

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, OCTOBER 6, 2016

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APPLICATION OF

BEST PRACTICE ENERGY LLC

REGULATORY OFFICE  
REGISTRATION CONTROL CENTER

2016 OCT -6 P 2: 22  
CASE NO. PUE-2016-00114

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

ORDER FOR NOTICE AND COMMENT

On September 26, 2016, Best Practice Energy LLC ("Best Practice" 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"). In its Application, the Company seeks to serve commercial and industrial customers throughout the Commonwealth of Virginia.<sup>1</sup> Best Practice 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.<sup>2</sup>

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

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<sup>1</sup> On October 3, 2016, the Company filed a letter amending the Application to request statewide authority for the gas and electric aggregator licenses. Although Best Practice 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.

<sup>2</sup> 20 VAC 5-312-10 *et seq.*

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-2016-00114.

(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 October 13, 2016, Best Practice shall serve a copy of this Order upon the utilities listed on Attachment A to this Order.

(4) On or before October 19, 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: Adam G. Northup, Esquire, Law Offices of K. Erik Wallin, 410 Kingstown Road, Suite 3, West Kingston, Rhode Island 02892. 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 October 24, 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-2016-00114.

(7) The Staff shall analyze Best Practice's Application and shall present its findings in a Staff Report to be filed on or before October 27, 2016.

(8) On or before November 3, 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 is continued.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:  
Adam G. Northup, Esquire, Law Offices of K. Erik Wallin, 410 Kingstown Road, Suite 3, West Kingston, Rhode Island 02892; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of the Attorney General, 202 North Ninth Street, 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.

ATTACHMENT A

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American Electric Power  
Mr. 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

A&N Electric Cooperative  
Mr. Butch Williamson  
President & 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  
Lovingston, 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  
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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. Michael Malandro, 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. Michael W. Hastings  
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.  
T. Borden Ellis, 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.  
Mr. Jim Kibler, President  
544 S. Independence Blvd.  
Virginia Beach, Virginia 23452

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