

ORDER NO. 89677

Complaint of the Maryland Office of
People’s Counsel Against SunSea
Energy, LLC

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BEFORE THE
PUBLIC SERVICE COMMISSION
OF MARYLAND

CASE NO. 9647

Issue Date: December 14, 2020

ORDER ESTABLISHING VIRTUAL STATUS CONFERENCE

On October 7, 2020, the Commission found that Sunsea Energy, LLC (“SunSea”) had violated numerous provisions of the Public Utilities Article and COMAR, and directed SunSea to, *inter alia*, rerate and refund the difference between SunSea’s supply charges and the applicable Standard Offer Service rate charged by the local distribution utility for all customers that SunSea has solicited via telephone, for all periods the customers were served by SunSea, including all former and current customers. The Commission also ordered SunSea to provide the Commission with an accounting of the number of accounts receiving refunds and the amounts of the refunds.

Subsequently, on October 9, 2020, the Commission ordered SunSea to satisfy the aforementioned directives by November 6, 2020, and provide, by October 16, 2020, a copy of the standard contract that SunSea has used to establish service with all of SunSea’s Maryland customers, which should include a description of the rate and all terms of service.¹

¹ Maillog No. 232106.

The Commission wishes to hear from parties as to the status of SunSea's compliance with the Commission's directives, and the appropriateness and nature of a civil penalty in this case.² Accordingly, the Commission orders (i) that the parties submit any written testimony on these issues by January 20, 2021; and (ii) that following the Commission's regularly scheduled Administrative Meeting³ on January 27, 2021, the parties shall appear for a virtual status conference⁴ to determine whether SunSea has complied with the Commission's directives in this proceeding, whether to impose a civil penalty, and if so, the size of the penalty.

All parties to the case are also required to provide Susan Howard⁵ a list of individuals and any witnesses who will participate in the Status Conference by 12:00 Noon on Thursday, January 21, 2021. Otherwise, individuals may watch the livestream of the hearing on the Commission's YouTube channel.⁶ Any questions about the hearing should be directed to Susan Howard at susan.howard@maryland.gov.

IT IS THEREFORE, this 14th day of December, in the year Two Thousand Twenty, by the Commission,

ORDERED: (1) That the parties submit any written testimony by January 20, 2021; and

² SunSea has submitted various compliance filings, including Maillog No.'s 232222, 232250, 232516, and 232529.

³ The Administrative Meeting commences at 10:00AM. Parties should be prepared for the Status Conference to begin within 15 minutes after the conclusion of the Administrative Meeting.

⁴ The Commission will conduct the Status Conference via virtual meeting on Webex.

⁵ Participants will receive an email confirming participation and information on a mandatory test run to occur before the Status Conference.

⁶ You may access the Commission's YouTube channel via the "Watch PSC Proceedings" button on the lower left side of the Commission's home page, or via the following link to the YouTube Channel: <https://www.youtube.com/c/MarylandPSC>.

(2) That following the Commission's regularly scheduled Administrative Meeting on January 27, 2021, the parties shall appear for a virtual Status Conference to determine whether SunSea's compliance with the Commission's directives in this proceedings, and whether to impose a civil penalty, and if so, the size of the penalty.

By Direction of the Commission,

/s/ Andrew S. Johnston

Andrew S. Johnston
Executive Secretary