

STATE OF NEW HAMPSHIRE

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Jared S. Chicoine

DEPUTY COMMISSIONER
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March 13, 2024

CleanChoice Energy, Inc.
Jennifer Spinosi, General Council and EVP Corporate Affairs
1055 Thomas Jefferson Street NW, Suite 650
Washington, DC 20007

Re: **REG 2024-021** - CleanChoice, Energy, Inc.
Renew Registration as a Competitive Electric Power Supplier

Dear Ms. Spinosi:

On February 29, 2024, CleanChoice Energy, Inc. (CleanChoice) filed an application to renew its registration as a competitive electric power supplier (CEPS). CleanChoice subsequently submitted additional information and materials to complete its application. CleanChoice requested authority to operate in the franchise areas of Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource), Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty (Liberty) and Unitil Energy Systems, Inc. (Unitil), and to provide service only to large commercial and industrial customers. The application and additional information and materials demonstrate compliance with the requirements of N.H. Code Admin. Rules Puc 2003 and Puc 2006.01.

Under RSA 374-F:7, as amended effective July 1, 2021, the Department of Energy (Department) is now responsible for registration and regulation of CEPS and electric aggregators and for the adoption of related rules. The Department therefore is authorized to administer and enforce the relevant provisions of the Puc 2000 rules, including those related to CEPS registration. *See* RSA 12-P:14.¹

Pursuant to that statutory authority, and the applicable provisions of Puc 2003 and Puc 2006.01, I find that CleanChoice has met the requirements for renewal of its registration as a CEPS. Accordingly, CleanChoice's application for renewal of its registration as a CEPS authorized to operate as noted above, is approved for a three-year term beginning on April 16, 2024, and ending at the close of business on April 16, 2027. Pursuant to Puc 2003.02(a), CleanChoice must submit its renewal application at least 60 days prior to the expiration of the approved registration period, on or before February 15, 2027.

Please be aware that registered CEPS are subject to specific requirements contained in Puc 2000 - Competitive Electric Power Supplier and Aggregator Rules. These rules are available at: https://gencourt.state.nh.us/rules/State_Agencies/puc2000.html. In

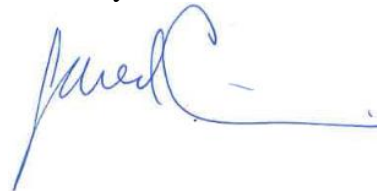
¹ On July 1, 2021, the Department came into existence and many functions previously performed by the Public Utilities Commission (PUC) were transferred to the Department. Under RSA 12-P:14.

particular, note that, under 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 Department of such non-renewal or non-extension no less than 60 days prior to the expiration date, and (2) submit to the Department 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.

In addition, all CEPS must comply with the renewable portfolio standard (RPS) requirements of RSA 362-F. The RPS obligation applies to every "provider of electricity," as defined in RSA 362-F:2, XIV, which includes registered CEPS. Please also refer to the Puc 2500 rules for further details regarding RPS compliance and reporting requirements. RPS compliance is on a calendar year basis and must be reported to the Department by July 1 of the subsequent calendar year.

Pursuant to RSA 378:49 and Puc 2004.05, all CEPS also must comply with the requirement to disclose environmental characteristics of the electricity they sell to retail customers.

Sincerely,

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

Jared S. Chicoine
Interim Commissioner