



NHPUC 16NOV15PM12:28

New Hampshire Public Utilities Commission  
Attn: Debra A. Howland, Executive Director  
21 South Fruit Street, Suite 10  
Concord, NH 03301-2429

November 9, 2015

**RE: Docket No. DM 15- 373 Direct Energy Business, LLC Updated Bond Rider (Bond No. 8233-17-69)**

Dear Debra A. Howland, Executive Director:

Enclosed please find Direct Energy Business, LLC original updated bond rider language certificate for New Hampshire Public Utilities Commission. The updated rider is in response to Direct Energy Business, LLC application deficiency letter – request for additional information received in September. We are working on the other requests and will supply the updates as soon as possible. Enclosed you will find the original bond rider and 2 copies.

If you have any questions or comments regarding the above, please feel free to contact me.

Regards,

A handwritten signature in blue ink, appearing to read "Otibo Arthur", with a long horizontal flourish extending to the right.

Otibo Arthur  
Compliance Operations  
(713) 877-3534  
[Otibo.Arthur@directenergy.com](mailto:Otibo.Arthur@directenergy.com)

Enclosure

## GENERAL SURETY RIDER

To be attached and form a part of

Type of Bond: License & Permit

Bond No. : 8233-17-69

Dated effective: 8/31/2015  
(MONTH, DAY, YEAR)

executed by: Direct Energy Business, LLC, as Principal,  
(PRINCIPAL)

and by: Federal Insurance Company, as Surety,  
(SURETY)

and in favor of : New Hampshire Public Utilities Commission.  
(OBLIGEE)

In consideration of the mutual agreements herein contained the Principal and the Surety hereby consent to changing

INFORMATION	FROM	TO
Rider to remove the 30 Day Notice clause	Provide further, that the Surety may terminate its liability hereunder as to future acts of the Principal at any time by giving thirty (30) days written notice of such termination to the Obligee	None (stricken from bond language)

Nothing herein contained shall vary, alter or extend any provision or condition of this bond except as herein expressly stated.

This rider is effective 8/31/2015  
(MONTH, DAY, YEAR)

Signed and Sealed 10/28/2015  
(MONTH, DAY, YEAR)

BY: 

Direct Energy Business, LLC  
PRINCIPAL

Secretary  
TITLE

BY: 

Federal Insurance Company  
SURETY

Laura E. Sudduth, ATTORNEY-IN-FACT



**Chubb  
Surety**

**POWER  
OF  
ATTORNEY**

**Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company**

**Attn: Surety Department  
15 Mountain View Road  
Warren, NJ 07059**

**Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint David Alan Castillo, Judy M. Dold, Mary Ann Garcia, Mark H. Hilliard, Jo Ann Parker, Cynthia A. Peters, Larry H. Senkel and Laura E. Sudduth of Houston, Texas**

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

**In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this 10<sup>th</sup> day of February, 2015.**

*[Signature of Dawn M. Chloros]*

Dawn M. Chloros, Assistant Secretary

*[Signature of David B. Norris, Jr.]*

David B. Norris, Jr., Vice President



STATE OF NEW JERSEY

ss.

County of Somerset

On this 10<sup>th</sup> day of February, 2015 before me, a Notary Public of New Jersey, personally came Dawn M. Chloros, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros, being by me duly sworn, did depose and say that she is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By-Laws of said Companies; and that she signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that she is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



KATHERINE J. ADELAAR  
NOTARY PUBLIC OF NEW JERSEY  
No. 2316685  
Commission Expires July 16, 2019

*[Signature of Katherine J. Adelaar]*  
Notary Public

**CERTIFICATION**

Extract from the By-Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY (the "Companies") do hereby certify that

- (i) the foregoing extract of the By-Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in the U.S. Virgin Islands, and Federal is licensed in Guam, Puerto Rico, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this 28th Day of October 2015



*[Signature of Dawn M. Chloros]*

Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: surety@chubb.com



*VIA UPS*

Telephone: (713) 961-3800  
Fax: (713) 961-0226  
Website: [www.willis.com](http://www.willis.com)

Direct Line: (713) 625-1001  
Direct Fax: (713) 961-0226  
E-mail: [laura.sudduth@willis.com](mailto:laura.sudduth@willis.com)

October 28, 2015

Otibo Arthur  
Direct Energy  
12 Greenway Plaza, Suite 250  
Houston, Texas 77046

RE: \$350,000.00 ELECTRIC POWER SUPPLIER C&I LICENSE – BOND NO. 8233-17-69  
PRINCIPAL – DIRECT ENERGY BUSINESS, LLC  
OBLIGEE – NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION

Dear Otibo:

Please find enclosed an executed change rider which amends the bond language, as requested and per the information provided. We urge you to check all of the information enclosed, including the power of attorney, signatures, dates, amounts, description, and any other attachments for accuracy.

Thank you for the opportunity to service your surety needs! Should you have any questions, please do not hesitate to contact any member of your Willis Service Team.

Sincerely,

*WILLIS OF TEXAS, INC.*

Laura E. Sudduth  
Client Services Specialist  
Construction - Surety