

ORDER NO. 18 139

ENTERED APR 30 2018

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

ES 8

In the Matter of

CALPINE ENERGY SOLUTIONS, LLC

Application to be certified as an Electricity  
Service Supplier.

ORDER

DISPOSITION: APPLICATION GRANTED

NOTE: By issuing this order, the Commission makes no endorsement regarding Applicant's rates or service.

**INTRODUCTION**

On December 14, 2016, the Commission certified Calpine Energy Solutions, LLC as an electricity service supplier (ESS or ES). *See* Order No. 16-479. On March 23, 2018, ECP ControlCo, LLC (Energy Capital Partners) filed a material change form with the Commission notifying the Commission that it completed its acquisition of Calpine Corporation, pursuant to which it became an indirect owner of Calpine Energy Solutions, LLC. Calpine Energy Solutions will continue to operate under its present name.

The Commission usually serves notice of an application by electronic mail to the Commission's ES application electronic mail list. As Calpine Energy Solutions, LLC was previously certified as a scheduling ESS, we waived our usual notice procedures.

Based on the notice of material change and the Commission's records, the Commission makes the following findings of fact, applications of law, and conclusion.

**FINDINGS OF FACT**

Energy Capital Partners is a Delaware Limited Liability Company. Through its acquisition of Calpine Corporation, Energy Capital Partners became an indirect owner of

Calpine Energy Solutions. Calpine Energy Solutions is certified as an ESS, and will continue to operate under its present name. The officer list on file for Calpine Energy Solutions remains unchanged. Calpine Energy Solutions' registration number in the Commonwealth of Virginia recently changed. Attachment 2H of Energy Capital Partners' filing contains Calpine Energy Solutions Retail License Numbers.

Energy Capital Partners did not indicated additional changes in its notice of material change.

### **OPINION**

#### **Applicable Law**

Applications to be certified as an electricity service supplier are filed pursuant to OAR 860-038-0400. Pursuant to OAR 860-038-0400(15), an ESS must promptly report to the Commission any circumstances or events that materially alter information provided to the Commission in the certification or renewal process or otherwise materially impacts their ability to reasonably serve electricity consumers in Oregon.

Applicant must comply with all other provisions as set forth in OAR 860-038-0400 including an attestation that Applicant will comply with all applicable laws, rules, Commission orders, and electric company tariffs.

### **CONCLUSIONS**

Calpine Energy Solutions was certified by the Commission as an ESS pursuant to Order No. 16-479. Since its application, Energy Capital Partners became an indirect owner of Calpine Energy Solutions, triggering the requirement that a notice of material change be filed pursuant to OAR 860-038-0400(15).

Staff reviewed the material change report form and supporting documents, and finds that Calpine Energy Solutions continues to meet the requirements to be certified as an electricity service supplier.

**ORDER**

IT IS ORDERED that:

1. Applicant may provide authorized services in Oregon while maintaining an annual renewal date of March 1.
2. Calpine Energy Solutions, LLC will continue to operate under its present name as a certified ESS.

Made, entered, and effective APR 30 2018.



  
**Jason Eisdorfer**  
Director  
Utility Program

A party may request rehearing or reconsideration of this order under ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.