

STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: May 26, 2016**AT (OFFICE):** NHPUC
FROM: David Goyette, Utility Analyst III**SUBJECT:** DM 15-478 Everyday Energy, LLC d/b/a Energy Rewards
Application for Registration as Competitive Electric Power Supplier**TO:** Commissioners
Debra Howland, Executive DirectorExecutive Summary

Everyday Energy has applied to register as a competitive electric power supplier. Everyday Energy submitted a certificate demonstrating it completed EDI testing with Eversource and UES, a sample residential and small commercial customer contract, a surety bond in the amount of \$100,000, and a request for a waiver of the five-year and 150-day term requirement for financial security. If the Commission were to grant the requested rule waiver, Staff believes the filing is acceptable. Staff recommends the Commission grant the waiver and approve the application for a registration period ending on the termination date of the surety bond.

Background and Analysis

On November 6, 2015, Everyday Energy, LLC d/b/a Energy Rewards (Everyday Energy) filed an application to register as a competitive electric power supplier (CEPS). Everyday Energy's application included evidence that it is able to obtain supply in the New England energy market. On January 13, 2016, Everyday Energy filed a list of states in which it currently conducts business and a list of customer complaints for the most recent calendar year by state and complaint type. On March 9, 2016, Everyday Energy requested an extension for the application review period, which the Commission granted, until April 30, 2016. On April 29, 2016, Everyday Energy filed a surety bond in the amount of \$100,000, which becomes effective on May 31, 2016 and expires on May 31, 2017, and names the Commission as obligee, documentation that demonstrates it has completed electronic data interchange (EDI) testing with Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource) and Unitil Energy Systems (UES) and a request for a waiver of Puc 2003.03(a)(5), which requires the financial security filed with an initial CEPS application have a term of five years and 150 days. On May 4, 2016, Everyday Energy filed a second request for an extension, which the Commission granted, until June 1, 2016. On May 25, 2016, Everyday Energy filed a residential and small commercial customer contract.

Staff has reviewed the information in the application and, if the Commission were to grant approval of the waiver request of the financial security term requirement, believes it meets the requirements of Puc 2003 and 2006.01. Staff recommends that the Commission grant the request for a waiver of Puc 2003.03(a)(5) and, because the surety bond does not meet the five-year and 150-day requirement and because it commences on May 31, 2016 and expires on May 31, 2017, that the Commission approve a renewal registration period with a term concurrent with the surety bond, beginning on May 31, 2016 or on the date of the Commission's letter, whichever is later, and ending at the close of business on May 31, 2017. Staff also recommends that, if the Commission grants the requested waiver, the Commission notify Everyday Energy that the financial security rules are likely to change during 2016 and that Everyday Energy should monitor the rulemaking process in Docket No. DRM 13-151 and plan accordingly with respect to future operations in New Hampshire.

Everyday Energy filed documentation that demonstrates it has completed EDI testing with Eversource and UES. Staff, therefore, recommends that the Commission approve Everyday Energy's application to register as a CEPS, and that it permit Everyday Energy to serve residential and small commercial customers and operate only in the service areas of Eversource and UES. If Everyday Energy seeks to operate in the service areas of other distribution utilities, it can do so by filing a request with the Commission to extend its service area, and by providing proof that it has completed EDI testing with each distribution utility in whose franchise area it requests authority to operate. Staff will then review the request and make a recommendation to the Commission.

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 #: 15-478-1 Printed: May 26, 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
EXEC 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.**