

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. ER-55, SUBS 0 AND 1
DOCKET NO. ER-79, SUB 0

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

DOCKET NO. ER-55 SUBS 0 AND 1)	
)	
In the Matter of)	
Breckenridge Group Charlotte North)	
Carolina, LLC, for Authority to Resell Electric)	
Service Pursuant to G.S. 62-110(h) at)	
Aspen Charlotte, 1315 E WT Harris)	
Boulevard, Charlotte, North Carolina 28213)	ORDER FINDING APPLICATION
)	INCOMPLETE AND REQUEST FOR
DOCKET NO. ER-79, SUB 0)	ADDITIONAL INFORMATION
)	
In the Matter of)	
HSRE Aspen Charlotte, LP, for Transfer of)	
Authority to Resell Electric Service Pursuant)	
to G.S. 62-110(h) at 1505 Monument Hill)	
Road, North Carolina 27403)	

BY THE COMMISSION: On November 10, 2016, in Docket No. ER-55, Sub 0, the Commission issued a certificate of authority to Breckenridge Group CNC, LLC, to resell electric services at Aspen Charlotte, located at 1315 E WT Harris Boulevard, Charlotte, North Carolina 28213, in accordance with G.S. 62-110(h) and Commission Rule R22.

On September 13, 2017, Breckenridge Group CNC, LLC, and HSRE Aspen Charlotte, LP (Applicant), filed an application with the Commission in Docket Nos. ER-55, Sub 1 and ER-79, Sub 0 requesting that the Commission transfer the certificate of authority to resell electric service from Breckenridge Group CNC, LLC to HSRE Aspen Charlotte, LP.

On November 9, 2017, the Public Staff – North Carolina Utilities Commission (Public Staff) filed its correspondence to the Applicant outlining the deficiencies in the application.

In its November 9, 2017 filing, the Public Staff specifically outlined concerns regarding missing information, needed corrections, and exhibits. The Public Staff requested that the Applicant provide all missing information, needed corrections, and exhibits if they desire to further pursue the application.

The Commission agrees with the Public Staff that until an application is filed with the correct information, and exhibits that are consistent with the Public Staff's request, the application is not complete. The Commission recommends that once the Applicant and the Public Staff come to some form of resolution, the Applicant shall file any and all amendments to the application and provide a statement as to whether the Public Staff has any remaining concerns.

The Commission has reviewed the Applicant's application filed on September 13, 2017, and the subsequent filing by the Public Staff and finds that the Applicant's application is incomplete. Thus, the 60-day period for approval or disapproval of a completed application pursuant to G.S. 62-110(h)(6) has not commenced and will not commence until a completed application is received and determined complete by the Commission. The Commission reminds the Applicant that until an application to resell electricity has been approved by the Commission, an applicant is not authorized to resell electricity. The Commission further finds good cause to require the Applicant, to work with the Public Staff to complete the application and thereafter to provide to the Commission the additional information along with a statement on the Public Staff's position on the submission of the additional information by December 1, 2017.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 13th day of November 2017.

NORTH CAROLINA UTILITIES COMMISSION

A handwritten signature in cursive script, appearing to read "Linnetta Threath".

Linnetta Threath, Acting Deputy Clerk