**BEFORE THE**

**GEORGIA PUBLIC SERVICE COMMISSION**

**STATE OF GEORGIA**

**IN RE: )**

 **)**

**JOINT PETITION OF INFINITE ENERGY, INC. ) Docket No.: 9474**

**and JUST ENERGY SOLUTIONS INC. ) Docket No.: 20504**

 **)**

**JOINT PETITION OF INFINITE ENERGY. INC, AND JUST ENERGY SOLUTIONS INC.**

 COMES NOW, Infinite Energy, Inc. (“Infinite Energy”) and Just Energy Solutions Inc. (“Just Energy”) (jointly, the “Petitioners”) and jointly petition the Georgia Public Service Commission (“Commission”) for approval of Just Energy to transfer its Georgia natural gas customers to Infinite Energy. In support of this petition, the Petitioners show the Commission the following.

1.

Infinite Energy is a natural gas marketer certified by the Commission under interim certificate GM-0004. As an active natural gas marketer in the state of Georgia, Infinite Energy has the financial, technical capability, customer service acumen, and the necessary gas supply to serve the customers of Just Energy. Infinite Energy’s principal address is 7001 SW 24th Avenue, Gainesville, Florida 32607.

2.

 Just Energy is a natural gas marketer certified by the Commission under interim certificate GM-30. Just Energy desires to transfer its customers to a marketer who will continue to provide them with reliable gas service, reasonable terms and conditions, and exceptional customer service. Just Energy’s principal address is 5251 Westheimer Road, Suite 1000, Houston, Texas 77056.

3.

 On October XX, 2019, the Petitioners entered into a Letter of Intent under which Just Energy has agreed to transfer the entirety of its Georgia natural gas book of business to Infinite Energy on or about January 1, 2020, subject to Commission approval. A copy of the letter is filed under seal as trade secret and attached hereto as Exhibit “A”. The Petitioners anticipate executing an asset purchase agreement on or before November 9, 2019, at which point a copy will be filed with the Commission under trade secret seal.

4.

 Pursuant to Commission Rule 515-7-3-.04(13)(a), thirty days in advance of selling or transferring a customer’s account, the marketer must provide to each customer it sells or transfers a written notice. The Petitioners are requesting a waiver of the thirty-day notification requirement so that the transfer of customers will become effective January 1, 2020.[[1]](#footnote-1) Upon approval by the Commission, the Petitioners will send all affected customers a notification letter attached hereto and filed under seal as trade secret as Exhibit “B”. The notice will advise customers, at minimum, the following:

* The customer is being transferred to Infinite Energy.
* The date the customer will transfer to Infinite Energy.
* That there will be no interruption in existing service.
* That there will be no change to any customer’s rate, term, or customer service fee unless they voluntarily choose a new Infinite Energy rate.
* That the customer has the right to select a marketer of their choice without charge before or within thirty days of the transfer date.
* The customer’s right to a free annual switch will not be affected by the transfer.
* Infinite Energy’s current rate offerings and term and conditions of service.

5.

Atlanta Gas Light will not consider the transfer of customers as “switches” for the purposes of determining whether the customers being transferred are subject to a switching fee for switching marketers more than one in a year. Thus, the right to a free annual switch will not be affected in any way for those customers being transferred.

6.

 The transfer will not have a negative impact on Just Energy’s customers. Infinite Energy will continue to honor Just Energy’s fixed rates for the length of each agreement. Additionally, Just Energy customers on variable rates at the time of the transfer will be free to switch to any Infinite Energy plan for which they qualify.

7.

 In conclusion, the Petitioners request that the Commission approve this application including the waiver of Commission Rule 515-7-3-.04(13)(a), on or before December 1, 2019, so that the Petitioners may send the customer notification letter in advance of the December 19, 2019 AGLC switch cut-off date.

Respectfully submitted on behalf of the Petitioners this 31st day of October, 2019.



|  |
| --- |
|  |
| Richard F. PaezManager, Regulatory AffairsInfinite Energy, Inc.7001 SW 24th AvenueGainesville, FL 32607 |

|  |
| --- |
|  |
| Inger GoodmanManager, Regulatory AffairsJust Energy Solutions Inc.5251 Westheimer Road, Suite 1000Houston, Texas 77056 |

**EXHIBIT “A”**

**REDACTED**

**EXHIBIT “B”**

**REDACTED**

**BEFORE THE**

**GEORGIA PUBLIC SERVICE COMMISSION**

**STATE OF GEORGIA**

**IN RE: )**

 **)**

**JOINT PETITION OF INFINITE ENERGY, INC. ) Docket No.: 9474**

**and JUST ENERGY SOLUTIONS INC. ) Docket No.: 20504**

 **)**

**CERTIFICATE OF SERVICE**

 I hereby certify that I have this day delivered an original and fifteen (15) copies of the JOINT PETITION OF INFINITE ENERGY, INC. and JUST ENERGY SOLUTIONS INC., via overnight delivery to:

Mr. Reece McAlister

Executive Secretary

Georgia Public Service Commission

244 Washington Street, SW

Atlanta, GA 30334-5701

Nancy Tyer

Director, Gas Unit

Georgia Public Service Commission

244 Washington Street, SW

Atlanta, GA 30334-5701

This 31st day of October, 2019.

|  |
| --- |
| Richard F. PaezManager, Regulatory AffairsInfinite Energy, Inc.7001 SW 24th AvenueGainesville, FL 32607Regulatory@InfiniteEnergy.comPhone: (352) 313-4484Fax: (352) 313-6925 |

1. Please see Trade Secret Filing. [↑](#footnote-ref-1)