

THE STATE OF NEW HAMPSHIRE

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May 1, 2012

Mr. Richard Silkman
Competitive Energy Services
148 Middle Street
Portland, ME 04101

Re: DM 12-082 - Hannaford Energy, LLC
Request for Waiver of Commission Order No 25,226

Dear Mr. Silkman:

On February 13, 2012, you filed on behalf Hannaford Energy, LLC's (Hannaford) a request for waiver of Commission Order No. 25,264 (September 1, 2011). According to the request, Hannaford is a "wholly-owned subsidiary of Hannaford Bros. Co. that was established for the purpose of facilitating electricity transactions for Hannaford Bros. Co. through the wholesale market." Hannaford serves no other customers and has no plans to offer its services to any other entity. The substance of the request is that because of the special relationship between Hannaford and its sole retail customer, Hannaford Bros. Co., the requirement that Hannaford prepare and distribute a disclosure label at least once a year does not serve the purpose of the order.

On March 26, 2012, Staff filed its recommendation in support of Hannaford's request. Staff noted in its recommendation that Order No. 25,264 approved a label format and content for providers of electricity to use when complying with the requirement of RSA 378:49 which requires providers to disclose electric service energy sources and environmental characteristics to its customers annually. Staff supports the waiver request inasmuch as Hannaford is a wholly owned subsidiary of their only customer, Hannaford Bros. Co. and serves no other retail customers in New Hampshire.

The Commission has reviewed the waiver request as well as Staff's recommendation and has determined that a waiver of the requirements as to form and content of the disclosure label set out in Order No. 25,264 is in the public interest and has approved Hannaford's request. The Commission's grant of the waiver request is as to form and content only, and does not relieve Hannaford of its statutory disclosure obligation under RSA 378:49.

Sincerely,

A handwritten signature in black ink that reads "Debra A. Howland".

Debra A. Howland
Executive Director

cc: Service List

SERVICE LIST - EMAIL ADDRESSES - DOCKET RELATED

Pursuant to N.H. Admin Rule Puc 203.11 (a) (1): Serve an electronic copy on each person identified on the service list.

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Docket #: 12-082-1 Printed: May 01, 2012

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.