed: July 19, 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.**