

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)	
EDF ENERGY SERVICES, LLC,)	
for a license as an alternative gas supplier.)	Case No. U-20666
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At the April 15, 2020 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Sally A. Talberg, Chairman
Hon. Daniel C. Scripps, Commissioner
Hon. Tremaine L. Phillips, Commissioner

ORDER

On November 25, 2019, EDF Energy Services, LLC (EDFES), applied for a license to operate as an alternative gas supplier (AGS) in Michigan pursuant to 2002 PA 634, MCL 460.9 *et seq.* (Act 634). As part of its application, EDFES provided information to demonstrate compliance with the AGS license requirements set forth in Act 634 and the Commission’s March 12, 2003 order in Case No. U-13694 (March 12 order) establishing the AGS licensing procedure.

Act 634 requires an AGS to have the necessary financial, managerial, and technical capabilities to serve customers within the state of Michigan.¹ In accordance with the March 12 order, the Commission Staff (Staff) must review the application of the prospective AGS for conformance with Act 634 and with the Commission’s orders. The Staff then must recommend appropriate action regarding that application to the Commission.

¹ See, Act 634, MCL 460.9b(3).

The Staff has reviewed EDFES's license application and information, as well as the history of its affiliates. Based on this review, the Staff recommends that EDFES be granted a license to operate as an AGS in Michigan.

EDFES currently provides natural gas to over 1,500 customers in Indiana, Ohio, Michigan, Wisconsin, Illinois, West Virginia, Iowa, Minnesota, Arizona, Texas, Nevada, California, and Washington.

Upon review of EDFES's personnel descriptions and histories, the Staff observed that EDFES's key personnel have extensive experience in the energy industry, including expertise in risk management, load forecasting, nominations and scheduling, commodity procurement, and marketing. The Staff also found that EDFES is equipped to respond to customer inquiries and complaints in a timely manner through its current customer call center. Based on its review, the Staff has determined that EDFES has sufficient experience and expertise to serve customers in Michigan's Gas Customer Choice Program. The Commission agrees.

EDFES provided the Staff with a Letter of Credit in the amount of \$100,000. Based on its review of the audited consolidated financial statements and the satisfied bond requirement, the Staff determined that EDFES's financial capabilities and availability meet Act 634 requirements. The Commission agrees.

Act 634 requires EDFES to maintain an office within the state of Michigan.² EDFES's Michigan office is located at 705 S. Main St., Suite 101A in Plymouth, MI 48170. The Staff determined that EDFES has met the office requirements for licensing. The Commission agrees.

Based on EDFES's submissions and the Staff's review, the Commission finds that EDFES's request to be licensed as an AGS is reasonable and in the public interest, and that it should be

² See, Act 634, MCL 460.9b(2).

approved. The Commission further finds that the AGS license should be conditioned upon compliance with all of the applicable provisions of Act 634, the Commission's orders and administrative rules, and each of the delivering natural gas utilities' tariffs. Failure to comply with any of these provisions may result in revocation of the license or other penalties.

THEREFORE, IT IS ORDERED that:

A. EDF Energy Services, LLC, is granted a license as an alternative gas supplier subject to the conditions contained in this order.

B. EDF Energy Services, LLC, shall comply with the regulatory requirements specified in 2002 PA 634, MCL 460.9 *et seq.*; the Commission's orders and administrative rules; and each of the delivering natural gas utilities' tariffs.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26. To comply with the Michigan Rules of Court's requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel.

Electronic notifications should be sent to the Executive Secretary at mpscedockets@michigan.gov and to the Michigan Department of the Attorney General - Public Service Division at pungp1@michigan.gov. In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General - Public Service Division at 7109 W. Saginaw Hwy., Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

Sally A. Talberg, Chairman

Daniel C. Scripps, Commissioner

Tremaine L. Phillips, Commissioner

By its action of April 15, 2020.

Lisa Felice, Executive Secretary

PROOF OF SERVICE

STATE OF MICHIGAN)

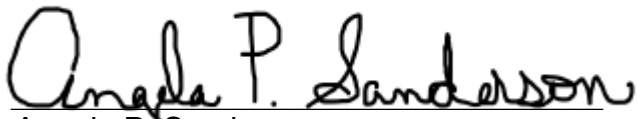
Case No. U-20666

County of Ingham)

Brianna Brown being duly sworn, deposes and says that on April 15, 2020 A.D. she electronically notified the attached list of this **Commission Order via e-mail transmission**, to the persons as shown on the attached service list (Listserv Distribution List).


Brianna Brown

Subscribed and sworn to before me
this 15th day of April 2020.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2024

Service List for Case: U-20666

Name

Email Address

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Emily Black Huynh
Joshua L. Hitt

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