

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)
GOOD ENERGY L.P. FOR A CERTIFICATE TO)
PROVIDE ELECTRIC SUPPLY SERVICES) PSC DOCKET NO. 14-0582
WITHIN THE STATE OF DELAWARE)
(SUBMITTED DECEMBER 19, 2014; FILED)
JUNE 5, 2015))

ORDER NO. 8787

AND NOW, this 6th day of October, 2015, the Delaware Public Service Commission (the "Commission") determines and orders the following:

WHEREAS, pursuant to 26 *Del. C.* §1012(a) and 26 *Del. Admin. C.* §3001, on December 19, 2014, Good Energy L.P. ("Good Energy") submitted an incomplete application that requested certification as a Retail Electric Supplier¹ in order to broker the sale or purchase of Electric Supply Service;² and

WHEREAS, after requests for additional required information from the Commission Staff ("Staff"), responses from Good Energy, and additional required filings, Good Energy finished filing on June 5, 2015, all documents needed to complete its application (the "Application") as required by 26 *Del. Admin. C.* §3001; and

¹ Under 26 *Del. C.* §1001(14)(c), an "electric supplier" means a person or entity certified by the Commission that sells electricity to retail electric customers utilizing the transmission and/or distribution facilities of a nonaffiliated electric utility, including: Any broker, marketer or other entity (including public utilities and their affiliates).

² Under 26 *Del. Admin. C.* §3001-1.0, "Electric Supply Service" means the provision of electricity or electric generation service.

WHEREAS, 26 *Del. Admin. C.* §3001-2.1.1.5 requires that each Applicant³ "present **substantial evidence** supporting their financial, operational, managerial and technical ability to render service within the State of Delaware." (emphasis added); and

WHEREAS, after interaction with Staff and counsel for Staff regarding the pending Application, on September 21, 2015, Good Energy filed a letter requesting to withdraw its Application without prejudice. A copy of this letter is attached as **Exhibit "A"**; and

WHEREAS, Staff reported to the Commission in its Memorandum dated August 28, 2015, that the Application failed to fulfill all of the requirements for an Electric Supplier Certificate to act as a Broker and therefore recommended that the Commission not issue an Electric Supplier Certificate to the Company. This Memorandum was sent to the Commission for its review prior to the regularly-scheduled meeting held on September 22, 2015; and

WHEREAS, the Commission finds that it has the authority to allow the Company to withdraw its Application for certification as an Electric Supplier in the State of Delaware and has voted to allow such withdrawal at its regularly-scheduled meeting held on September 22, 2015;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE
VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. The Commission allows the Company to withdraw the Application without prejudice. (4-0 with Commissioner Grey abstaining).

³ Each capitalized term not otherwise defined herein is defined in 26 *Del. C.* §1001 or in 26 *Del. Admin. C.* §3001.

2. The Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chair

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

Secretary

EXHIBIT "A"

LETTER DATED SEPTEMBER 17, 2015, FROM GOOD ENERGY L.P.
REQUESTING TO WITHDRAW ITS APPLICATION WITHOUT PREJUDICE



September 17, 2015

Delaware Public Services Commission
861 Silver Lake Blvd.
Cannon Bldg. Ste 100
Dover, DE 19904

Reference: Application for Good Energy, L.P. - PSC Docket No. 14-0582

To all interested parties of the Commission:

At this time Good Energy, L.P. would like to withdraw its energy broker application with the Commission without prejudice. Thank you for your help in this matter.

Regards,

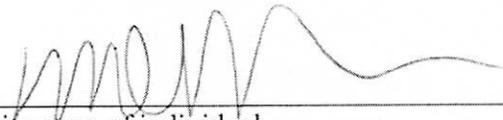
A handwritten signature in black ink, appearing to read "Javier Barrios".

Javier Barrios
Managing Partner
Good Energy, L.P.

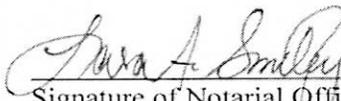
VERIFICATION FORM

STATE OF New York)
) SS
COUNTY OF New York)

On this 18th day of September, 2015, personally came before me, the subscriber, a Notary Public in and for the state and county aforesaid, Maximilian Hoover [name of individual who is signing] as the President [authority of individual or title of individual who is signing, e.g., President, Vice President, Sole Member/Manager, Trustee, etc.] of Good Energy, L.P. [name of company or entity that is filing], known to me personally to be such or having presented to me satisfactory evidence of identity, and acknowledged this document to be [his or her] act and deed and the act and deed of such Limited Partnership [type of filer, e.g. corporation, limited liability company, etc.], that the signature of such individual is in [his or her] own proper handwriting, and that the facts set forth in this application [type of filing, e.g., application, petition, etc.] are true and correct to the best of [his or her] knowledge, information, and belief.


Signature of individual
Printed Name: Maximilian Hoover

SIGNED AND SWORN (OR AFFIRMED) before me on this 18th day of September, 2015, by Maximilian Hoover (name of individual who signed above).


Signature of Notarial Officer
Notary Public
Title (e.g., Notary Public)

SEAL

TARA A. SMILEY
Notary Public - State of New York
No. 01SM6201262
Qualified in Kings County
Commission Expires February 17, 2017

My Commission Expires:
February 17, 2017