BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF
GLACIAL ENERGY OF MARYLAND, INC. FOR
A CERTIFICATE TO PROVIDE ELECTRIC
SUPPLY SERVICES WITHIN THE STATE OF
DELTAWARE (FILED APRIL 30, 2007, AND
AMENDED AUGUST 28, 2012)

PSC DOCKET NO. 07-123

ORDER NO. 8284

ELECTRIC SUPPLIER CERTIFICATE

This 7th day of February, 2013, the Commission determines and
Orders the following:

("Glacial") filed an application (the "Initial Application") with the
Commission seeking certification as a retail electric supplier. See 26
Del. C. §§1001(3), 1001(14), and 1012. Under the Electric Utilities
Restructuring Act of 1999 (the "Act"), "Electric Suppliers" are not
"public utilities," and the resulting sales of Electric Supply Service
to Retail Electric Customers are not subject to traditional forms of
rate regulation. See 26 Del. C. §§ 102(2) and 202(f); and

WHEREAS, in that Initial Application, Glacial represented that
it intended to provide retail Electric Supply Service to small
commercial, commercial, and industrial customers in Delaware.
Therefore, Glacial did not provide its standard contract for
Residential Customers for Staff review as required by section 2.1.1.9

1 See 26 Del. C. Ch. 10
2 Unless otherwise noted, capitalized terms shall have the meanings ascribed to
WHEREAS, by Order No. 7286 dated September 18, 2007, the Commission granted Glacial’s Initial Application, and Glacial received an Electric Supplier Certificate; and

WHEREAS, on August 28, 2012, Glacial submitted a request for an amended Electric Supplier Certificate to allow it to provide Electric Supply Service to Residential Customers (the “Amended Application”). In accordance with Section 2.1.1.9 of the Supplier Rules, Glacial submitted its Terms and Conditions (the “Contract”) for Residential Customers for Staff review; and

WHEREAS, Staff reviewed the Contract and advised Glacial of certain changes to the Contract that Staff believed were necessary in order for the Contract to comply with the Supplier Rules. Staff reports that on January 14, 2013, Glacial provided a revised Contract, and upon review of that revised Contract Staff believes it to be consistent with the Supplier Rules; and

WHEREAS, Staff reports that Glacial has otherwise satisfied the requirements of the Act and the Supplier Rules and recommends that the Commission approve Glacial’s Amended Application;

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

1. That Glacial Energy of Maryland, Inc.’s (“Glacial’s”) existing Electric Supplier Certificate is hereby amended to allow Glacial to provide Electric Supply Service to residential customers in
Delaware, in addition to small commercial, large commercial and industrial customers in Delaware.

2. That Glacial shall at all times provide its Electric Supply Service in accordance with the requirements imposed by 26 Del. C. Ch. 10 and Del. Admin. C. §3001 as presently adopted or as may be hereafter amended or supplemented. The Commission reiterates its notice to Glacial that a violation of any applicable statute, rule, or other controlling authority may be enforced by the sanctions permitted by 26 Del. C. §§1012(a) and 1019 and 26 Del. Admin. C. §3001-10.2.

3. That Staff’s review of Glacial’s Contract shall not be construed to be approval of the terms and conditions of said Contract.

4. That Glacial shall file, pursuant to the provisions of 26 Del. C. §1012(c)(2) and 26 Del. Admin. Code §§3001-3.9 and 3.10, such reports and pay such fees and assessments as may be required or imposed by 26 Del. C. §§114 and 115.

5. That Glacial continues to consent to the jurisdiction of the courts of the State of Delaware for all acts or omissions related to its offering of Electric Supply Services in this State.

6. That Glacial is hereby placed on notice that the costs of this proceeding will be charged to it under the provisions of 26 Del. C. §114(b)(1).

7. That 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

/s/ Joann T. Conaway
Commissioner

/s/ Jaymes B. Lester
Commissioner

/s/ Jeffrey J. Clark
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley
Secretary