

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. ER-100, SUB 0
DOCKET NO. ER-100, SUB 2

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

| | | |
|---------------------------------------|---|--------------|
| DOCKET NO. ER-100, SUB 0 |) | |
| |) | |
| In the Matter of |) | |
| Rulemaking Proceeding to Implement |) | |
| Session Law 2011-252 |) | ERRATA ORDER |
| |) | |
| DOCKET NO. ER-100, SUB 2 |) | |
| |) | |
| In the Matter of |) | |
| Petition to Amend Commission Rule R22 |) | |

BY THE COMMISSION: On July 20, 2015, the Commission issued an Order Amending Commission Rule R22 and Forms ER-1 and ER-2 (Order) in the above-stated dockets.

It has come to the Commission's attention that the version of Form ER-2 included in the Order was not the current version. A copy of the current Form ER-2 form is attached as Appendix A.

The Commission, therefore, finds good cause exists to issue this Errata Order. That except as amended herein, the Order of July 20, 2015, shall remain in full force and effect.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 13th day of September, 2017.

NORTH CAROLINA UTILITIES COMMISSION



Linnetta Threatt, Acting Deputy Clerk

SELLER DOCKET NO. ER-
PURCHASER DOCKET NO. ER-
FILING FEE RECEIVED

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

APPLICATION FOR TRANSFER OF AUTHORITY TO RESELL ELECTRIC SERVICE FOR APARTMENT COMPLEXES

INSTRUCTIONS

If additional space is needed, supplementary sheets may be attached. If any section does not apply, write "not applicable".

SELLER

1. Name of current certified owner _____
2. Mailing address _____
3. Business telephone number _____

PURCHASER ("Applicant")

4. Name of purchaser _____
5. Business mailing address of purchaser _____
City and state _____ Zip code _____
6. Business telephone number _____ Business fax number _____
7. Business email address _____

UTILITY SERVICE AREA

8. Street Address of Apartment Complex _____
9. Name of Apartment Complex _____
10. County (or counties) _____
11. Supplier of purchased power _____

RESALE PROVISIONS

12. Describe the method Applicant proposes to use to allocate the supplier's individual electric bill for a unit among all the tenants in the unit (NCUC Rule R22-5): _____

13. Monthly administrative fee per bill: _____
(Pursuant to NCUC Rule R22-5(d), no more than \$3.75 per month - the maximum amount authorized for water resellers by Commission Rule R18-6, may be added to the cost of electric service as an administrative fee. The amount of administrative fee, up to the maximum amount, should be justified by Applicant's actual costs.)
14. Bills will be past due _____ days after they are mailed or otherwise delivered to tenants. (NCUC Rule R22-7(e) specifies that bills shall not be past due less than twenty-five (25) days after mailing or other delivery to tenants.)
15. Late fee amount: _____
(Pursuant to NCUC Rule R22-5(d) and (e), no more than 1% per month on the balance in arrears.)
Number of days after mailing or other delivery of bills at which the late fee begins to apply: _____
(See NCUC Rule R22-5(e) and (7)(e).)
16. Returned check charge: _____
(Pursuant to NCUC Rule R22-5 and G.S. 25-3-506, no more than \$25.00.)

17. Statement of the Applicant's plans for retention and availability of records (see NCUC Rule R22-6(a) and (b)): _____

PERSONS TO CONTACT

| | <u>NAME</u> | <u>ADDRESS</u> | <u>TELEPHONE</u> |
|---|--------------------|-----------------------|-------------------------|
| 18. Management | _____ | _____ | _____ |
| | | Email _____ | |
| 19. Complaints or Billing | _____ | _____ | _____ |
| | | Email _____ | |
| 20. Emergency Service | _____ | _____ | _____ |
| | | Email _____ | |
| 21. Filing and Payment of Regulatory Fees to Utilities Commission | _____ | _____ | _____ |
| | | Email _____ | |

OTHER PROVISIONS

22. Applicant must notify the Commission in writing within 30 days if any information supplied on this form changes in the future.
23. Applicant must also file quarterly Regulatory Fee Reports and make regulatory fee payments. Details are set out in NCUC Rule R15-1.

REQUIRED EXHIBITS

24. If the Purchaser is a corporation, LLC, LP, etc., enclose a copy of the certification from the North Carolina Secretary of State (Articles of Incorporation or Application for Certificate of Authority for Limited Liability Company, etc.). **(Must match name on Line 4 of application.)**
25. If the Purchaser is a partnership, enclose a copy of the partnership agreement. **(Must match name on Line 4 of application.)**
26. Enclose a copy of a Warranty Deed showing that the Purchaser has ownership of all the property necessary to operate the utility. **(Must match name on Line 4 of application.)**
27. Enclose a vicinity map showing the location of the apartment complex or manufactured home park in sufficient detail for someone not familiar with the county to locate the apartment complex or manufactured home park. (A county roadmap with the apartment complex or manufactured home park outlined is suggested.)
28. Enclose a copy of the supplier's schedule of rates that will be charged to the provider for purchased power.
29. Enclose a copy of any agreements or contracts the Applicant has entered into covering the provision of billing and collection services to the apartment complex
30. Indicate the number of apartment buildings to be served, the number of units in each apartment building and the number of bedrooms in each unit.
31. Enclose a copy of the template form used for billing statements.
32. Enclose a copy(ies) of the form(s) used for leases to tenants, including a statement of which parts of the lease relate to billing for electrical services.

FILING INSTRUCTIONS

33. Submit one (1) original application with required exhibits and **original notarized signature**, plus seven (7) additional collated copies to: [USPS address] **Chief Clerk's Office, North Carolina Utilities Commission, 4325 Mail Service Center, Raleigh, North Carolina 27699-4325**, or [overnight delivery or hand delivery at street address] **Chief Clerk's Office, North Carolina Utilities Commission, 430 North Salisbury Street, Raleigh, North Carolina 27603**. Provide a self-addressed stamped envelope, plus an additional copy, if a file-stamped copy is requested by the Applicant.
34. Enclose a filing fee as required by G.S. 62-300. A Class A utility (annual electricity reseller revenues of \$1,000,000 or more) requires a \$250 filing fee. A Class B utility (annual electricity reseller revenues between \$200,000 and \$1,000,000) requires a \$100 filing fee. A Class C utility (annual electricity reseller revenues less than \$200,000) requires a \$25 filing fee. **MAKE CHECK PAYABLE TO N.C. DEPARTMENT OF COMMERCE/UTILITIES COMMISSION.**
35. This application may be filed before title to the property passes to the new purchaser. In that event, the deed required in Item 26 above shall be filed with the Commission as a follow-up to the initial transfer application, once the deed has been executed and recorded with the Register of Deeds. The Commission may approve the transfer application with the condition that it is not effective until the deed is executed, recorded, and has been filed with the Commission.

SIGNATURES

36. Application shall be signed by an authorized representative of the seller.

Signature _____

Printed Name _____

Title _____

Date _____

37. Application shall be signed and verified by an authorized representative of the purchaser.

Signature _____

Printed Name _____

Title _____

Date _____

38. (Typed or printed name of the purchaser's representative) _____

personally appearing before me and, being first duly sworn, says that the information contained in this application and in the exhibits attached hereto is true to the best of his/her knowledge and belief.

This the _____ day of _____, 20____

Notary Public

My Commission Expires: _____
Date

(NOTARY SEAL)