

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, MAY 3, 2016

SCC-CLERK'S OFFICE
DOCUMENT CONTROL CENTER

2016 MAY -3 P 3:49

APPLICATION OF

AVALON ENERGY SERVICES, LLC

CASE NO. PUE-2016-00043

For a license to conduct business
as an aggregator for electricity and
natural gas

ORDER FOR NOTICE AND COMMENT

On April 14, 2016, Avalon Energy Services, LLC ("Avalon Energy" or "Company"), filed an application with the State Corporation Commission ("Commission") for a license to conduct business as an aggregator for electricity and natural gas ("Application"). On April 29, 2016, the Company filed supplemental information to complete its Application. In its Application, the Company seeks to serve commercial, industrial, and governmental customers throughout the Commonwealth of Virginia.¹ Avalon Energy attested that it will abide by all applicable regulations of the Commission as required by 20 VAC 5-312-40 B of the Commission's Rules Governing Retail Access to Competitive Energy Services.²

NOW THE COMMISSION, upon consideration of the Application, is of the opinion and finds that it should docket Avalon Energy's Application; that Avalon Energy should serve this Order upon appropriate persons; that the Commission Staff ("Staff") should conduct an

¹ Although Avalon Energy seeks to serve customers throughout the Commonwealth of Virginia, retail choice exists only in the service territories of Columbia Gas of Virginia, Inc., Washington Gas Light Company, Virginia Electric and Power Company, Appalachian Power Company, and the electric cooperatives. Moreover, retail choice for electricity is only permitted pursuant to the customer classes, load parameters, and renewable energy sources as set forth in the Code of Virginia. Access to large commercial and industrial customers in all gas distribution service territories has existed under Federal Energy Regulatory Commission authority since the mid-1980s.

² 20 VAC 5-312-10 *et seq.*

investigation of the Application and present its findings in a report ("Staff Report"); and that interested persons should have an opportunity to comment on the Application.

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUE-2016-00043.

(2) A copy of the Application and supporting documents shall be made available for public inspection in the Commission's Document Control Center, located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, between the hours of 8:15 a.m. and 5 p.m., Monday through Friday, excluding holidays. A copy of the Application also may be downloaded from the Commission's website: <http://www.scc.virginia.gov/case>.

(3) On or before May 11, 2016, Avalon Energy shall serve a copy of this Order upon the utilities listed on Attachment A to this Order.

(4) On or before May 18, 2016, the Company shall file proof of service as ordered herein with Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118.

(5) Any interested person may request a copy of the Application, accompanying materials, and this Order by directing a request in writing to: James C. McDonnell, Chief Operating Officer, Avalon Energy Services, LLC, 5507 Lambeth Road, Bethesda, Maryland 20814. The Company shall, within three (3) days of receipt of such request, serve the requested documents upon the person making such request.

(6) Written comments on the Application may be filed on or before May 23, 2016, by either of the following methods. An original and fifteen (15) copies of any comments may be filed with the Clerk of the Commission at the address set forth in Ordering Paragraph (4). In the alternative, comments may be submitted electronically by following the instructions available at

the Commission's website: <http://www.scc.virginia.gov/case>. A hard copy of such comments, whether submitted in writing or electronically, shall be served upon the Company at the address set forth in Ordering Paragraph (5). All comments shall refer to Case No. PUE-2016-00043.

(7) The Staff shall analyze Avalon Energy's Application and shall present its findings in a Staff Report to be filed on or before June 1, 2016.

(8) On or before June 6, 2016, the Company and any party who filed comments on the Application may file with the Clerk of the Commission an original and fifteen (15) copies of any response to the Staff Report.

(9) The Company shall respond to written interrogatories or data requests within five (5) calendar days after the receipt of the same. Interrogatories and data requests, as well as the responses thereto, shall be transmitted via facsimile or electronic mail as well as by first class mail. Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure, 5 VAC 5-20-10 *et seq.*

(10) This matter shall be continued.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:
James C. McDonnell, Chief Operating Officer, Avalon Energy Services, LLC, 5507 Lambeth Road, Bethesda, Maryland 20814; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of the Attorney General, 900 East Main Street, Second Floor, Richmond, Virginia 23219; Craig G. Goodman, President, National Energy Marketers Association, 3333 K Street, N.W., Suite 425, Washington, D.C. 20007; and Irene Leech, Virginia Citizens Consumer Council, 4220 North Fork Road, Elliston, Virginia 24087. A copy also shall be delivered to the Commission's Office of General Counsel and Divisions of Utility Accounting and Finance and Energy Regulation.

American Electric Power
William A. Castle
Director Regulatory Services
3 James Center
1051 East Cary Street, Suite 702
Richmond, Virginia 23219

Dominion Virginia Power
William H. Baxter, II, Esquire
Deputy General Counsel
P. O. Box 26532
Richmond, Virginia 23261

Kentucky Utilities
Mr. Rick Lovekamp
Manager, Regulatory Policy & Strategy
P. O. Box 32030
Louisville, Kentucky 40232

A&N Electric Cooperative
Mr. Chris Christman
Interim CEO
P.O. Box 290
Tasley, Virginia 23441-0290

B-A-R-C Electric Cooperative
Mr. Michael J. Keyser,
CEO/General Manager
P.O. Box 264
Millboro, Virginia 24460-0264

Central Virginia Electric Cooperative
Mr. Gary E. Wood
President & CEO
P.O. Box 247
Lovingsston, Virginia 22949

Community Electric Cooperative
Mr. Steven A. Harmon
President
P.O. Box 267
Windsor, Virginia 23487-0267

Craig-Botetourt Electric Cooperative
Mr. Shawn C Hildebrand
General Manager
P.O. Box 265
New Castle, Virginia 24127-0265

Mecklenburg Electric Cooperative
Mr. John C. Lee
President & CEO
P.O. Box 2451
Chase City, Virginia 23924-2451

Northern Neck Electric Cooperative
Mr. Greg White
President and CEO
P.O. Box 288
Warsaw, Virginia 22572-0288

Northern Virginia Electric Cooperative
Mr. Stanley C. Feuerberg
President and CEO
P.O. Box 2710
Manassas, Virginia 20108-0875

Prince George Electric Cooperative
Mr. Dale Bradshaw, CEO
P.O. Box 168
Waverly, Virginia 23890-0168

Rappahannock Electric Cooperative
Mr. Kent Farmer
President & CEO
P.O. Box 7388
Fredericksburg, Virginia 22404-7388

Shenandoah Valley Electric Cooperative
Mr. Myron D. Rummel
President & CEO
P.O. Box 236
Mt. Crawford, Virginia 22841-0236

Southside Electric Cooperative
Mr. Jeffrey S. Edwards
President and CEO
P.O. Box 7
Crewe, Virginia 23930-0007

Columbia Gas of Virginia, Inc.
Mr. James S. Copenhaver, Esquire
1809 Coyote Drive
Chester, Virginia 23836

Roanoke Gas Company
Mr. John S. D'Orazio, President
P.O. Box 13007
Roanoke, Virginia 24011

Southwestern Virginia Gas Company
Mr. Lance Heater, CEO
208 Lester Street
Martinsville, Virginia 24112

Atmos Energy Corporation
Mr. J. Kevin Akers, President
801 Crescent Centre Drive, Suite 600
Franklin, Tennessee 37067-6226

Appalachian Natural Gas Distribution Co.
Mr. John Ebert, President
220 West Valley Street
Abingdon, Virginia 24210

Virginia Natural Gas, Inc.
Robert S. Duvall, President
544 S. Independence Blvd.
Virginia Beach, Virginia 23452

Washington Gas Light Company
Adrian Chapman, President and COO
6801 Industrial Road
Springfield, VA 22151