

ORDER NO. 90392

In the Matter of the Complaint of the	*	BEFORE THE
Staff of the Public Service Commission	*	PUBLIC SERVICE COMMISSION
of Maryland v. Direct Energy Services,	*	OF MARYLAND
LLC	*	
	*	_____
	*	CASE NO. 9614
	*	_____

Issue Date: October 20, 2022

NOTICE

On October 17, 2022, Direct Energy Services, LLC (“Direct Energy”), filed a Response and Request for Reconsideration of Commission Order No. 90268 (Order on Motion to Stay) in this matter. In its filing, Direct Energy seeks reconsideration of the Order pertaining to the Commission’s stay of its requirement that Direct Energy inform customers regarding the invalidity of their contracts and take other actions. This requirement and others are detailed in the initial order in this matter, Commission Order No. 90208, which Direct Energy has appealed to the Anne Arundel County Circuit Court.

In its Response and Request for Reconsideration, Direct Energy also seeks the Commission’s approval of several proposals regarding the revision of Direct Energy’s contracts and “specific interim practices to guide its telephone marketing” during the pendency of the appeal of the Commission’s SmartEnergy order¹ in the Court of Special Appeals.

¹ Order No. 89795, *In the Matter of the Complaint of the Staff of the Public Service Commission v. SmartEnergy Holdings, LLC d/b/a SmartEnergy*, Case No. 9613, (Mar. 31, 2021).

Because this request pertains to findings and remedies rendered by the Commission in Order No. 90208, the Commission directs that the other parties to Case No. 9614 – the Commission’s Staff (“Staff”) and the Office of People’s Counsel (“OPC”) – provide the Commission with their positions on Direct Energy’s requests. Comments by Staff and OPC shall be filed with the Commission no later than October 26, 2022. Reply comments, if any, by Direct Energy shall be filed no later than November 2, 2022.

By Direction of the Commission,

/s/ Andrew S. Johnston

Andrew S. Johnston
Executive Secretary