

STATE OF NEW HAMPSHIRE

Inter-Department Communication

DATE: November 27, 2018
AT (OFFICE): NHPUC
FROM: David Goyette, Utility Analyst III**SUBJECT:** DM 18-172, Agera Energy, LLC
Renewal of Registration as Competitive Electric Power Supplier**TO:** Debra Howland, Executive DirectorExecutive Summary

Agera Energy, LLC has applied to renew its registration as a competitive electric power supplier. Agera Energy's current registration expires on January 8, 2019. Agera Energy submitted certificates demonstrating it has completed EDI testing with Eversource, Liberty, NHEC, and Unitil and an amendment that extends the expiration of its currently-effective letter of credit by one year and six months. Staff recommends that Agera Energy's registration renewal application be approved, pursuant to N.H. Code Admin. Rules Puc 2003.02(c)(1), for service in the franchise areas of Eversource, Liberty, NHEC, and Unitil for a renewal registration term of three years.

Background and Analysis

On November 7, 2018, Agera Energy, LLC (Agera Energy) filed an application to renew its registration as a competitive electric power supplier (CEPS). Agera Energy's currently-active registration, which the Commission approved in Docket DM 17-175, expires on January 8, 2019. Agera Energy's application included certificates demonstrating that it has completed electronic data interchange (EDI) 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. (Unitil). On November 8, 2018, Agera Energy filed an amendment to its currently-effective letter of credit (LOC) that extends the expiration date of that LOC by one year and six months, to July 8, 2020, which, if the registration period is for a one-year term, enables the LOC to meet the six-month extended claims period requirement of Puc 2003.03(b)(5). On November 27, 2018, Agera Energy filed residential and small commercial customer contract forms.

Staff has reviewed the information in the application and believes it meets the requirements of Puc 2003 and Puc 2006.01. Staff therefore recommends that Agera Energy's registration renewal application be approved, pursuant to Puc 2003.02(c)(1), for a registration period of (3) years, beginning on the expiration date of the currently active

registration, January 8, 2019, and ending at the close of business on January 8, 2022, with Agera Energy permitted to serve residential and small commercial customers and operate in the service areas of Eversource, Liberty, NHEC, and Unitil.

Staff further recommends that Agera Energy be informed that, pursuant to Puc 2003.03(e), if a CEPS's financial security instrument will not be renewed or extended beyond its expiration date, it must (1) provide written notice to the Commission of such non-renewal or non-extension no less than 60 days prior to the expiration date, and (2) file with the Executive Director a replacement financial security instrument meeting the requirements of the rules no less than 30 days prior to the expiration date, and that, under Puc 2003.03(f), a CEPS that fails to comply with the requirement to file a replacement financial security instrument is subject to fines, suspension, or revocation pursuant to Puc 2005.

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 #: 18-172-1 Printed: November 27, 2018

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.