

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Constellation ) Application No. NG-43.1  
NewEnergy-Gas Division, LLC, )  
Louisville, Kentucky, ) CHANGE IN OWNERSHIP STRUCTURE  
providing notification of an ) RECOGNIZED  
upstream change of its )  
ownership structure. ) Entered: February 8, 2022

BY THE COMMISSION:

On February 2, 2022, the Commission was notified by letter from Constellation NewEnergy-Gas Division, LLC, (Constellation) that effective February 1, 2022, Constellation's ultimate parent, Exelon Corporation (Exelon), has separated its regulated utility business from its competitive generation and marketing business and created two independent publicly traded companies. The new entity, Constellation Energy Corporation, is now the ultimate parent of Constellation. The restructuring will have no impact on Constellation or its provision of services in Nebraska.

Constellation was granted authority as a competitive natural gas provider (CNGP) on May 8, 2007, in Application No. NG-0043.<sup>1</sup> Constellation also acquired ONEOK Energy Marketing Company (ONEOK) on February 1, 2012,<sup>2</sup> and changed ONEOK's name to Constellation NewEnergy-Gas Division Midcontinent, Inc. ONEOK was granted authority as a CNGP on April 27, 2004, in Application No. NG-0017.<sup>3</sup>

## O P I N I O N A N D F I N D I N G S

Commission regulations provide in part:

Once certified, CNGPs must notify the Commission of any material change in the representations and commitments required for certification within 14 days of such change.

Title 291, Neb. Admin. Code, Ch. 9 Sec. 011.02H.

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<sup>1</sup> *In the Matter of Constellation NewEnergy-Gas Division, LLC (Constellation), Louisville, Kentucky, seeking authority for a Competitive Natural Gas Provider Certificate in the State of Nebraska, Authority Granted (May 8, 2007).*

<sup>2</sup> *See NG-0017, In the matter of ONEOK Energy Marketing Company, Topeka, Kansas, seeking authority as a competitive natural gas provider in the State of Nebraska, Change in Ownership Recognized (February 22, 2012).*

<sup>3</sup> *In the Matter of ONEOK Energy Marketing Company, Topeka, Kansas, seeking authority as a competitive natural gas provider in the State of Nebraska, Application Granted (April 27, 2004).*

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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Application No. NG-43.1

Page 2

Constellation's notification was timely submitted, and the Commission should recognize the change in ownership structure of Constellation.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the change in upstream ownership structure of Constellation NewEnergy-Gas Division, LLC, is hereby recognized.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 8th day of February, 2022.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Bob Johnson*  
*Crystal Swader*  
*Mary Keddin*  
*Tim Schram*

*David Woodruff*

Chair

ATTEST:

*Thomas W. Golden*  
Executive Director