

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Vista Energy)
Marketing, LP, Houston, Texas,)
seeking authority for a Competitive)
Natural Gas Provider Certificate in)
the State of Nebraska.)
)
) Entered: January 18, 2012

BY THE COMMISSION:

By application filed December 8, 2011, Vista Energy Marketing, LP (Vista), Houston, Texas, seeks authority as a competitive natural gas provider (CNGP) in the State of Nebraska. Notice of the application was published in the *Daily Record*, Omaha, Nebraska, on December 12, 2011.

The deadline for filing a protest or petition for intervention was January 11, 2012. Because no protests or petitions for intervention are pending, the Commission may process this application by modified procedure, pursuant to the Commission Rules of Procedure, 291 Neb. Admin. Code, Ch. 1, Rule 018.03.

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

The Commission finds that it has jurisdiction pursuant to Neb. Rev. Stat. §§ 66-1848 to 66-1849. Section 66-1849 provides in part:

The commission shall certify all competitive natural gas providers and aggregators providing natural gas services. In an application for certification, a competitive natural gas provider or aggregator shall reasonably demonstrate managerial, technical, and financial capability sufficient to obtain and deliver the services such provider or aggregator proposes to offer. The commission may establish reasonable conditions or restrictions on the certificate at the time of issuance.

In addition, Commission rules and regulations specify requirements for an application for authority as a CNGP. See, 291 Neb. Admin. Code, Ch. 9, Rule 011.

Vista is a privately owned Texas corporation, with its principal office in Houston, Texas. In support of its application, Vista filed its balance sheet, statement of cash flow, and statement of operations and partners' capital. Vista also provided a copy of its Certificate of Authority to Transact Business in Nebraska. There have not been any legal actions or formal complaints pertaining to the provision of competitive natural gas services filed against Vista within the twelve months prior to filing this application, nor has Vista had a license or certificate to supply competitive natural gas service revoked, denied or withdrawn.

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In addition, Vista submitted the biographies of the members of its management team, including Directors Drew Henderson and Paul Atha and Managing Director Scot J. Thompson. The biographies detailed the educational and professional background of each individual.

Commission Staff Accountant Steve Stovall submitted a Report on Regulatory Compliance indicating that the financial statements submitted provide evidence of adequate financial resources necessary to obtain and deliver the services that Vista proposes to offer.

Based upon the information provided in the application and verified by affidavit, the Commission finds that the provisions of Neb. Rev. Stat. §§ 66-1848, 66-1849 and applicable Commission rules and regulations are met. Vista's application for authority should be granted, and Vista should be issued a certificate of authority as a competitive natural gas provider consistent with the conditions set forth in this order.

O R D E R

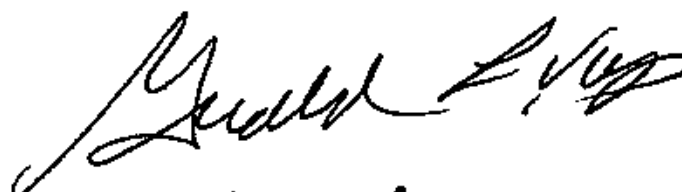

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. NG-0069 be, and it is hereby, granted and Vista is authorized to operate as a competitive natural gas provider within the State of Nebraska.

IT IS FURTHER ORDERED that this order be, and it is hereby made the Commission's official certificate of authority to furnish the service authorized herein as competitive natural gas provider.

MADE AND ENTERED at Lincoln, Nebraska, this 18th day of January, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Anne Boyle


Vice Chair

ATTEST:


Deputy Director