

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheet

1. REPORT DATE: January 5, 1999	2. BUREAU AGENDA NO. JAN-1999-FUS-1003*
3. BUREAU: Fixed Utility Services	
4. SECTION(S): Energy	5. PUBLIC MEETING DATE:
6. APPROVED BY: Director: Muth 3-5242 <i>DM</i> Supervisor: Bennett 7-5553 <i>BB</i> Legal Review: <i>J.K. Burkett 73464</i>	January 14, 1999
7. PERSONS IN CHARGE: Glunz 3-6163	
8. DOCKET NO.: A-110005 et. al.	

9. (a) CAPTION (abbreviate if more than 4 lines)

(b) Short summary of history & facts, documents & briefs

(c) Recommendation

(a) Electric Generation Suppliers

(b) On August 8, 1998, regulation at 52 Pa. Code 54.31 - 54.43 became effective. These regulations govern electricity generation supplier licensing.

(c) The Bureau of Fixed Utility Services recommends that the Commission adopt the attached proposed draft Opinion and Order which grants licenses to certain electric generation suppliers.

10. MOTION BY: Commissioner Chm. Quain **Commissioner** Bloom-Dissenting in part
Commissioner Brownell - Yes
SECONDED: Commissioner Rolka **Commissioner** Wilson - Yes

CONTENTS OF MOTION: Staff recommendation adopted.

Statement of Vice Chairman Robert K. Bloom attached.

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

46-1

LICENSE APPLICATION OF
ELECTRIC GENERATION
SUPPLIERS

PUBLIC MEETING -
JANUARY 14, 1999
JAN-1999-FUS-1003*
DOCKET NO: A-110105 ET. AL.

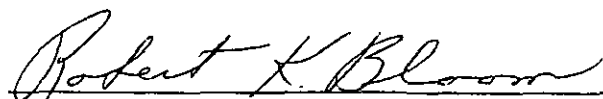
STATEMENT OF VICE CHAIRMAN ROBERT K. BLOOM

Before the Commission for consideration are the applications filed by certain electric generation suppliers for approval of permanent licenses to offer, render, furnish or supply electric generation supplier services in Pennsylvania. These electric generation suppliers are currently operating under interim licenses previously approved by the Commission. The Bureau of Fixed Utility Services recommends that the Commission grant permanent licenses to each of the electric generation suppliers included within Attachment A of the Order. I disagree.

Section 2809(c)(1)(i) of the Public Utility Code, 66 Pa. C.S. §2809(c)(1)(i), requires an electric generation supplier to furnish a bond or other security approved by the Commission before the Commission can issue the supplier a license to provide electricity generation service within Pennsylvania. In several of the applications for interim licensure, the electric generation supplier sought to substitute a \$250,000 letter of credit in lieu of a \$250,000 security bond, or sought to utilize a bond in an amount less than \$250,000. I have consistently dissented in all such instances as I believe that each electric generation supplier should be held to the same standard, a \$250,000 security bond. Therefore, I wish to be recorded as dissenting on each of the permanent license application requests filed by the electric generation suppliers listed in Attachment A on which I dissented on their interim license due to the electric generation suppliers failure to supply a \$250,000 security bond. The majority of the electric generation supplier applicants have supplied \$250,000 security bonds and it is not fair to apply different standards for other applicants.

1-13-99

DATE


ROBERT K. BLOOM, VICE CHAIRMAN

<u>Docket #</u>	<u>Applicant</u>
A-110005	Statoil Energy Services, Inc.
A-110008	CNG Retail Services Corporation
A-110010	PP&L, Inc., t/a PP&L Energy Plus
A-110012	NorAm Energy Management, Inc.
A-110013	GPU Advanced Resources, Inc.
A-110014	Xenergy, Inc.
A-110015	Mack Oil Company, Inc. t/a The Mack Services Group
A-110016	Conective Energy, a division of Delmarva Power & Light Company
A-110017	Enron Power Marketing, Inc.
A-110022	Southern Company Retail Energy Marketing L.P.
A-110025	Strategic Energy Partners Ltd.
A-110026	PECO Energy Company
A-110028	Horizon Energy Company
A-110029	PSEG Energy Technologies, Inc.
A-110030	West Penn Power Company d/b/a Allegheny Energy
A-110032	Service, Technology and Resources Corporation

DOCKETED

FEB -2 1999

DOCUMENT
FOLDER

<u>Docket #</u>	<u>Applicant</u>
A-110036	NEV East, L.L.C.
A-110038	Cinergy Resources, Inc.
A-110039	Mid American Natural Resources, Inc.
A-110041	Affiliated Power Purchasers, Inc.
A-110042	DTE-Coenergy
A-110043	American Energy Solutions, Inc.
A-110045	CMS Marketing, Services and Trading Company
A-110049	PG&E Energy Services Corp.
A-110051	DukeSolutions, Inc.
A-110054	Enserch Energy Services, Inc.
A-110056	Energy Cooperative Association of Pennsylvania
A-110057	PG Energy Services, Inc.
A-110058	National Fuel Resources, Inc.
A-110059	Enron Energy Services Power, Inc.
A-110060	Edison Source
A-110061	Engage Energy US, LP
A-110062	Constellation Energy Source, Inc.
A-110063	Penn Power Energy, Inc.

DOCKETED
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<u>Docket #</u>	<u>Applicant</u>
A-110066	Northeast Energy Services, Inc.
A-110067	Columbia Energy Power Marketing Corp.
A-110069	Shipley Oil Company, Inc.
A-110070	COM/Energy Marketing, Inc.
A-110073	Green Mountain Energy Resources, L.L.C.
A-110074	DTE Edison America, Inc.
A-110076	UGI Energy Services, Inc.
A-110078	FirstEnergy Services Corp.
A-110080	Commodore Gas Company
A-110081	PCI Services, Inc.
A-110082	Pepco Services, Inc.
A-110084	Amerada Hess Corporation
A-110085	CSW Energy Services, Inc.
A-110086	Total Gas and Electricity, (PA), Inc.
A-110089	Jerome H. Rhoads, Inc.
A-110090	Select Energy, Inc.
A-110091	FPL Energy Services, Inc.
A-110092	Worley & Obetz, Inc.
A-110093	Shell Energy Services Co., LLC

Docket #

A-110095

Applicant

Touchstone Energy-American Cooperative Services, Inc.



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

REFER TO OUR FILE

JANUARY 26, 1999

A-110041

WALTER W MOORE PRESIDENT
AFFILIATED POWER PURCHASES INC
PO BOX 99
EDEN MD 21822

GRANTING of PERMANENT LICENSES to ELECTRIC GENERATION SUPPLIERS

To Whom It May Concern:

This is to advise you that an Opinion and Order has been adopted by the Commission in Public Meeting on January 14, 1999 in the above entitled proceeding.

An Opinion and Order has been enclosed for your records.

Very truly yours,

James J. McNulty,
Secretary

DOCKETED

JAN 28 1999

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Cert.Mail

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FOLDER

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PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held January 14, 1999

Commissioners Present:

John M. Quain, Chairman
Robert K. Bloom, Vice Chairman , Dissenting in part-Statement attached
David W. Rolka
Nora Mead Brownell
Aaron Wilson, Jr.

Granting of Permanent Licenses to Electric Generation
Suppliers

A-110005 et. al.

DOCKETED

JAN 28 1999

OPINION AND ORDER

On August 8, 1998, regulations at 52 Pa. Code 54.31 - 54.43 became effective. These regulations govern electricity generation supplier licensing. Entities who applied to become electric generation suppliers prior to August 8, 1998 were issued interim licenses.

52 Pa. Code 54.32(g) states that:

An electric generation supplier who has been granted an interim license shall apply for a license under this subchapter by updating its prior license application to include additional and updated information required by § 54.33 (relating to application form). An updated application shall be submitted by December 7, 1998.

DOCUMENT
FOLDER

This Order is in response to the above-mentioned requirement. Attachment A contains a list of the currently licensed electric generation suppliers who have filed the necessary additional and updated information.

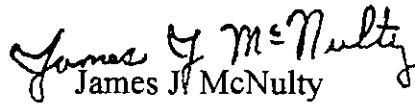
Upon full consideration of all matters of record, we find that the granting of these licenses is necessary and proper for the service, accommodation and convenience of the public; **THEREFORE,**

IT IS ORDERED:

1. That a license be issued authorizing each company listed on Attachment A of this Order, the right to continue to offer, render, furnish or supply electric generation supplier services to the public within the Commonwealth of Pennsylvania.

2. That the effective date of each license will be January 1, 1999.

BY THE COMMISSION,


James J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: January 14, 1999

ORDER ENTERED: **JAN 26 1999**

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

LICENSE APPLICATION OF
ELECTRIC GENERATION
SUPPLIERS

PUBLIC MEETING -
JANUARY 14, 1999
JAN-1999-FUS-1003*
DOCKET NO: A-110105 ET. AL.

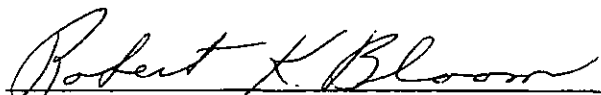
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