

FILE

12-2414-EL-AGG 9

September 20, 2012

Public Utilities Commission of Ohio  
Docketing Division 13<sup>th</sup> Floor  
180 East Broad Street  
Columbus, OH 43215-3793

**RE: Case Number 12-2414-EL-AGG, Certification Application for Aggregators/Power Brokers- Dynamis Energy, LLC dba United Energy Services**

Dear Chief Clerk,

As instructed, please find (1) original copy and (10) copies of:

- Form 543B, Foreign Limited Liability Company Certificate of Correction (used in order to register the dba of "United Energy Services")
- Signed Affidavit

I have also included the Fed Ex Delivery Receipt for the above filing with the Ohio Secretary of State.

If you have any questions in this regard, please contact me at (772) 260-8877.

Sincerely,

Justin Bishop

RECEIVED-DOCKETING DIV  
2012 SEP 24 AM 10:54  
PUCO

This is to certify that the images appearing are an  
accurate and complete reproduction of a case file  
document delivered in the regular course of business:  
Technician AMJ Date Processed SEP 24 2012

**ORIGINAL**

**AFFIDAVIT**

State of Texas :

Shelbyville ss.  
(Town)

County of Montgomery :

Justin Bishop, Affiant, being duly sworn/affirmed according to law, deposes and says that:


He/She is the COO (Office of Affiant) of Dynami's Energy LLC (Name of Applicant);

That he/she is authorized to and does make this affidavit for said Applicant.


1. The Applicant herein, attests under penalty of false statement that all statements made in the application for certification are true and complete and that it will amend its application while the application is pending if any substantial changes occur regarding the information provided in the application.
2. The Applicant herein, attests it will timely file an annual report with the Public Utilities Commission of Ohio of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Division (A) of Section 4905.10, Division (A) of Section 4911.18, and Division (F) of Section 4928.06 of the Revised Code.
3. The Applicant herein, attests that it will timely pay any assessments made pursuant to Sections 4905.10, 4911.18, or Division F of Section 4928.06 of the Revised Code.
4. The Applicant herein, attests that it will comply with all Public Utilities Commission of Ohio rules or orders as adopted pursuant to Chapter 4928 of the Revised Code.
5. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, and its Staff on any utility matter including the investigation of any consumer complaint regarding any service offered or provided by the Applicant.
6. The Applicant herein, attests that it will fully comply with Section 4928.09 of the Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
7. The Applicant herein, attests that it will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. The Applicant herein, attests that it will use its best efforts to verify that any entity with whom it has a contractual relationship to purchase power is in compliance with all applicable licensing requirements of the Federal Energy Regulatory Commission and the Public Utilities Commission of Ohio.
9. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, the electric distribution companies, the regional transmission entities, and other electric suppliers in the event of an emergency condition that may jeopardize the safety and reliability of the electric service in accordance with the emergency plans and other procedures as may be determined appropriate by the Commission.
10. If applicable to the service(s) the Applicant will provide, the Applicant herein, attests that it will adhere to the reliability standards of (1) the North American Electric Reliability Council (NERC), (2) the appropriate regional reliability council(s), and (3) the Public Utilities Commission of Ohio. (Only applicable if pertains to the services the Applicant is offering)

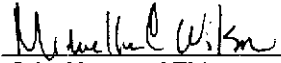
11. The Applicant herein, attests that it will inform the Commission of any material change to the information supplied in the application within 30 days of such material change, including any change in contact person for regulatory purposes or contact person for Staff use in investigating customer complaints.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief and that he/she expects said Applicant to be able to prove the same at any hearing hereof.

  
Signature of Affiant & Title

Sworn and subscribed before me this 9th day of July, 2012  
Month Year

  
Signature of official administering oath

  
Print Name and Title

My commission expires on 10/07/2015

# **AFFIDAVIT**

State of Ohio :

Shelburne ss.  
(Town)

County of Montgomery :

Justin Bishop, Affiant, being duly sworn/affirmed according to law, deposes and says that:

He/She is the COO (Office of Affiant) of Dynaxis Energy LLC (Name of Applicant);

That he/she is authorized to and does make this affidavit for said Applicant,

1. The Applicant herein, attests under penalty of false statement that all statements made in the application for certification are true and complete and that it will amend its application while the application is pending if any substantial changes occur regarding the information provided in the application.
2. The Applicant herein, attests it will timely file an annual report with the Public Utilities Commission of Ohio of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Division (A) of Section 4905.10, Division (A) of Section 4911.18, and Division (F) of Section 4928.06 of the Revised Code.
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7. The Applicant herein, attests that it will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. The Applicant herein, attests that it will use its best efforts to verify that any entity with whom it has a contractual relationship to purchase power is in compliance with all applicable licensing requirements of the Federal Energy Regulatory Commission and the Public Utilities Commission of Ohio.
9. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, the electric distribution companies, the regional transmission entities, and other electric suppliers in the event of an emergency condition that may jeopardize the safety and reliability of the electric service in accordance with the emergency plans and other procedures as may be determined appropriate by the Commission.
10. If applicable to the service(s) the Applicant will provide, the Applicant herein, attests that it will adhere to the reliability standards of (1) the North American Electric Reliability Council (NERC). (2) the appropriate regional reliability council(s), and (3) the Public Utilities Commission of Ohio. (Only applicable if pertains to the services the Applicant is offering)

11. The Applicant herein, attests that it will inform the Commission of any material change to the information supplied in the application within 30 days of such material change, including any change in contact person for regulatory purposes or contact person for Staff use in investigating customer complaints.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief and that he/she expects said Applicant to be able to prove the same at any hearing hereof.

[Signature]  
Signature of Affiant & Title

Sworn and subscribed before me this 9th day of July, 2012  
Month Year

[Signature]  
Signature of official administering oath

Michelle Wilson  
Print Name and Title

My commission expires on 10/07/2015



**Jon Husted**  
Ohio Secretary of State

180 East Broad Street, 16th Floor • Columbus, Ohio 43215  
Toll Free: (877) SOS-FILE (767-3453) Central Ohio: (614) 466-3910  
[www.OhioSecretaryofState.gov](http://www.OhioSecretaryofState.gov) • [busserv@OhioSecretaryofState.gov](mailto:busserv@OhioSecretaryofState.gov)

**ORIGINAL**

**Please return the approval certificate to:**

Name:   
(Individual or Business Name)

To the attention of:   
(If necessary)

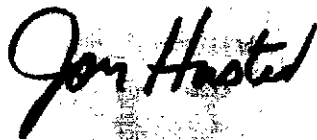
Address:   
City:   
State:  ZIP Code:

Phone Number:  E-mail Address:

- ☒ Check here if you would like to receive important notices via e-mail from the Ohio Secretary of State's office regarding Business Services.
- ☒ Check here if you would like to be signed up for our Filing Notification System for the business entity being created or updated by filing this form. This is a free service provided to notify you via e-mail when any document is filed on your business record.

**Type of Service Being Requested: (PLEASE CHECK ONE BOX BELOW)**

- ☐ **Regular Service:** Only the filing fee listed on page one of the form is required and the filing will be processed in approximately 3-7 business days. The processing time may vary based on the volume of filings received by our office.
- ☒ **Expedite Service 1:** By including an Expedite fee of \$100.00, **in addition** to the regular filing fee on page one of the form, the filing will be processed within 2 business days after it is received by our office.
- ☐ **Expedite Service 2:** By including an Expedite fee of \$200.00, **in addition** to the regular filing fee on page one of the form, the filing will be processed within 1 business day after it is received by our office. **This service is only available to walk-in customers who hand deliver the document to the Client Service Center.**
- ☐ **Expedite Service 3:** By including an Expedite fee of \$300.00, **in addition** to the regular filing fee on page one of the form, the filing will be processed within 4 hours after it is received by our office, if received by 1:00 p.m. **This service is only available to walk-in customers who hand deliver the document to the Client Service Center.**
- ☐ **Preclearance Filing:** For the purpose of advising as to the acceptability of the proposed filing, a form that is to be submitted at a later date for processing may be submitted for examination for a fee of \$50.00. The Preclearance will be complete within 1-2 business days.



Form 543B Prescribed by:  
Ohio Secretary of State  
**JON HUSTED**  
Ohio Secretary of State

Central Ohio: (614) 466-3910  
Toll Free: (877) SOS-FILE (767-3453)  
[www.OhioSecretaryofState.gov](http://www.OhioSecretaryofState.gov)  
[Bussserv@OhioSecretaryofState.gov](mailto:Bussserv@OhioSecretaryofState.gov)

Mail this form to one of the following:

Regular Filing (non expedite)  
P.O. Box 1329  
Columbus, OH 43216

Expedite Filing (Two-business day processing  
time requires an additional \$100.00).  
P.O. Box 1390  
Columbus, OH 43216

**Foreign Limited Liability Company  
Certificate of Correction  
Filing Fee: \$50  
(135-LFC)**

The undersigned authorized representative of:

Dynamis Energy, LLC

Name of limited liability company in jurisdiction of formation

Name of limited liability company in Ohio, if different than above

2123860

Ohio Registration Number

Texas

Jurisdiction of Formation

**Only complete sections that apply. (sections to be corrected)**

Dynamis Energy, LLC

Name of limited liability company in jurisdiction of formation

Name of limited liability company in Ohio

United Energy Services, LLC

Name of limited liability company in Ohio must include one of the following words or abbreviations: "limited liability company," "limited," "LLC," "L.L.C.," "Ltd." or "Ltd."

The address to which interested persons may direct requests for copies of any operating agreement, or any bylaws, or other charter documents of the company is:

Mailing Address

City

State

ZIP Code

Complete the information in this section if the limited liability company wants to correct the a statutory agent information.

The limited liability company hereby appoints the following as its agent upon whom process against the limited liability company may be served in the state of Ohio. The name and complete address of the agent is

Name

Mailing Address

City

State

ZIP Code

- ☐ If the agent is an individual and using a P.O. Box, check this box to confirm that the agent is an Ohio resident.

The limited liability company irrevocably consents to service of process on the agent listed above as long as the authority of the agent continues, and to service of process upon the Ohio Secretary of State if:

- a. an agent is not appointed, or
- b. an agent is appointed but the authority of that agent has been revoked, or
- c. the agent cannot be found or served after the exercise of reasonable diligence.

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

**Required**

Articles and original appointment of agent must be signed by a member, manager or other representative.

If authorized representative is an individual, then they must sign in the "signature" box and print their name in the "Print Name" box.

If authorized representative is a business entity, not an individual, then please print the business name in the "signature" box, an authorized representative of the business entity must sign in the "By" box and print their name in the "Print Name" box.

Signature

By (if applicable)

Justin Bishop

Print Name

Signature

By (if applicable)

Print Name



**Customer:****Ship To:**

DONNA SICILIANO, OHIO SECRETARY OF STATE  
180 E BROAD STREET  
18TH STREET  
COLUMBUS, OH 43215

**Details:****USPS Express Mail Flat-Rate**

Date/Time: 9/19/2012 10:07:32 AM

[User Defined]:

Package ID: 33787

Shipment ID: 33740

Tracking Number: 9471010200793393697431

Weight(MAN WT): 0 LB 3.00 OZ

Rating Weight: 0 LB 3.00 OZ

Dimensions: 0.00 x 0.00 x 0.00

Declared Value: \$0.00

**Contents:****Charges:**

Shipping:	21.78
Pro pack:	0.00
Packing Materials:	0.00
Sales Tax:	\$0.00
Total:	\$21.78

PC 8.4.1 ? Designer



SEE NOTICE ON REVERSE regarding UPS Terms and notice of limitation of liability. Where allowed by law, shipper authorizes UPS to act as forwarding agent for export control and customs purposes. If exported from the US, shipper certifies that the commodities, technology or software were exported from the US in accordance with the Export Administration Regulations. Diversion contrary to law is prohibited.