

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2025-00141

June 3, 2025

New England Power and Light ME,
LLC
Application for License to Operate
As A Competitive Electricity Provider

ORDER GRANTING LICENSE

BARTLETT, Chairman; SCULLY and GILBERT, Commissioners

I. SUMMARY

Through this Order, New England Power and Light ME, LLC (NEPL or the Company) is issued a license to operate as a competitive electricity provider furnishing supplier services to the residential and small non-residential customer classes throughout Maine pursuant to Chapter 305 of the Commission's Rules. This license is conditioned and NEPL shall not market to potential customers until NEPL provides the financial security as required by Chapter 305 as discussed in more detail in this Order.

II. APPLICATION AND DECISION

On May 2, 2025, NEPL applied to the Commission to operate in Maine as a competitive electricity provider pursuant to Chapter 305. The Company proposes to provide supplier service to the residential and small non-residential customer classes throughout Maine. On that day, the Commission issued a Notice of Filing, Opportunity to Intervene and Comment and confirmation of payment of filing fee. On May 12, 2025, NEPL filed its financial information confidentially pursuant to the Protective Order issued on May 6, 2025. Staff confirmed that the filing fee had been paid. No petitions to intervene or comments were received.

Chapter 305 requires that CEPs who provide supplier service to the residential and small non-residential customer class, provide financial security of \$100,000 in the form of a Letter of Credit or cash. In its application, NEPL noted that it would be providing the required \$100,000 financial security in cash. With the exception of the receipt of the financial security, NEPL has met all Chapter 305 filing requirements. Until the Commission receives the financial security, NEPL may not market its services in Maine.

As a licensed competitive electricity provider, the Company is required to comply with all applicable requirements and regulations, including all conditions of licensing, assignments, customer protection rules, and the filing of annual reports. To the extent that a licensed competitive electricity provider uses third parties to assist in obtaining customers during the course of its business, Chapter 305 § 4(C) of the Commission's rules places the responsibility on the competitive electricity provider for violations of the provisions of this section by representatives or agents acting on the competitive

electricity provider's behalf. Chapter 305 § 2(C)(3) also requires a competitive electricity provider to use reasonable efforts to avoid conducting business with any entity acting as a competitive electricity provider in Maine without a license from the Commission. Therefore, if the Company uses a third party to market its services, it is responsible to ensure that the third party has met any licensing requirements of the Commission.

Pursuant to a Delegation Order dated April 23, 2008, in Docket No. 2008-00185, *PUBLIC UTILITIES COMMISSION, Delegation of Authority to License Competitive Electricity Providers*, the Commission delegated to the Director of Technical Analysis the authority under 35-A M.R.S. §§ 3203 (1) & (2) and Chapter 305, § 2 to license competitive electricity providers. The Commission no longer has a Director of Technical Analysis and all existing delegation orders that delegate Commission authority to the Director of Technical Analysis is now delegated to the Director of Electric and Gas Utility Industries.

Accordingly, it is

O R D E R E D

1. That New England Power and Light ME, LLC, conditioned upon the receipt of the financial security, is hereby issued a license to operate as a competitive electricity provider pursuant to Chapter 305 of the Commission's Rules, to provide supplier services to the residential and small non-residential customer classes throughout Maine pursuant to Chapter 305 of the Commission's Rules;
2. That New England Power and Light ME, LLC is directed to provide the \$100,000 financial security required by Chapter 305 by either a Letter of Credit or cash, within 30 days of the issuance of this Order and shall not market its services until the Commission confirms receipt; and
3. That this license is effective on the date of this Order and valid until revoked or suspended by the Commission pursuant to section 3(A)(4) of Chapter 305, or abandoned by the licensee pursuant to sections 2(D)(10) and 2(D)(11) of Chapter 305 of the Commission's Rules.

Dated at Hallowell, Maine, this 3rd day of June, 2025.

BY ORDER OF THE DIRECTOR OF ELECTRIC AND GAS UTILITY INDUSTRIES



Sally Zeh

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S. § 9061 requires the Public Utilities Commission to give each party at the conclusion of an adjudicatory proceeding written notice of the party's rights to seek review of or to appeal the Commission's decision. The methods of review or appeal of Commission decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 11(D) of the Commission's Rules of Practice and Procedure (65-407 C.M.R. ch. 110) within **20** days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought. Any petition not granted within **20** days from the date of filing is denied.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21** days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S. § 1320(5).

Pursuant to 5 M.R.S. § 8058 and 35-A M.R.S. § 1320(6), review of Commission Rules is subject to the jurisdiction of the Superior Court.

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.