PENNSYLVANIA

PUBLIC UTILITY COMMISSION

Harrisburg, PA 17105-3265

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| --- | --- | --- |
| Electric Generation Supplier License Cancellations of  Companies with an Expired Financial Security |  | M-2015-2490383 |

**F I N A L O R D E R**

On December 17, 2015, a Tentative Order was entered in the above captioned proceeding.

The Electric Generation Suppliers (EGSs) listed in the Table 1 -Suppliers with Approved Security filed approved securities within 30 days after publication in the *Pennsylvania Bulletin*.

**Table 1 - Suppliers with Approved Security**

List of EGS companies that have submitted the required security

|  |  |
| --- | --- |
| **Docket Number** | **Company Name** |
| A-2011-2257348 | 5Linx Enterprises, Inc. |
| A-2013-2345257 | Best Practice Energy LLC |
| A-2013-2365597 | Fcstone LLC |
| A-2009-2145163 | Healthtrust Purchasing Group LP |
| A-2011-2222060 | Luthin Associates, Inc. |
| A-2010-2211708 | Rosenthal Energy Advisors, Inc. |
| A-2013-2346222 | US Grid Energy LLC |
| A-2013-2341976 | US Power Trade LLC |

The EGS listed in Table 2 – Supplier Cancellation, did not file any adverse public comments or approved security within 30 days after publication in the *Pennsylvania Bulletin.*

**Table 2 - Supplier Cancellation**

The EGS company that has not submitted the required security

|  |  |
| --- | --- |
| **Docket Number** | **Company Name** |
| A-2010-2184288 | Energy Services Management of Pennsylvania LLC |

The EGS listed in Table 3 – Supplier Suspension did not file an approved security within 30 days after publication in the *Pennsylvania Bulletin*, and as described below, comments were filed regarding the cancellation of the EGS license.

**Table 3 - Supplier Suspension**

|  |  |
| --- | --- |
| **Docket Number** | **Company Name** |
| A-2011-2223888\* | Blue Pilot Energy LLC |

\*Taking title to electricity

The Commission’s regulations at 52 Pa. Code §54.42(a) require that a licensee shall comply with the applicable requirements of the code and Commission regulations and orders. Consistent with due process, a license may be suspended or revoked, and fines may be imposed against the licensee for failure to furnish and maintain a bond or other security approved by the Commission in the amount directed by the Commission.

On February 1, 2016, the Office of Attorney General (OAG) and the Office of Consumer Advocate (OCA) filed Joint Comments to the December 17, 2015 Tentative Order with regard to Blue Pilot Energy LLC (Blue Pilot). In their Joint Comments, OAG/OCA indicated that they had filed a Joint Complaint against Blue Pilot at Docket No. C-2014-2427655. OAG/OCA stated that the Joint Complaint includes five separate counts, alleging Blue Pilot violated Pennsylvania law and Commission regulations and Orders. The OAG/OCA further submit that given the pending Joint Complaint, the Commission should refrain from cancelling or granting an abandonment of Blue Pilots EGS license, until the Commission is assured that all obligations of Blue Pilot to Pennsylvania consumers and the Commonwealth have been properly met. Accordingly, we will suspend Blue Pilot’s license until final resolution of the pending Joint Complaint. Additionally, Blue Pilot Energy may not enroll any new customers for the duration of the suspension.

The Tentative Order has become Final by operation of law. The Electric Generation Supplier License held by the company listed in the Table 2 - Supplier Cancellation is cancelled, and shall be stricken from all active utility lists maintained by the Commission’s Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission’s website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business. The Electric Generation Supplier License held by the company listed in the Table 3 – Supplier Suspension is suspended until the Commission is assured that all obligations of Blue Pilot to Pennsylvania consumers and the Commonwealth have been properly met.



BY THE COMMISSION,

Rosemary Chiavetta

Secretary

ORDER ENTERED: March 14, 2016