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DOCKET NO. 45199

IN RE: GREEN MOUNTAIN ENERGY COMPANY APPLICATION FOR A NATURAL GAS CERTIFICATE OF AUTHORITY

FINAL ORDER APPROVING GREEN MOUNTAIN ENERGY COMPANY FOR AMENDMENT TO ITS INTERIM NATURAL GAS MARKETER CERTIFICATE OF AUTHORITY

I. Background

During the October 3, 2023, Administrative Session, the Georgia Public Service Commission ("GPSC" or "Commission") approved Green Mountain Energy Company ("Applicant," "GMEC", or "Company") for an Interim Certificate of Authority (GM-48) pursuant to the Natural Gas Competition and Deregulation Act ("Act"). The Act follows the statutes in O.C.G.A. § 46-4-153, and the Commission's Rules, Chapter 515-7-3 for a natural gas Certificate of Authority to market and provide natural gas commodity sales service to retail customers who receive Firm service on Atlanta Gas Light Company's ("AGL") system. GMEC was approved to serve Residential and small Commercial customers in all nine (9) pool groups on AGL's distribution system.

The Act provides that a Certificate of Authority is necessary prior to providing or offering to provide natural gas service to firm retail customers in Georgia. O.C.G.A. § 46-4-153(a)(1). In order to be certificated, an applicant must demonstrate to the Commission that it meets the criteria set forth in the Act. Those criteria include that the applicant "(p)ossesses satisfactory financial and technical capability to render the certificated service;" (O.C.G.A. § 46-4-153(a)(2)(A)) "(h)as a sufficient gas supply to meet the requirements of such service;" (O.C.G.A. § 46-4-153(a)(2)(B))

and "(w)ill offer such service pursuant to rules and contract terms which the Commission finds economically viable for the territory which the Marketer proposes to serve." (O.C.G.A. § 46-4-153(a)(2)(C)).

II. GMEC Petition to Amend its Interim Certificate of Authority

On March 24, 2026, GMEC filed an "Application for Amendment to its Interim Natural Gas Marketer Certificate of Authority" (the "Amendment Petition") pursuant to the provisions of Commission Rule 515-7-3-.04(10.) Based on GMEC's initial business model, the Company did not gain enough market share from its Residential customers to be economically viable. As a result, GMEC desired to amend its Certificate to pursue a different business model that will focus on serving small and large Commercial and Industrial customers.

GMEC seeks Commission approval for the following amendments to its Certificate:

A. To change its name from "Green Mountain Energy Company" ("GMEC") to "NRG Business Marketing, LLC" ("NRG Business"). Commission Rule 515-7-3-.04(10) requires natural gas marketers to "apply to the Commission to receive authorization prior to any change in ownership, name change (including doing-business-as (d/b/a) name change), adding or dropping a delivery pool group from service, owning meters, or any other substantial change that would affect their certification."

NRG Business is a business entity organized and existing under the laws of the State of Delaware and is authorized to do business in Georgia as a foreign corporation. NRG Business maintains its principal place of business at 804 Carnegie Center, Princeton, New Jersey 08540. Its Georgia annual registration is current. NRG Business is a wholly owned subsidiary of NRG Energy, Inc.

B. To authorize NRG Business to serve large Commercial and Industrial customers in addition to small Commercial customer classes that it is currently authorized to serve under its existing Certificate:

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C. To authorize NRG Business to serve both Firm and Interruptible customers:

In the Certificate Order, GMEC was only authorized to provide firm natural gas service to Residential and small Commercial customers. In order to provide a full array of natural gas services to all potential Commercial and Industrial customers, GMEC (as NRG Business) seeks authority to provide natural gas service to Interruptible customers.

D. GMEC (as NRG Business) will not accept new Residential customers.

III. Residential Service

NRG Business (formerly GMEC) will discontinue its Residential service through a future certificate amendment filing. This is consistent with the GMEC's (now NRG Business) February 19, 2026, petition that requested a waiver from the requirement under Commission Rule 515-7-3-.04(14) ("Rule") to file its standard fixed and variable offers for Residential customers on a monthly basis. In that petition, GMEC (now NRG Business) stated that its existing Residential customers are on their current variable rates. During the Commission's March 3, 2026, Administrative Session, the Commission approved the waiver. There are no Residential customers on fixed rates.

In its March 24, 2026, petition, GMEC (now NRG Business) stated that it intended to no longer provide natural gas service to Residential customers in the future. GMEC (now NRG Business) the company stated that after all of its Residential customers exit from NRG Business (formerly GMEC), the Company will file a petition with the Commission to amend its Certificate to no longer serve Residential customers be waived..

IV. Staff Review

On February 3, 2026, the Staff met with GMEC (now NRG Business) representatives to discuss the Company's intention to change its name and to stop providing natural gas service to Residential customers, and to shift its focus on small and large Commercial and Industrial customers. The Company also stated that it wants to offer Interruptible services.

The Staff also met with the Company representatives on February 13, 2026, to discuss their Residential customer transition plan. GMEC (now NRG Business) provided their customer notification letters. The Staff provided edits.

The Staff and GMEC (now NRG Business) agreed that it would seek two (2) different amendment filings to its Interim Certificate of Authority. First, it would file for an amendment for a name change and to serve large Commercial, Industrial, and Interruptible customers. Second, when all of its remaining Residential customers have moved to other marketers, it would file for a second amendment to eliminate the authority to serve residential customers..

As provided in Commission Rule 515-7-3-.07(7) and O.C.G.A. § 46-4-153(f), the Staff has continued to review GMEC's (now NRG Business) financial and technical capability. It is the Staff's opinion that GMEC (now NRG Business) continues to meet the standards required to serve as a natural gas marketer.

V. Commission Decision

During the April 21, 2026, Administrative Session, the Commission approved GMEC's request for an amendment to its Interim Certificate of Authority with a name change to NRG Business Marketing, LLC. The Commission also approved the Company's request to no longer enroll new Residential customers and to continue to serve small Commercial customers, in addition to large Commercial, Industrial, and Interruptible customers.

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VI. Ordering Paragraphs

WHEREFORE, IT IS ORDERED that Interim Certificate of Authority No. GM-48 is amended to change the name of GMEC to "NRG Business Marketing, LLC".

ORDERED FURTHER, that NRG Business Marketing, LLC is authorized to continue to serve small Commercial customers and to serve large Commercial, Industrial, and Interruptible customers in addition its remaining Residential customers in all nine (9) of the AGL Georgia primary delivery pool groups of Atlanta, Ex-Atlanta Southern, Ex-Atlanta Transco, Macon, Augusta, Brunswick, Rome, Valdosta, and Savannah. The Company shall be listed on the Commission's website as "Commercial Only".

ORDERED FURTHER, that NRG Business Marketing, LLC is approved to not enroll any new Residential customers, however, the Company shall continue to serve its remaining Residential customers, continue to provide natural gas service, and continue to comply with all Commission Rules related to Residential service.

ORDERED FURTHER, that NRG Business Marketing, LLC shall maintain a current listing for a registered office and a registered agent in Georgia on file with this Commission, as well as a current registration with the Georgia Secretary of State's Office to do business in Georgia.

ORDERED FURTHER, that if NRG Business Marketing, LLC desires to do business in Georgia under any name(s) other than what is listed on this Interim Certificate of Authority and approved by the Commission, it shall file a petition for an approval to an amendment to its Interim Certificate of Authority requesting a name change prior to implementing any changes, pursuant to Commission Rule 515-7-3-.04(10).

ORDERED FURTHER, if NRG Business Marketing, LLC desires to change ownership, or proposes any other substantial change that would affect its certification, it shall file a petition requesting approval prior to implementing any changes, pursuant to Commission Rule 515-7-3-.04(10).

ORDERED FURTHER, that the Interim Certificate of Authority herein approved is issued subject to the standards and requirements adopted by the Commission in Docket No. 15326 and that NRG Business Marketing, LLC shall abide by the provisions relating to the Universal Service Fund in that docket and Commission Rule 515-7-5, all Federal laws and all applicable

laws under the Official Code of Georgia Annotated, all applicable rules and regulations of the Commission and provisions of pertinent Commission orders currently in effect or which may be promulgated from time to time.

ORDERED FURTHER, that during the period of the Interim Certificate of Authority herein NRG Business Marketing, LLC is subject to the standards and requirements adopted in the Commission Rules.

ORDERED FURTHER, that pursuant to O.C.G.A. § 46-4-153, the Amended Interim Certificate of Authority granted herein shall be subject to revocation of its certificate if it fails to comply with applicable Commission Rules, requirements, or orders, or violates any applicable law.

ORDERED FURTHER, that NRG Business Marketing, LLC shall not avoid its obligations under this Amended Interim Certificate of Authority, applicable laws, rules, or regulations, by contracting with intermediary agents or third-party agents, whose practices would result in violations if undertaken by NRG Business Marketing, LLC, or by contracting in any manner that results in customers not receiving the full protection of these obligations.

ORDERED FURTHER, that all findings, conclusions, and determinations stated in the preceding sections of this Order are adopted as findings of fact, conclusions of law, and determinations of regulatory policy of this Commission.

ORDERED FURTHER, that any motion for reconsideration, rehearing or oral argument, or any other motion, shall not stay the effectiveness of this Order, unless otherwise ordered by the Commission.

ORDERED FURTHER, that jurisdiction over this matter is expressly retained for the purpose of entering such further Order or Orders as the Commission may deem just and proper.

The above action of the Commission at its regularly scheduled Administrative Session on the 21st day of April 2026.

Sallie Tanner
Executive Secretary

4-21-26
Date

Jason Shaw
Chairman

4-21-26
Date