

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION
AT RICHMOND, AUGUST 29, 2019

SCC-CLERK'S OFFICE
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APPLICATION OF

MUIRFIELD ENERGY, INC.

CASE NO. PUR-2019-00112

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

ORDER FOR NOTICE AND COMMENT

On August 19, 2019, Muirfield Energy, Inc. ("Muirfield" or "Company"), completed an application with the State Corporation Commission ("Commission") for a license to do business as an electricity and natural gas aggregator in the Commonwealth of Virginia ("Application").¹ The Company seeks authority to market electricity and natural gas aggregation services to eligible residential, commercial, industrial, and governmental customers throughout Virginia.² Muirfield 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.³

NOW THE COMMISSION, upon consideration of the Application, is of the opinion and finds that it should docket Muirfield's Application; Muirfield should serve this Order upon

¹ The Company filed its initial Application on July 10, 2019. The Company filed additional information on August 19, 2019, after which it was deemed complete.

² Pursuant to plans as required by § 56-235.8 A of the Code of Virginia ("Code"), retail choice for natural gas service exists only in the service territories of Washington Gas Light Company and Columbia Gas of Virginia, Inc. Access to large commercial and industrial gas customers in all gas distribution service territories has existed under Federal Energy Regulatory Commission authority since the mid-1980s. Moreover, pursuant to Code § 56-577, 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 Virginia Electric and Power Company d/b/a Dominion Energy Virginia, Appalachian Power Company, and the electric cooperatives.

³ 20 VAC 5-312-10 *et seq.*

appropriate persons; the Staff of the Commission ("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.

Accordingly, IT IS ORDERED THAT:

(1) This matter is docketed and assigned Case No. PUR-2019-00112.

(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 September 6, 2019, Muirfield shall serve a copy of this Order upon the utilities listed on Attachment A to this Order.

(4) On or before September 13, 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.

(5) Any interested person may request a public copy of the Application, accompanying materials, and this Order by directing a request in writing to Perry S. Oman, President, Muirfield Energy, Inc., 425 Metro Place North, Suite 550, Dublin, Ohio 43017. 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 September 19, 2019, 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. PUR-2019-00112.

(7) The Staff shall analyze Muirfield's Application and shall present its findings in a Staff Report to be filed on or before September 23, 2019.

(8) On or before September 27, 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.

(9) 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.

(10) 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.

(11) This matter is continued.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:
Perry S. Oman, President, Muirfield Energy, Inc., 425 Metro Place North, Suite 550, Dublin, Ohio 43017; 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, 3333 K

Street NW, Suite 110, 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 Public Utility Regulation.

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
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Richmond, Virginia 23261

A&N Electric Cooperative
Mr. Butch Williamson
President & CEO
P.O. Box 290
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B-A-R-C Electric Cooperative
Mr. Michael J. Keyser
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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
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P.O. Box 267
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Craig-Botetourt Electric Cooperative
Mr. Shawn C. Hildebrand
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Kentucky Utilities Company
d/b/a Old Dominion Power Company
Robert M. Conroy, VP
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LG&E and KU Energy LLC
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Mecklenburg Electric Cooperative
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Southside Electric Cooperative
Mr. Jeffrey S. Edwards
President & CEO
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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. Kevin Dobbs, President
810 Crescent Centre Drive, Suite 600
Franklin, Tennessee 37067-6226

Appalachian Natural Gas Distribution
Company
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
1000 Maine Avenue, SW
Washington, D.C. 20024