



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

Docket No. A-110117

March 19, 2007

COMMERCE ENERGY INC.
15901 RED HILL AVENUE
SUITE 100
TUSTIN CA 92780-

**DOCUMENT
FOLDER**

ATTENTION: JOHN BARTHROP

RE: License Bond or Other Financial Security

DOCKETED
MAR 20 2007

Dear Mr. Barthrop:

Pursuant to 66 Pa. C.S. §2809(c), no electric supplier license shall remain in force unless the licensee furnishes a bond or other security approved by the Commission to ensure the financial responsibility of the electric generation supplier and the supply of electricity at retail. The Commission's records indicate that the bond or other approved security provided by Commerce Energy Inc. expires on 2007-05-19 00:00:00.

The Commission's regulations at 52 Pa. Code §54.40(d) require "the security level for each licensee will be reviewed annually and modified primarily based upon the licensee's reported annual gross receipts information. The security level will be 10% of the licensee's reported gross receipts." The minimum security level provided may not be less than the initial security level provided when the license was granted. Unless approved by the Commission, the initial security level is \$250,000.

The Commission's regulations at 52 Pa. Code §54.39(b) require a licensee to file an annual report on or before April 30 of each year, for the previous calendar year, in order to comply with 66 Pa. C.S. §2810(c)(6). This report discloses the total amount of gross receipts from the sale of electricity and the total amount of electricity sold during the preceding calendar year. You must use this same information in calculating the appropriate security level necessary to maintain your license.

In order for your company to maintain its status as a licensed electric supplier in the Commonwealth of Pennsylvania, it must provide proof to the Commission that a bond or other approved security has been obtained.

Your response in this matter is requested within fifteen (15) days of the date of this letter. Submit your response to the Commission's Secretary. Additionally, fax a copy of your response to James Shurskis at (717) 787-4750, Bureau of Fixed Utility Services.

Failure to respond to this matter within fifteen (15) days will cause Commission staff to initiate a formal proceeding; that may lead to the following: cancellation of your company's electric supplier license, removal of your information from the Commission's website and notification to all electric distribution companies, in which your company is licensed to do business, of the cancellation of the license.

Please direct any questions to James Shurskis at (717) 787-8763, Bureau of Fixed Utility Services.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert A. Rosenthal". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert A. Rosenthal
Director, Bureau of Fixed Utility Services

cc: Secretary McNulty



McNees Wallace & Nurick LLC
attorneys at law

ORIGINAL

CHARIS MINCAVAGE
DIRECT DIAL: (717) 237-5437
E-MAIL ADDRESS: CMINCAVAGE@MWN.COM

April 11, 2007

**DOCUMENT
FOLDER**
VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
The Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Commerce Energy, Inc.; Docket No. A-110117

Dear Secretary McNulty:

On March 19, 2007, the Pennsylvania Public Utility Commission ("PUC" or "Commission") issued a letter to Commerce Energy, Inc. ("CEI"), requesting an update on the status of CEI's Electric Generation Supplier ("EGS") Bond on file with the PUC.¹ Currently, CEI has a Bond, which was issued by Westchester Fire Insurance Company ("Westchester"), on file with the PUC, and this Bond expires on May 19, 2007.

As noted in the PUC's letter, the security level for each EGS will be reviewed annually and modified based upon the EGS's reported annual gross receipts information. The Commission requires an EGS to file an annual report on April 30 of each year for the previous calendar year, and this report discloses the total amount of gross receipts from the sale of electricity. Because an EGS's security level must be 10% of the EGS's reported gross receipts, this annual report provides the basis for determining the appropriate level of security for CEI for the forthcoming year.

At this time, CEI is preparing its report to be filed on or before April 30, 2007. Once CEI calculates its gross receipts, to be included in this report, CEI plans to renew its Bond with Westchester at the appropriate level. CEI will renew this Bond no later than May 19, 2007, in order to meet the PUC's requirements, and CEI will file the necessary information with the PUC regarding this renewal as soon as possible.

¹ The PUC sent this letter to CEI on March 19, 2007, requesting a response within fifteen days (i.e., April 3, 2007). While CEI has provided updated contact information to the PUC on several occasions, unfortunately, this letter was sent to a previous CEI address that has not been utilized for at least two years. Accordingly, CEI did not receive the letter until April 10, 2007; however, CEI is providing this information as expeditiously as possible to the PUC.

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PUC
SECRETARY'S BUREAU

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James J. McNulty, Secretary
April 11, 2007
Page 2

If you have any questions or require any additional information regarding this matter, please contact the undersigned. In addition, please date stamp the enclosed copies of this letter and kindly return it for our records. Thank you.

Sincerely,

McNEES WALLACE & NURICK LLC

By 
Derrick Price Williamson
Charis Mincavage

Counsel for Commerce Energy, Inc.

Enclosures

c: Mr. James Shurskis, Bureau of Fixed Utility Services (via hand delivery)



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

March 24, 2008

Docket No. A-110117

COMMERCE ENERGY INC
222 W LAS CALINAS BLVD STE 950-E
IRVING TX 75039

ATTN: ANN HENDRICKSON

RE: License Bond or Other Financial Security

**DOCUMENT
FOLDER**

Dear Ms. Hendrickson:

Pursuant to 66 Pa. C.S. §2809(c), no electric supplier license shall remain in force unless the licensee furnishes a bond or other security approved by the Commission to ensure the financial responsibility of the electric generation supplier and the supply of electricity at retail. The Commission's records indicate that the expiration of the bond or other approved security provided by Commerce Energy Inc. occurs on May 18, 2008.

The Commission's regulations at 52 Pa. Code §54.40(d) require "the security level for each licensee will be reviewed annually and modified primarily based upon the licensee's reported annual gross receipts information. The security level will be 10% of the licensee's reported gross receipts." The minimum security level provided may not be less than the initial security level provided when the license was granted. Unless approved by the Commission, the initial security level is \$250,000.

The Commission's regulations at 52 Pa. Code §54.39(b) require a licensee to file an annual report on or before April 30 of each year, for the previous calendar year, in order to comply with 66 Pa. C.S. §2810(c)(6). This report discloses the total amount of gross receipts from the sale of electricity and the total amount of electricity sold during the preceding calendar year. You must use this same information in calculating the appropriate security level necessary to maintain your license.

In order for your company to maintain its status as a licensed electric supplier in the Commonwealth of Pennsylvania, it must provide proof to the Commission that a bond or other approved security has been obtained.

Your response in this matter is requested within fifteen (15) days of the date of this letter. Submit your response to the Commission's Secretary. Additionally, fax a copy of your response to James Shurskis at (717) 787-4750, Bureau of Fixed Utility Services.

Failure to respond to this matter within fifteen (15) days will cause Commission staff to initiate a formal proceeding, that may lead to the following: cancellation of your company's electric supplier license, removal of your information from the Commission's website and notification to all electric distribution companies, in which your company is licensed to do business, of the cancellation of the license.

Please direct any questions to James Shurskis at (717) 787-8763, Bureau of Fixed Utility Services.

Sincerely,

A handwritten signature in cursive script that reads "Robert Wilson".

Robert Wilson, Director
Bureau of Fixed Utility Services

Cc: J. McNulty, Secretary



**commerce
energy**

ORIGINAL

April 7, 2008

VIA OVERNIGHT DELIVERY

A-110117

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APR - 7 2008

James McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor – Rm. N-201
Harrisburg, PA 17120

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: License Bond or Other Financial Security
Commerce Energy, Inc.

**DOCUMENT
FOLDER**

Dear Mr. McNulty:

Commerce Energy, Inc. ("Commerce") is in receipt of correspondence from your office related to the financial security requirement needed to maintain its electric supplier license.

Please note that the Company is in the process of verifying the annual gross receipts associated with its electric supplier operations within Pennsylvania. Once that figure is confirmed, the surety bond in question will be adjusted accordingly. In addition, proof of the required financial security will be forwarded to your office in short order.

Should you have any questions regarding this transmittal, please contact the undersigned directly at (214) 296-5414 or via electronic mail at cweddington@commerceenergy.com.

Respectfully submitted,

Courtney Weddington
Compliance Analyst

cc: James Shurkis
Bureau of Fixed Utility Services

RJP

BN-8787