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STATE OF NEW HAMPSHIRE



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January 19, 2024

Calpine Energy Solutions, LLC  
Sean Fallmer, President  
401 West A Street, Suite 500  
San Diego, CA 92101

Re: **REG 2024-010** – Calpine Energy Solutions, LLC  
Renewal Registration as a Competitive Electric Power Supplier

Dear Mr. Fallmer:

On January 18, 2024, Calpine Energy Solutions, LLC (Calpine Energy) filed an application to renew its registration as a competitive electric power supplier (CEPS). Calpine Energy submitted additional information and materials to complete its application, including a surety bond in the amount of \$500,000 and a copy of the Electronic Data Interchange (EDI) certification from Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource). Calpine Energy requested authority to operate in the franchise areas of Public Service Company of New Hampshire d/b/a Eversource Energy (Eversource), Unitil Energy Systems, Inc. (Unitil), and Liberty Utilities (Granite State Electric) Corp. d/b/a Liberty (Liberty), and to provide service to only 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 enforce the relevant provisions of the Puc 2000 rules, including those related to CEPS registration. *See* RSA 12-P:14.<sup>1</sup>

Pursuant to that statutory authority, and the applicable provisions of Puc 2003 and Puc 2006.01, I find that Calpine Energy has met the requirements to renew its registration as a CEPS. Accordingly, Calpine Energy's application for renewal registration as a CEPS is approved for a three-year term beginning on April 1, 2024 and ending at the close of business on April 1, 2027. Pursuant to Puc 2003.02(a), Calpine Energy must submit its renewal application at least 60 days prior to the expiration of the approved registration period, on or before January 31, 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

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<sup>1</sup> 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(RSA 12-P:14).

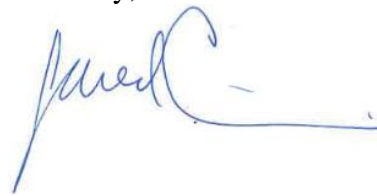
available at: [https://gencourt.state.nh.us/rules/State\\_Agencies/puc2000.html](https://gencourt.state.nh.us/rules/State_Agencies/puc2000.html). The CEPS is responsible to have the bond adjusted annually (Puc 2003.03(a)(7)) or have the continuation certificate provided when the prior one expires. In 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.

Please also note that each CEPS must input into a shopping comparison website, maintained by the Department, information regarding its standard pricing policies, charges, and key terms for residential and small commercial customers. This information must be updated whenever it changes, but no less frequently than once per month. These requirements are intended to comply with RSA 374-F:4-b, II and Puc 2004.03(a). Following its initial registration, each CEPS will be sent by electronic mail a link to the website through which it must input the required information.

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 a 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,



Jared S. Chicoine  
Commissioner