

This bond replaces and supersedes any bond previously issued under this bond number
12/6/2023

BOND NO. 800051590

KNOW ALL MEN BY THESE PRESENTS THAT WE, Actual Energy Inc. as Principal, and Atlantic Specialty Insurance Company, a corporation duly organized and doing business under and by the virtue of the laws of the State of NY and duly licensed for the purpose of making, guaranteeing or becoming sole surety upon bonds or undertakings required or authorized by the laws of the State of New Hampshire, as Surety, are held and firmly bound onto the NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION, as Obligee, in the sum of ONE HUNDRED THOUSAND THREE HUNDRED NINETY TWO AND 50/100 Dollars (\$100,392.50) for the payment whereof well and truly be made we and each of us bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH that, whereas, the above bounden Principal has made application for a license to the Obligee to offer, render, furnish or supply electricity or electric generation services to the public.

NOW THEREFORE, the Principal must act in accordance with the Puc 2000 rules for competitive electric power suppliers and aggregators, including, without limitation, Puc 2003.03 Financial Security Requirements of Competitive Electric Power Suppliers, specifically Puc 2003.03(a)(6) in that there is no right of cancellation during the initial effective term.

NOW THEREFORE, the Principal shall during the period commencing on the aforesaid date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to a Competitive Electric Power Supplier licensed in the State of New Hampshire and deliver electricity at retail in accordance with contracts, agreements, and arrangements.

PROVIDED, HOWEVER,

1. The effective date of this bond is **10/1/2023 - 12/31/2024**. Neither non-renewal by the surety, nor failure, nor inability of the Principal to file a replacement bond shall constitute a loss to the Obligee recoverable under this bond.
2. In the event of default by the Principal, the Surety shall be liable only for damages incurred by Obligee up to the termination date of this bond.
3. No claim shall be had or maintained against the Surety on this instrument unless such be brought and instituted and no suit shall be maintained against the Surety unless it be brought within six (6) months from the termination or expiration date of the bond.
4. The New Hampshire Public Utilities Commission may submit a claim if and when the Principal has failed to make required payment(s) and/or payment arrangements in accordance with the terms and conditions of an order issued by the New Hampshire Public Utilities Commission.
5. If any conflict or inconsistency exists between the Surety's obligations or undertaking as described in this bond and as described in the underlying obligations, then the terms of this bond shall prevail.
6. The aggregate liability of the Surety is limited to the penal sum stated herein regardless of the number or amount of claims brought against this bond and regardless of the number of years this bond remains in force.

Failure to return the bond as described above shall constitute Obligee's acceptance of the terms and conditions herein.

SIGNED AND SEALED THIS 1st DAY OF OCTOBER, 2023.

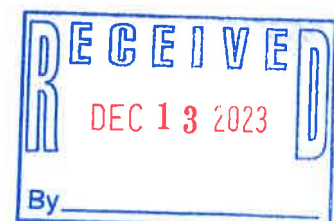
Actual Energy, Inc.

By: 

ATLANTIC SPECIALTY INSURANCE COMPANY

By: 

Laura E. Scholze, Attorney-in-Fact





Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Justin J Silva, Laura E. Scholze, Thomas A. Whipple, Brian C. Whipple, Courtney W. Judge, Zachary D. Dixon, Lauren K. Burkhardt**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **unlimited** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

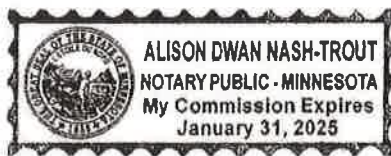
IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this twenty-seventh day of April, 2020.

STATE OF MINNESOTA
HENNEPIN COUNTY



By *Paul J. Brehm*
Paul J. Brehm, Senior Vice President

On this twenty-seventh day of April, 2020, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Alison Nash-Trout
Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 1 day of October, 2023.

This Power of Attorney expires
January 31, 2025



Kara Barrow
Kara Barrow, Secretary

STATE OF NEW HAMPSHIRE

COMMISSIONER
Jared S. Chicoine

DEPUTY COMMISSIONER
Christopher J. Ellms, Jr.



DEPARTMENT OF ENERGY
21 S. Fruit St., Suite 10
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FAX No. 271-1526

Website:
www.energy.nh.gov

February 10, 2025

Actual Energy, Inc.
Brian Rose, Managing Member
300 International Drive, Suite 147
Buffalo, NY 14421-5781

Dear Mr. Rose:

On September 17, 2024, Actual Energy, Inc. initially informed the Department of Energy (Department) of its decision not to renew their registration as a competitive electric power supplier (CEPS) when their existing registration expired on October 1, 2024. On September 30, 2024, Actual Energy Inc. formerly informed the Department that it was withdrawing its renewal registration submitted on September 6, 2024, as a competitive electric power supplier, and further stated it had decided to cease serving customers in the State of New Hampshire, pursuant to PUC 2003.08, and requested the return of its financial security instrument. The Department has determined that Actual Energy, Inc. has now met the requirements of the 2000 rules for CEPS.

Enclosed is bond number 800051590, now being returned to you with the understanding that as of the date of this letter you are no longer a competitive electric power supplier registered with the Department and are not authorized to provide electricity in New Hampshire.

Sincerely,

Gary Cronin

Gary M. Cronin
Assistant Director, Consumer Services