

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION)
OF CHAMPION ENERGY SERVICES, LLC)
FOR A CERTIFICATE TO PROVIDE) PSC DOCKET NO. 13-262
ELECTRIC SUPPLY SERVICES WITHIN)
THE STATE OF DELAWARE (FILED JUNE)
27, 2013))

ORDER NO. 8455

ELECTRIC SUPPLIER CERTIFICATE

This 10th day of September, 2013, the Commission determines and Orders the following:

WHEREAS, on June 27, 2013, Champion Energy Services, LLC ("Champion Energy" or the "Company") filed an application ("Application") pursuant to 26 Del. C. §1001 - §1020, the Electric Utility Restructuring Act (the "Act"), and 26 Del. Admin. C. §3001, the Commission's Rules for Certification and Regulation of Electric Suppliers (the "Supplier Rules"),¹ seeking certification as a retail electric supplier in order to broker the sale or purchase of Electric Supply Service. The Application does not request to certify the Company as a broker pursuant to 26 Del. C. §1001(3); and

WHEREAS, in its Application, the Company reports that it wants to become an Electric Supplier that will provide Electric Supply Service to Residential, Commercial, and Industrial Customers in the State of Delaware; and

WHEREAS, Staff reports that the Company's Application fulfills all the requirements for the Company to obtain an Electric Supplier

¹ Unless otherwise noted, capitalized terms shall have the meanings ascribed to them in the Act and the Supplier Rules.

Certificate to act as an Electric Supplier as set forth in the Act and the Supplier Rules. In particular, Staff reports that the Company appears to possess the financial, operational, managerial, and technical capabilities to operate as an Electric Supplier. As required by §3001-2.1.1.5.7 of the Supplier Rules, the Company posted a \$50,000.00 bond with corporate surety licensed to do business in the State of Delaware because the Company may require Customers to provide a deposit, prepayment, financial guarantee, or the like.² Such posted bond guarantees the repayment of all deposits and advances of Customers upon the termination of service. Also, as required by §3001-2.2 of the Supplier Rules, the Company provided the appropriate affidavits of publication of notice of the Application in the Delaware State News and The News Journal. Staff confirms that there were no comments, interventions, or protests filed in the instant docket within the required 20-day notice period. Because Staff reports that the Company has fulfilled all of the requirements for an Electric Supplier Certificate, Staff recommends that the Commission issue such an Electric Supplier Certificate to the Company to allow it to offer Electric Supply Service within the State of Delaware consistent with the scheme adopted by the Act and the Supplier Rules;

² Under 3001-2.1.1.5.7 of the Supplier Rules, the amount of the bond with corporate surety must be the greater of (i) 150 percent of the projected amount of deposits and advances for the next one year period; or (ii) \$50,000.00. If at any time the actual amount of the deposits and advances held by Champion Energy exceeds the amount projected, §3001-2.1.5.7 of the Supplier Rules further requires that the amount of the bond be increased to comply with the requirement in the preceding sentence.

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

1. Champion Energy is hereby granted a certificate to do business and operate as an "Electric Supplier" within the State of Delaware. Under this Electric Supplier Certificate, Champion Energy is authorized to provide Electric Supply Service within the State of Delaware consistent with and in accordance with the Act and the Supplier Rules.

2. Champion Energy shall at all times provide its Electric Supply Service in accordance with the requirements imposed by the Act and the Supplier Rules as presently adopted or as may be hereafter amended or supplemented. Champion Energy is hereby notified that a violation of any applicable order, statute, regulation, rule, or other controlling authority may be enforced by the sanctions permitted by §§1012(a) and 1019 of the Act and §3001-10.2 of the Supplier Rules.

3. Champion Energy shall file such reports and pay such fees and assessments as may be required or may be imposed by §§114 and 115 of the Act and §§3001-3.9 and 3.10 of the Supplier Rules.

4. As required by §3001-2.1.1.5.7 of the Supplier Rules, if Champion Energy at any time holds an amount of deposits, advance payments, prepayments, financial guarantees, or the like which exceeds the amount the Company projected it would hold, Champion Energy shall immediately file with the Commission a new and revised duly-executed bond in an amount equal to the greater of (i) 150 percent of the projected amount of deposits and advances for the next one year period; or (ii) \$50,000.00. Such bond must be with corporate surety

licensed to do business in Delaware. Failure to comply with this condition will be grounds for the immediate revocation of the Electric Supplier Certificate granted to Champion Energy.

5. Champion Energy consents to the jurisdiction of the courts of the State of Delaware for all acts or omissions related to its offering of Electric Supply Service in this State.

6. Champion Energy is hereby placed on notice that the costs of the proceedings will be charged to it under the provisions of §114(b)(1) of the Act.

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:

/s/ Dallas Winslow
Chair

/s/ Joann T. Conaway
Commissioner

/s/ Jaymes B. Lester
Commissioner

/s/ Jeffrey J. Clark
Commissioner

Commissioner

ATTEST:

/s/ Alisa Carrow Bentley
Secretary