

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, AUGUST 22, 2019

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APPLICATION OF

ELECTRIC ADVISORS, INC.

For a license to conduct business as an
aggregator of natural gas

and

APPLICATION OF

ELECTRIC ADVISORS, INC.

For a license to conduct business as an
aggregator of electricity

CASE NO. PUR-2018-00146

CASE NO. PUR-2019-00125

ORDER FOR NOTICE AND COMMENT

On November 21, 2018, in Case No. PUR-2018-00146, the State Corporation Commission ("Commission") granted an application of Electric Advisors, Inc. ("EAI" or "Company"), for a license to conduct business as an aggregator of natural gas to eligible commercial and industrial customers in the service territories of Washington Gas Light Company and Columbia Gas of Virginia, Inc.¹ The Commission's Order Granting License stated, "This case shall remain open for consideration of any subsequent amendments or modifications to the license granted herein."²

On August 2, 2019, EAI filed an application with the Commission for a license to conduct business as an aggregator of electricity ("Application"), which was assigned Case No.

¹ *Application of Electric Advisors, Inc., For a license to conduct business as an aggregator of natural gas*, Case No. PUR-2018-00146, 2018 S.C.C. Ann. Rept. 528, Order Granting License (Nov. 21, 2018).

² *Id.*

PUR-2019-00125. The Company seeks authority to provide aggregation services for electricity to eligible commercial and industrial customers in the service territories of Virginia Electric and Power Company d/b/a Dominion Energy Virginia ("DEV") and Appalachian Power Company ("APCo").³ EAI attested that it would 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.⁴

NOW THE COMMISSION, upon consideration of the Application and the November 21, 2018 Order Granting License, is of the opinion and finds that the Application should be treated as an application to amend License No. A-60 and should proceed as such under Case No. PUR-2018-00146; Docket No. PUR-2019-00125 should be closed; EAI should serve this Order upon appropriate persons; the Commission's Staff ("Staff") should conduct an investigation of the Application and present its findings in a report ("Staff Report"); and interested persons should have an opportunity to comment on the Application. We further find that a Hearing Examiner should be appointed to rule on all discovery matters that arise during the course of this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) This Application shall proceed as an application to amend License No. A-60 under Case No. PUR-2018-00146, and Docket No. PUR-2019-00125 shall be closed.

(2) License No. A-60 to provide competitive aggregation service for natural gas shall remain in full effect during the review period of the Application.

³ Pursuant to § 56-577 of the Code of Virginia ("Code"), retail choice for electricity is only permitted pursuant to the customer classes, load parameter, and renewable energy sources set forth therein. Retail choice thereunder exists only in the service territories of DEV, APCo, and the electric cooperatives.

⁴ 20 VAC 5-312-10 *et seq.*

(3) As provided by § 12.1-31 of the Code and Rule 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"),⁵ a Hearing Examiner hereby is appointed to rule on any discovery issues that may arise during the course of this proceeding.

(4) 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>.

(5) On or before August 30, 2019, EAI shall serve a copy of this Order upon DEV and APCo as listed on Attachment A to this Order.

(6) On or before September 6, 2019, 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.

(7) Any interested person may request a copy of the Application, accompanying materials, and this Order by directing a request in writing to Russell Lacey, CEO, Electric Advisors, Inc., 5272 River Road, Suite 440, Bethesda, Maryland 20816. The Company shall, within three (3) days of receipt of such request, serve the requested documents upon the person making such request.

(8) Written comments on the Application may be filed on or before September 12, 2019, by either of the following methods. An original and fifteen (15) copies of any comments may be

⁵ 5 VAC 5-20-10 *et seq.*

filed with the Clerk of the Commission at the address set forth in Ordering Paragraph (6). 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 (7). All comments shall refer to Case No. PUR-2018-00146.

(9) The Staff shall analyze EAI's Application and shall present its findings in a Staff Report to be filed on or before September 16, 2019.

(10) On or before September 23, 2019, 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.

(11) All documents filed with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(12) 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.

(13) This matter is continued.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:
Russell Lacey, CEO, Electric Advisors, Inc., 5272 River Road, Suite 440, Bethesda,
Maryland 20816; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of
Consumer Counsel, Office of the Attorney General, 202 N. 9th Street, 8th Floor, Richmond,
Virginia 23219-3424; Craig G. Goodman, President, National Energy Marketers Association,
895 Roberta Lane, Suite 103, Sparks, Nevada 89431-1898; and Irene Leech, Virginia Citizens
Consumer Council, 4220 North Fork Road, Elliston, Virginia 24087. A copy shall be delivered
to the Commission's Office of General Counsel and Divisions of Utility Accounting and Finance
and Public Utility Regulation.

ATTACHMENT A

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

Dominion Energy Services, Inc.
Paul E. Pfeffer, Esquire
P. O. Box 26532
Richmond, Virginia 23261