

STATE OF NEW HAMPSHIRE

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January 10, 2023

Alan Biney
President and CEO
Titan Gas, LLC
3355 West Alabama Street, Suite 500
Houston, TX 77098

Re: Titan Gas, LLC d/b/a CleanSky Energy
Reconsideration of Application to Register as a Competitive Electric Power Supplier

Dear Mr. Biney:

On January 3, 2022, Titan Gas, LLC d/b/a CleanSky Energy (CleanSky) filed an application with the New Hampshire Department of Energy (Department) for registration as a competitive electric power supplier (CEPS).

After a comprehensive review of CleanSky's registration application, the Department determined that CleanSky had been the subject of consumer complaints which rose to the level set forth in Puc 2003.01(e)(4). Accordingly, the Department denied CleanSky's registration application in a letter dated June 24, 2022.

On July 22, 2022, Maura L. Burke, Esq. submitted a request for a hearing on behalf of CleanSky consistent with Puc 2003.01(f). In its request, CleanSky asked to be afforded the opportunity to demonstrate that the reported customer complaints were misleading and that CleanSky did not engage in the activities identified in Puc 2003.01(e)(4).

The Department then undertook informal discussions with CleanSky from October to December 2022. Based on the supplemental information provided to the Department following those discussions, the Department has reconsidered the denial and approves CleanSky's registration application subject to certain limitations agreed to by CleanSky. Specifically, CleanSky's registration in New Hampshire is limited to telemarketing, online enrollment, and other sales channels but excludes in-person sales at a customer's residence. Further, CleanSky shall be permitted to resubmit all necessary information pursuant to Puc 2006.01(t) for review and consideration of in-person sales no sooner than 9 months from the date upon which CleanSky begins telemarketing, online enrollment, and other sales channels in New Hampshire.

Accordingly, CleanSky's application for registration as a CEPS authorized to operate in the Eversource franchise area, and to provide service to residential, small commercial, large commercial and industrial customers, is approved for a three-year term beginning on January 16, 2023, and ending at the close of

business on January 16, 2026. Pursuant to Puc 2003.02(a), CleanSky must submit its renewal application at least 60 days prior to the expiration of the approved registration period, on or before November 17, 2025.

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: <http://www.puc.nh.gov/Regulatory/Rules/PUC2000.pdf>. 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.

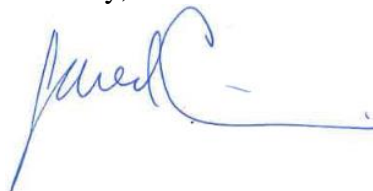
Please also note that each CEPS must input information regarding its standard pricing policies, charges, and key terms for residential and small commercial customers into a shopping comparison website, maintained by the Department. This information must be updated whenever it changes, but no less frequently 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 portal 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 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.

Should you have any questions, please contact our office by calling 603-271-3670 or email at registrations@energy.nh.gov .

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
Commissioner