

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, NOVEMBER 2, 2016

151115
10
08
SCC-CLERK'S OFFICE
DOCUMENT CONTROL CENTER
2016 NOV -2 A 11: 5

APPLICATION OF

EVOLUTION ENERGY PARTNERS LLC

CASE NO. PUE-2016-00126

For a license to conduct business
as an aggregator for electricity

ORDER FOR NOTICE AND COMMENT

On October 26, 2016, Evolution Energy Partners LLC ("Evolution Energy" or "Company") filed an application with the State Corporation Commission ("Commission") for a license to conduct business as an aggregator for electricity ("Application"). In its Application, the Company seeks to serve commercial, industrial, and governmental customers throughout the Commonwealth of Virginia.¹ Evolution 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 Evolution Energy's Application; that Evolution Energy should serve this Order upon appropriate persons; that the Commission's Staff ("Staff") should conduct an 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.

¹ Although Evolution Energy seeks to serve customers throughout the Commonwealth of Virginia, retail choice exists only in the service territories of 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.

² 20 VAC 5-312-10 *et seq.*

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUE-2016-00126.

(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 November 10, 2016, Evolution Energy shall serve a copy of this Order upon the utilities listed on Attachment A to this Order.

(4) On or before November 17, 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: Eric M. Page, Esquire, Eckert Seamans Cherin & Mellott, LLC, 919 East Main Street, Suite 1300, Richmond, Virginia 23219. 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 November 29, 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-2016-00126.

(7) The Staff shall analyze Evolution Energy's Application and present its findings in a Staff Report to be filed on or before December 6, 2016.

(8) On or before December 13, 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:
Eric M. Page, Esquire, Eckert Seamans Cherin & Mellott, LLC, 919 East Main Street, Suite 1300, Richmond, Virginia 23219; Charles J. Hurchalla, Managing Member and President, 102 Pickering Way, Suite 500, Exton, Pennsylvania 19341; 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 Public Utility Regulation and Energy Regulation.

ATTACHMENT A

1
5
1
1
0
1
0
8

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
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. 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