

May 24, 2024

Rosemary Chiavetta
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
2nd Floor, Room N201
Harrisburg, PA 17120

Re: License Application for Calpine Community Energy, LLC
A-2024-3047156
Responses to Data Requests

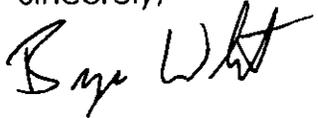
Dear Secretary Chiavetta:

In support of the license application of Calpine Community Energy, LLC, A-2024-3047156, please find enclosed responses to the data requests which were sent in this docket.

Please note, Calpine Community Energy, LLC requests the attachments included as the response to Data Request 2 to be treated as Confidential.

If you have any questions regarding this application, please contact me at (619) 684-8200 or via email at bryan.white@calpine.com.

Sincerely,



Bryan White
Senior Regulatory Compliance Analyst

Cc: Jeremy Haring via email
Enclosures

DATE OF DEPOSIT

MAY 24 2024

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Docket No. A-2024-3047156

Calpine Community Energy, LLC

Responsible Person: Bryan White

May 24, 2024

Data Request 1: Reference Application, Section 7.a, Financial Fitness – Applicant failed to provide a Commission approved financial security. The financial security provided has a future signature date. Please provide an updated financial security with the correct dates.

Response: Calpine Community Energy, LLC submits attached a revised Bond Number 7901024036 with a corrected signature date.

Docket No. A-2024-3047156

Calpine Community Energy, LLC

Responsible Person: Bryan White

May 24, 2024

Data Request 3: Reference Application, Section 10, Verifications, Acknowledgements, and Agreements – Applicant stated Calpine Energy Solutions, LLC is a registered PJM LSE. Please provide proof of contractual arrangement with Calpine Energy Solutions, LLC to facilitate the retail electricity services.

Response: Calpine Energy Solutions, LLC (“Solutions”) is the 100% owner of Calpine Community Energy, LLC (“CCE”). All employees and management of CCE are also employees of Solutions. All power schedulers for CCE are Solutions’ employees, and Solutions is currently scheduling CCE’s load in the NE-ISO market in which CCE is active. Because of the ownership and management control that Solutions has with CCE, a contractual arrangement between the two companies is unnecessary to effectuate retail electricity services.

Docket No. A-2024-3047156

Calpine Community Energy, LLC

Responsible Person: Bryan White

May 24, 2024

Data Request 4: Reference Application, Section 11, Affidavits – The Affidavits submitted have abbreviations for the company name. Please resubmit the Application Affidavit and the Operations Affidavit with the legal name and no abbreviations.

Response: Please find the requested affidavits attached with full company name.

Appendix A

APPLICATION AFFIDAVIT

DATE OF DEPOSIT

State of California:

MAY 24 2024

ss. PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

County of San Diego

Drake Welch, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the Senior Vice President (Office of Affiant) of Calpine Community Energy, LLC;]

[That he/she is authorized to and does make this affidavit for said Applicant;]

That the Applicant herein Calpine Community Energy, LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as an electric generation supplier pursuant to 66 Pa.C.S. § 2809 (b) and 52 Pa. Code § 54.37.

That the Applicant herein Calpine Community Energy, LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein Calpine Community Energy, LLC acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

That the Applicant herein Calpine Community Energy, LLC acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.

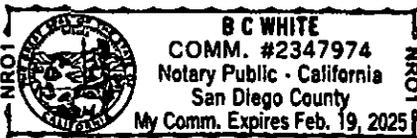
Signature of Affiant

JURAT

State of California

County of San Diego

Subscribed and sworn to (or affirmed) before me on this 24th day of May, 2024, by Drake Welch, proved to me on the basis of satisfactory evidence to be the person who appeared before me.



Appendix B

DATE OF DEPOSIT

OPERATIONS AFFIDAVIT

MAY 24 2024

State of California:

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

ss.

County of San Diego :

Drake Welch, Affiant, being duly [sworn/affirmed] according to law,
deposes and says that:

[He/she is the Senior Vice President (Office of Affiant) of Calpine Community Energy, LLC
(Name of Applicant);]

[That he/she is authorized to and does make this affidavit for said Applicant;]

That Calpine Community Energy, LLC, the Applicant herein, acknowledges that [Applicant] may have obligations pursuant to this Application consistent with the Public Utility Code of the Commonwealth of Pennsylvania, Title 66 of the Pennsylvania Consolidated Statutes; or with other applicable statutes or regulations including Emergency Orders which may be issued verbally or in writing during any emergency situations that may unexpectedly develop from time to time in the course of doing business in Pennsylvania.

That Calpine Community Energy, LLC, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render electric service within the Commonwealth of Pennsylvania and that the Applicant will abide by all applicable federal and state laws and regulations and by the decisions of the Pennsylvania Public Utility Commission.

That Calpine Community Energy, LLC, the Applicant herein, certifies to the Commission that it is subject to , will pay, and in the past has paid, the full amount of taxes imposed by Articles II and XI of the Act of March 4, 1971 (P.L. 6, No. 2), known as the Tax Reform Code of 1971, 72 P.S. §§ 7101 et seq., and any tax imposed by Chapter 28 of Title 66. The Applicant acknowledges that failure to pay such taxes or otherwise comply with the taxation requirements of Chapter 28, shall be cause for the Commission to revoke the license of the Applicant. The Applicant acknowledges that it shall report to the Commission its jurisdictional Gross Receipts and power sales for ultimate consumption, for the previous year or as otherwise required by the Commission. The Applicant also acknowledges that it is subject to 66 Pa.C.S. § 506 (relating to the inspection of facilities and records).

As provided by 66 Pa.C.S. § 2810 (C)(6)(iv), Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

Appendix B (Continued)

That Calpine Community Energy, LLC, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa.C.S. § 506, § 2807(c), § 2807(d)(2), § 2809(b) and the standards and billing practices of 52 Pa. Code Chapter 56.

That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the Bureau of Public Liaison or other Commission bureaus. Materials and information requested may be analyzed by the Commission to meet obligations under applicable sections of the law.

That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.



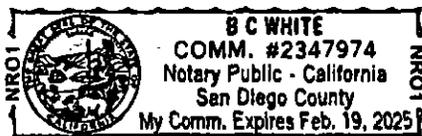
Signature of Affiant

JURAT

State of California

County of San Diego

Subscribed and sworn to (or affirmed) before me on this 24th day of May, 2024, by Drake Welch, proved to me on the basis of satisfactory evidence to be the person who appeared before me.





DATE OF DEPOSIT

MAY 24 2024

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

Verification Statement of Drake Welch

I, Drake Welch, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Signature: 

Title: Senior Vice President

Date: 5/24/2024

DATE OF DEPOSIT
MAY 24 2024
PA PUBLIC UTILITIES COMMISSION
SECRETARY'S BUREAU

ORIGIN ID:SDMA (619) 684-8200
BRYAN WHITE
CALPINE ENERGY SOLUTIONS
401 WEST A STREET, SUITE 500

SHIP DATE: 24MAY24
ACTWGT: 0.50 LB
CAD: 104863680/INET4535

SAN DIEGO, CA 92101
UNITED STATES US

BILL SENDER

TO ROSEMARY CHIAVETTA, SECRETARY
PENNSYLVANIA PUBLIC UTILITY COMM
400 NORTH ST
COMMONWEALTH KEYSTONE BUILDING
HARRISBURG PA 17120

583J4C4589AE3

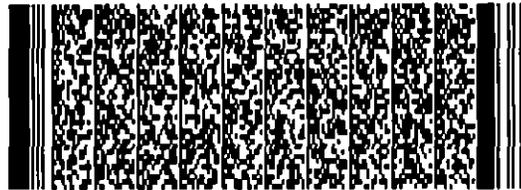
(717) 783-6174

REF:

INV:

PO:

DEPT: 14620

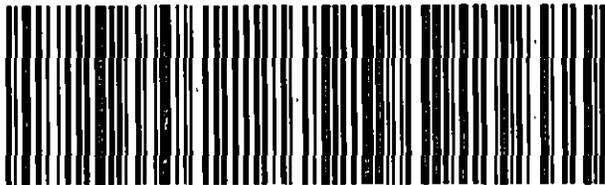


TUE - 28 MAY 5:00P
STANDARD OVERNIGHT

TRK# 7765 4817 5069
0201

XE MDTA

17120
PA-US MDT



RECEIVED

MAY 28 2024

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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