# Ohio | Public Utilities Commission

Original AGG Case Number	Version
12 - 1797 -EL-AGG	May 2016

#### RENEWAL APPLICATION FOR ELECTRIC AGGREGATORS/POWER BROKERS

Please print or type all required information. Identify all attachments with an exhibit label and title (Example: Exhibit C-10 Corporate Structure). All attachments should bear the legal name of the Applicant. Applicants should file completed applications and all related correspondence with the Public Utilities Commission of Ohio, Docketing Division; 180 East Broad Street, Columbus, Ohio 43215-3793.

This PDF form is designed so that you may input information directly onto the form. You may also download the form, by saving it to your local disk, for later use.

## A. RENEWAL INFORMATION Applicant's legal name, address, telephone number, PUCO certificate number, and A-1 web site address Legal Name Capital Energy Inc. Address 125 Maiden Lane Suite 3C, New York, NY 10038 PUCO Certificate # and Date Certified 12-536E 7/12/2012 Telephone # (888) 580-5808 Web site address (if any) www.capitalenergyservices.com A-2 List name, address, telephone number and web site address under which Applicant will do business in Ohio Legal Name Capital Energy Inc. Address 125 Maiden Lane Suite 3C, New York, NY 10038 Telephone # (888) 580-5808 Web site address (if any) www.capitalenergyservices.com A-3 List all names under which the applicant does business in North America Capital Energy Inc. Capital Energy Services A-4 Contact person for regulatory or emergency matters Name Caleb Berger Title President Business address 125 Maiden Lane Suite 3C, New York, NY, 10038 Telephone # (212) 684-1431 Fax # (888) 351-2122 E-mail address caleb.berger@capitalenergy.net 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. OM\_Date Processed\_ Technician\_

A-5	Contact person for Commission Staff	f use in investigating customer complaints
	Name Caleb Berger	
	Title President	
	Business address 125 Maiden Lane Suite 30	C, New York, NY 10038
	Telephone # (212) 684-1431	
	E-mail address <u>caleb.berger@capit</u>	alenergy.net
<b>A-6</b>	Applicant's address and toll-free nun	iber for customer service and complaints
	Customer Service address 125 Maiden Lan	
	Toll-free Telephone # (888) 580-5808	
	E-mail address <u>customerservice@c</u>	apitalenergy.ne
<b>A-</b> 7	Applicant's federal employer identific	cation number # 27-3352192
<b>A-8</b>	Applicant's form of ownership (chec	k one)
	☐Sole Proprietorship	□Partnership
	☐ Limited Liability Partnership (LLP) ☐ Corporation	☐ Limited Liability Company (LLC) ☐ Other
	PROVIDE THE FOLLOWING AS SEPAR.	ATE ATTACHMENTS AND LABEL AS INDICATED:
A-9	Exhibit A-9 "Principal Officers, Diaddresses and telephone numbers of the or other similar officials.	irectors & Partners" provide the names, titles, e applicant's principal officers, directors, partners

# B. <u>APPLICANT MANAGERIAL CAPABILITY AND EXPERIENCE</u>

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:

- B-1 <u>Exhibit B-1 "Jurisdictions of Operation,"</u> provide a list of all jurisdictions in which the applicant or any affiliated interest of the applicant is, at the date of filing the application, certified, licensed, registered, or otherwise authorized to provide retail or wholesale electric services including aggregation services.
- B-2 <u>Exhibit B-2 "Experience & Plans,"</u> provide a description of the applicant's experience and plan for contracting with customers, providing contracted services, providing billing statements, and responding to customer inquiries and complaints in accordance with Commission rules adopted pursuant to Section 4928.10 of the Revised Code.

- B-3 Exhibit B-3 "Disclosure of Liabilities and Investigations," provide a description of all existing, pending or past rulings, judgments, contingent liabilities, revocation of authority, regulatory investigations, or any other matter that could adversely impact the applicant's financial or operational status or ability to provide the services it is seeking to be certified to provide.
- B-4 Disclose whether the applicant, a predecessor of the applicant, or any principal officer of the applicant have ever been convicted or held liable for fraud or for violation of any consumer protection or antitrust laws within the past five years.

If yes, provide a separate attachment labeled as **Exhibit B-4 "Disclosure of Consumer Protection Violations"** detailing such violation(s) and providing all relevant documents.

B-5 Disclose whether the applicant or a predecessor of the applicant has had any certification, license, or application to provide retail or wholesale electric service including aggregation service denied, curtailed, suspended, revoked, or cancelled within the past two years.

☑No ☐Yes

If yes, provide a separate attachment labeled as **Exhibit B-5 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation"** detailing such action(s) and providing all relevant documents.

## C. FINANCIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:

- C-1 <u>Exhibit C-1 "Annual Reports,"</u> provide the two most recent Annual Reports to Shareholders. If applicant does not have annual reports, the applicant should provide similar information in Exhibit C-1 or indicate that Exhibit C-1 is not applicable and why. (This is generally only applicable to publicly traded companies who publish annual reports.)
- C-2 <u>Exhibit C-2 "SEC Filings,"</u> provide the most recent 10-K/8-K Filings with the SEC. If the applicant does not have such filings, it may submit those of its parent company. An applicant may submit a current link to the filings or provide them in paper form. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 that the applicant is not required to file with the SEC and why.

- C-3 <u>Exhibit C-3 "Financial Statements,"</u> provide copies of the applicant's two most recent years of audited financial statements (balance sheet, income statement, and cash flow statement). If audited financial statements are not available, provide officer certified financial statements. If the applicant has not been in business long enough to satisfy this requirement, it shall file audited or officer certified financial statements covering the life of the business. If the applicant does not have a balance sheet, income statement, and cash flow statement, the applicant may provide a copy of its two most recent years of tax returns (with social security numbers and account numbers redacted).
- C-4 <u>Exhibit C-4 "Financial Arrangements,"</u> provide copies of the applicant's financial arrangements to conduct CRES as a business activity (e.g., guarantees, bank commitments, contractual arrangements, credit agreements, etc.).

Renewal applicants can fulfill the requirements of Exhibit C-4 by providing a current statement from an Ohio local distribution utility (LDU) that shows that the applicant meets the LDU's collateral requirements.

First time applicants or applicants whose certificate has expired as well as renewal applicants can meet the requirement by one of the following methods:

- 1. The applicant itself stating that it is investment grade rated by Moody's, Standard & Poor's or Fitch and provide evidence of rating from the rating agencies.
- 2. Have a parent company or third party that is investment grade rated by Moody's, Standard & Poor's or Fitch guarantee the financial obligations of the applicant to the LDU(s).
- 3. Have a parent company or third party that is not investment grade rated by Moody's, Standard & Poor's or Fitch but has substantial financial wherewithal in the opinion of the Staff reviewer to guarantee the financial obligations of the applicant to the LDU(s). The guarantor company's financials must be included in the application if the applicant is relying on this option.
- 4. Posting a Letter of Credit with the LDU(s) as the beneficiary.

If the applicant is not taking title to the electricity or natural gas, enter "N/A" in Exhibit C-4. An N/A response is only applicable for applicants seeking to be certified as an aggregator or broker.

- C-5 <u>Exhibit C-5 "Forecasted Financial Statements,"</u> provide two years of forecasted income statements for the applicant's ELECTRIC related business activities in the state of Ohio Only, along with a list of assumptions, and the name, address, email address, and telephone number of the preparer. The forecasts should be in an annualized format for the two years succeeding the Application year.
- C-6 Exhibit C-6 "Credit Rating," provide a statement disclosing the applicant's credit rating as reported by two of the following organizations: Duff & Phelps, Fitch IBCA, Moody's Investors Service, Standard & Poor's, or a similar organization. In instances where an applicant does not have its own credit ratings, it may substitute the credit ratings of a parent or an affiliate organization, provided the applicant submits a statement signed by a principal officer of the applicant's parent or affiliate organization that guarantees the obligations of the applicant. If an applicant or its parent does not have such a credit rating, enter "N/A" in Exhibit C-6.
- C-7 <u>Exhibit C-7 "Credit Report,"</u> provide a copy of the applicant's credit report from Experion, Dun and Bradstreet or a similar organization. An applicant that provides an investment grade credit rating for Exhibit C-6 may enter "N/A" for Exhibit C-7.
- C-8 <u>Exhibit C-8 "Bankruptcy Information,"</u> provide a list and description of any reorganizations, protection from creditors or any other form of bankruptcy filings made by the applicant, a parent or affiliate organization that guarantees the obligations of the applicant or any officer of the applicant in the current year or within the two most recent years preceding the application.
- C-9 <u>Exhibit C-9 "Merger Information,"</u> provide a statement describing any dissolution or merger or acquisition of the applicant within the two most recent years preceding the application.
- C-10 Exhibit C 10 "Corporate Structure," provide a description of the applicant's corporate structure, not an internal organizational chart, including a graphical depiction of such structure, and a list of all affiliate and subsidiary companies that supply retail or wholesale electricity or natural gas to customers in North America. If the applicant is a stand-alone entity, then no graphical depiction is required and applicant may respond by stating that they are a stand-alone entity with no affiliate or subsidiary companies.

Fresident

Signature of Applicant & Title

Sworn and subscribed before me this \_ Month

Signature of official administering oath

My commission expires on (

Raymond Goodwin Notarv Public, State Of New York No. 01GO6245678

Qualified in New York County Commission Expires Aug. 1,2019

# <u>AFFIDAVIT</u>

State of New York :	
County of Now to K:	4.5
Caleb Resger, Affiant, being duly sworn/affirmed according to law, deposes and says that:	
He/She is the President (Office of Affiant) of Capital Energy he (Name of Applica	ant);

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

- The Applicant herein, attests under penalty of false statement that all statements made in the
  application for certification renewal 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.
- 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 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.
- 8. 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.
- 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 renewal 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 the this 18

Month

8 day of May, 2016

Year

Signature of official administering oath

Print Name and Title

My commission expires on \_

Raymond Goodwin Notary Public, State Of New York No. 01GO6245678

Qualified in New York County Commission Expires Aug. 1,2019

# Exhibit A-9 "Principal Officers, Directors & Partners"

Caleb Berger
President
125 Maiden Lane
Suite 3C
New York, NY 10038
212-684-1431
caleb.berger@capitalenergy.net

Caleb Berger is the sole shareholder of Capital Energy Inc. No other officers, directors, or partners exist.

## Exhibit B-1 "Jurisdictions of Operation"

Capital Energy Inc. is certified, licensed, registered, or otherwise authorized to provide retail electric broker services in the following states:

Connecticut

Delaware

Illinois

Maine

Maryland

Massachusetts

**New Hampshire** 

New Jersey

**New York** 

Ohio

Pennsylvania

Rhode Island

Texas

## Exhibit B-2 "Experience & Plans"

Capital Energy Inc. is currently working with many different energy suppliers in different jurisdictions. Capital Energy does not take title to the power and provides only consulting, brokering, and energy planning services. Capital Energy works with around 10 suppliers, and has in the neighborhood of 1500 customers at the time of this renewal application.

The contracts that are signed by our customers are from the supplier directly and not Capital Energy. All contracted services and billing statements come directly from the specific supplier that the customer has entered a contract with. Customer inquiries, questions, concerns or complaints are handled from our office or by the supplier, depending on who the customer contacts first. Our contact information is provided to each customer prior to and upon completion of each customer contract.

## Exhibit B-3 "Disclosure of Liabilities and Investigations"

Capital Energy Inc. has never been the subject of any regulatory investigation, nor does it have any past rulings, judgments, contingent liabilities, revocation of authority, or any other matter that could adversely impact its financial or operational status or ability to provide services.

# Exhibit C-1 "Annual Reports"

Capital Energy Inc. does not provide annual reports as its President and Chief Executive Officer, Caleb Berger, is the sole shareholder.

# Exhibit C-2 "SEC Filings"

Capital Energy Inc. is a privately held company and is not required to file with the SEC.

# Exhibit C-3 "Financial Statements"

Capital Energy Inc. is owner managed. The financial statements are not audited, but are reviewed by its outside accountant. The owner Caleb Berger certifies the following financial statements are accurate.

# CAPITAL ENERGY INC. Balance Sheet

As of December 31, 2015

	Dec 31, 15	Dec 31, 14
ASSETS		
Current Assets		
Checking/Savings Cash - Chase	37,373.07	42,227.81
	<del></del>	42,227.81
Total Checking/Savings	37,373.07	42,221.01
Other Current Assets Accounts Receivable-	149,835.00	97,633.00
Total Other Current Assets	149,835.00	97,633.00
Total Current Assets	187,208.07	139,860.81
Fixed Assets		
Equipment	39,178.00	39,178.00
Equipment - Accum Depreciation	-25,186.00	-19,589.00
Total Fixed Assets	13,992.00	19,589.00
Other Assets		
Security Deposits	8,734.50	8,734.50
Total Other Assets	8,734.50	8,734.50
TOTAL ASSETS	209,934.57	168,184.31
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Other Current Liabilities	7,290.00	32,780.50
Federal withholding payable Loans payable - Chase	60,000.00	-100.00
Loans payable - chase Loans payable - shareholder	496.38	5,496.38
NYC corp income tax payable	-6,044.00	-9,305.00
NYS & NYC withholding payable	3,000.00	10,800.00
NYS franchise tax payable	-380.00	0.00
Total Other Current Liabilities	64,362.38	39,671.88
Total Current Liabilities	64,362.38	39,671.88
Total Liabilities	64,362.38	39,671.88
Equity		
*Retained Earnings	88,412.43	81,848.23
Common Stock	40,100.00	40,100.00
Net Income	17,059.76	6,564.20
Total Equity	145,572.19	128,512.43
TOTAL LIABILITIES & EQUITY	209,934.57	168,184.31

# CAPITAL ENERGY INC. Profit & Loss

# **January through December 2015**

Income		Jan - Dec 15	Jan - Dec 14
Sales         1,986,124.33         1,428,641.68           Total Income         1,986,124.33         1,428,641.68           Gross Profit         1,986,124.33         1,428,641.68           Expense         307.99         380.00           Commissions         451,754.09         418,960.08           Data processing         6,916.09         4,276.42           Depreciation expense         5,597.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         80,3300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         13,225.			
Total Income         1,986,124.33         1,428,641.68           Gross Profit         1,986,124.33         1,428,641.68           Expense         307.99         380.00           Commissions         451,754.09         418,960.08           Data processing         6,916.09         4,276.42           Depreciation expense         5,97.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officer's salaries         1,295,200.00         803,300.00           Officer's salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         1,465.50         1,4965.70           Rent         5			
Expense	Sales	1,986,124.33	1,428,641.68
Expense   Bank charges   307.99   380.00   Commissions   451,754.09   418,960.08   Data processing   6,916.09   4,276.42   Depreciation expense   5,597.00   5,597.00   FICA expense   26,127.40   18,901.85   Insurance   4,086.85   2,964.25   interest expense   3,094.14   86.13   Leads   11,926.42   3,687.69   licensing and fees   5,300.12   1,806.00   Maintenance and repairs   0,000   10,144.05   Marketing and advertising   34,921.47   29,816.03   Office supplies & printing   4,142.08   12,289.70   Officers' salaries   1,295,200.00   803,300.00   Other expenses   381.52   2,004.14   Payroll costs   0,000   -1,48   Professional fees   14,605.00   14,969.70   Rent   50,156.57   50,285.22   Shipping and postage   137.69   410.34   Telephone   18,225.28   16,520.86   Travel and auto   29,614.35   14,985.79   Unemploym, disab & WC insurance   409.51   314.96   Utilities   0,000   2,102.76   Web costs   0,000   1,817.99   Total Expense   1,962,903.57   1,415,619.48   Net Ordinary Income   23,220.76   13,022.20   Other Income/Expense   Other Expense   NYC corp income tax   5,956.00   5,873.00   NYS franchise tax   205.00   585.00   Total Other Expense   6,161.00   6,458.00   Net Other Income   6,458.00   NYS franchise tax   205.00   5,873.00   NYS franchise tax   205.00   5,850.00   NYS franchise tax   205.00   6,458.00   Net Other Income   6,161.00   6,458.00   Net Other I	Total Income	1,986,124.33	1,428,641.68
Bank charges         307.99         380.00           Commissions         451,754.09         418,960.08           Data processing         6,916.09         4,276.42           Depreciation expense         5,597.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Marketing and advertising         34,921.47         29,816.03           Officers supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.85           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance <t< td=""><td>Gross Profit</td><td>1,986,124.33</td><td>1,428,641.68</td></t<>	Gross Profit	1,986,124.33	1,428,641.68
Commissions         451,754.09         418,960.08           Data processing         6,916.09         4,276.42           Depreciation expense         5,597.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance	Expense		
Data processing Depreciation expense         6,916.09         4,276.42           Depreciation expense         5,597.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Officers spiles & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1,48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         0.00         2,102.76           Web	Bank charges	307.99	380.00
Depreciation expense         5,597.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Officers spiles & printing         4,142.08         12,289.70           Officers's salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payoroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         1,962,	Commissions	451,754.09	418,960.08
Depreciation expense         5,597.00         5,597.00           FICA expense         26,127.40         18,901.85           Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Officers supplies & printing         4,142.08         12,289.70           Officers's salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payoroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,965.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         1,96	Data processing	6,916.09	4,276.42
Insurance         4,086.85         2,964.25           interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220	Depreciation expense		5,597.00
interest expense         3,094.14         86.13           Leads         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense	FICA expense	26,127.40	18,901.85
Leads licensing and fees         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payrofl costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS f	Insurance	4,086.85	2,964.25
Leads licensing and fees         11,926.42         3,687.69           licensing and fees         5,300.12         1,806.00           Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payrofl costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS f		,	•
Iicensing and fees		·	3,687.69
Maintenance and repairs         0.00         10,144.05           Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           Other Expense         6,161.00         6,458.00           Net Other Income         6,161.00         6,458.00			•
Marketing and advertising         34,921.47         29,816.03           Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income <td></td> <td></td> <td></td>			
Office supplies & printing         4,142.08         12,289.70           Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00			•
Officers' salaries         1,295,200.00         803,300.00           Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00		,	
Other expenses         381.52         2,004.14           Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYC corp income tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00		•	•
Payroll costs         0.00         -1.48           Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	•		=
Professional fees         14,605.00         14,969.70           Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00			•
Rent         50,156.57         50,285.22           Shipping and postage         137.69         410.34           Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00		====	
Shipping and postage       137.69       410.34         Telephone       18,225.28       16,520.86         Travel and auto       29,614.35       14,985.79         Unemploym, disab & WC insurance       409.51       314.96         Utilities       0.00       2,102.76         Web costs       0.00       1,817.99         Total Expense       1,962,903.57       1,415,619.48         Net Ordinary Income       23,220.76       13,022.20         Other Income/Expense       5,956.00       5,873.00         NYS franchise tax       205.00       585.00         Total Other Expense       6,161.00       6,458.00         Net Other Income       -6,161.00       -6,458.00		•	
Telephone         18,225.28         16,520.86           Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         0ther Expense         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00		•	
Travel and auto         29,614.35         14,985.79           Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00			
Unemploym, disab & WC insurance         409.51         314.96           Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         0ther Expense         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00		•	
Utilities         0.00         2,102.76           Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         700         5,873.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,458.00			•
Web costs         0.00         1,817.99           Total Expense         1,962,903.57         1,415,619.48           Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense Other Expense NYC corp income tax NYS franchise tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	· · · · · · · · · · · · · · · · · · ·		
Net Ordinary Income         23,220.76         13,022.20           Other Income/Expense         5,956.00         5,873.00           NYC corp income tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00			
Other Income/Expense           Other Expense         5,956.00         5,873.00           NYC corp income tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	Total Expense	1,962,903.57	1,415,619.48
Other Expense         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	Net Ordinary Income	23,220.76	13,022.20
Other Expense         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	Other Income/Expense		
NYC corp income tax         5,956.00         5,873.00           NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	•		
NYS franchise tax         205.00         585.00           Total Other Expense         6,161.00         6,458.00           Net Other Income         -6,161.00         -6,458.00	•	5 956 00	5.873.00
Net Other Income -6,161.00 -6,458.00	•		•
	Total Other Expense	6,161.00	6,458.00
let Income 17,059.76 6,564.20	Net Other Income	-6,161.00	-6,458.00
	let Income	17,059.76	6,564.20

# **CAPITAL ENERGY INC. Statement of Cash Flows**

January through December 2014

	Jan - Dec 14
OPERATING ACTIVITIES	
Net Income	6,564.20
Adjustments to reconcile Net Income	
to net cash provided by operations:	
Accounts Receivable-	-97,633.00
Federal withholding payable	26,295.70
Loans payable - Chase	-100.00
Loans payable - shareholder	5,000.00
NYC corp income tax payable	-6,127.00
NYS & NYC withholding payable	8,560.00
Other payables	-18,428.55
Net cash provided by Operating Activities	-75,868.65
INVESTING ACTIVITIES	
Equipment - Accum Depreciation	5,597.00
Net cash provided by Investing Activities	5,597.00
Net cash increase for period	-70,271.65
Cash at beginning of period	112,499.46
Cash at end of period	42,227.81

# CAPITAL ENERGY INC. Statement of Cash Flows

**January through December 2015** 

	Jan - Dec 15
OPERATING ACTIVITIES	<del></del> ;;;
Net Income	17,059.76
Adjustments to reconcile Net Income	
to net cash provided by operations:	
Accounts Receivable-	-52,202.00
Federal withholding payable	-25,490.50
Loans payable - Chase	60,100.00
Loans payable - shareholder	-5,000.00
NYC corp income tax payable	3,261.00
NYS & NYC withholding payable	-7,800.00
NYS franchise tax payable	
Net cash provided by Operating Activities	-10,451.74
INVESTING ACTIVITIES	
Equipment - Accum Depreciation	5,597.00
Net cash provided by Investing Activities	5,597.00
Net cash increase for period	-4,854.74
Cash at beginning of period	42,227.81
Cash at end of period	37,373.07

# Exhibit C-4 "Financial Arrangements"

Capital Energy Inc's renewal application is that of a broker/aggregator and will not be conducting business as a CRES nor take title to electricity or provide billing services. Capital Energy does not possess any debt and does not require any outside loans to operate.

# Exhibit C-5 "Forecasted Financial Statements"

Please see the attached forecasted financial statements for Capital Energy Inc.

CAPITAL ENERGY INC.

PROJECTED FINANCIAL STATEMENT

YEAR ENDED DECEMBER 31, 2016

Jacob Melier
PUBLIC ACCOUNTANT
3084 Bedford Avenue
Brooklyn, N.Y. 11210
(718) 258-9060 – Fax (718) 258-5767
Jacobmel@optonline.net

To the Board of Directors Capital Energy Inc.

The accompanying Projected Statement of Income of Capital Energy Inc. for the year ended December 31, 2016 has been compiled by me.

A compilation is limited to presenting in the form of financial statements information that is the representation of the company. I have not audited or reviewed the accompanying financial statement and, accordingly, do not express an opinion or any other form of assurance on them.

April 28, 2016

Deur

## CAPITAL ENERGY INC.

## PROJECTED STATEMENT OF INCOME

## YEAR ENDED DECEMBER 31, 2016

Net revenue	\$ <u>2,200,000</u>
Selling, general and administrative expenses	750,000
Officer's salary	<u>1,400,000</u>
Income before income taxes	50,000
Income taxes	<u>15,000</u>
Net income	<u>\$.35,000</u>

CAPITAL ENERGY INC.

PROJECTED FINANCIAL STATEMENT

YEAR ENDED DECEMBER 31, 2017

# Jacob Meller PUBLIC ACCOUNTANT 3084 Bedford Avenue Brooklyn, N.Y. 11210

(718) 258-9060 – Fax (718) 258-5767 Jacobmel@optonline.net

To the Board of Directors Capital Energy Inc.

The accompanying Projected Statement of Income of Capital Energy Inc. for the year ended December 31, 2017 has been compiled by me.

A compilation is limited to presenting in the form of financial statements information that is the representation of the company. I have not audited or reviewed the accompanying financial statement and, accordingly, do not express an opinion or any other form of assurance on them.

April 28 2016

Deur

# CAPITAL ENERGY INC.

## PROJECTED STATEMENT OF INCOME

## YEAR ENDED DECEMBER 31, 2017

Net revenue	\$ <u>2,400,000</u>
Selling, general and administrative expenses	825,000
Officer's salary	1,525,000
Income before income taxes	50,000
Income taxes	<u>15,000</u>
Net income	<u>\$ 35,000</u>

# Exhibit C-6 "Credit Rating"

Capital Energy Inc. is not rated by any of the mentioned organizations.

# Exhibit C-7 "Credit Report"

Please see the attached credit report from Dun and Bradstreet for Capital Energy Inc.

1.800.700.2733

X Sign Out

Selected Company: CAPITAL ENERGY INC.

D-U-N-S #: 96-983-3602

#### Overview

#### **Business Summary**

Company Name: CAPITAL ENERGY INC.

**D-U-N-S #**: 96-983-3602

DBA's: N/A

Address: 125 Maiden Lane Suite 3c New York

City: New York

State: NY

**Zip:** 10038

**Phone:** 8885805808

Principal: CALEB BERGER

Year Started: 2010

Employs: 10 which includes officer(s).

SIC Code(s): 87480000 Business consulting, nec

NAICS Code(s): 541618 Other Management Consulting Services

Legal Structure: CORPORATION

## Special Events

#### 05/05/2016 -

Business address has changed from 10 Hanover Sq Apt 5m, New York, NY, 10005 to 125 Maiden Lane Suite 3c New York, New York, NY, 10038.

## **History and Operations**

### Officers and Directors

#### **Current Officers**

Name Title

CALEB BERGER PRESIDENT

**Current Directors** 

Name

CALEB BERGER

29/37

Company History

Provides business consulting services.

## Operations

#### **Employees**

10 which includes officer(s).

#### **Facilities**

Rents Leases 1,300 sq. ft. on three floor of 17 story steel a building.

#### Location

There is currently no location information listed in this company report.

#### U.S. Branch

There are currently no U.S. branches listed in this company report.

#### **U.S. Subsidiary**

There are currently no U.S. subsidiaries listed in this company report.

#### International Branch

There are currently no international branches listed in this company report.

#### International Subsidiary

There are currently no international subsidiaries listed in this company report.

### **Payments**

## Payment Summary

	Total Receives		Largest High Clean Day heat summary	veitur Terms	431	Day:	s Slow i 61-90	31-	
Top Industries									
Lithographic printing	. 1	\$50	\$50	100%	0	c	0	0 :	
Other Categories								:	
Cash experiences	2	\$150	\$100						
Unknown	0	\$0	\$0					:	
Unfavorable comments	0	\$0	\$0						
Placed for collections with D&B:	0	\$0	\$0	•					
Other	0	N/A	\$0					:	
Total in D&B's file	3	\$200	\$100					:	

The highest Now Owes on file is \$0

The highest Past Due on file is \$0

There are 3 payment experience(s) in D&Bs file for the most recent 24 months, with 1 experience(s) reported during the last three month period.

30/34

# Payment Details

#### Total (Last 24 Months): 3

ปีเฮช ♦	Problet Report	•			Selling Terms		
03/2016	Ppt	\$50				1 mo	!
04/2015	(002)	\$100	<del></del>	-	Cash account	1 mo	
08/2014	(003)	\$50			Cash account	1 mo	

Payments Detail Key: 30 or more days beyond terms

Accounts are sometimes placed for collection even though the existence or amount of the debt is disputed.

Payment experiences reflect how bills are met in relation to the terms granted. In some instances payment beyond terms can be the result of disputes over merchandise, skipped invoices etc.

Each experience shown is from a separate supplier. Updated trade experiences replace those previously reported.

#### **Finances**

## Key Financial Comparisons

	:	(%)	(3)	(0)
This Company's Operating F	Results Year (	Over Year		
Net Sales		NA	NA .	NA
Gross Profit		NA	NA ·	NA
Net Profit		NA .	NA	NA
Dividends / Withdrawals		NA	NA .	NA
Working Capital		NA	NA	NA
This Company's Assets Yea	ar Over Year	,		
Cash		NA	NA	NA
Accounts Receivable		NA	NA	NA
Notes Receivable		NA	NA	NA
Inventories		NA	NA	NA
Other Current		NA	NA	NA
Total Current		NA	NA	NA
Fixed Assets		NA	NA .	NA
Other Non Current		NA	NA	NA
Total Assets		NA	NA	NA
This Company's Liabilities \	rear Over Yea	r	,	
Accounts Payable		NA	NA	NA
Bank Loan		NA	NA	NA
Notes Payable		NA	NA	NA
Other Current		NA	NA	NA

#### Company Update - Dun & Bradstreet

Total Current	NA	NA	NA
Long Term Debt	NA	NA :	NA
Defferred Credit	NA	NA :	NA
Net Worth	NA	NA	NA
Total Liabilities And Net Worth	NA	NA	NA

## Balance Sheet

#### Fiscal Consolidated Statement Dated

We currently do not have any recent financial statement on file for this business.

# Key Business Ratios

#### (Industry Median is based on this number of firms: )

:	THIs Company	inak sita Madron	Industry On artic
Solvency			
Quick Ratio	NA	NA	NA
Current Ratio	NA	NA :	NA
Current Liabilities to Net Worth	NA	NA :	NA
Current Liabilities to Inventory	NA	NA	NA
Total Current	NA	NA	NA
Fixed Assets to Net Worth	NA	NA	NA
Efficiency			
Collection Period	NA	NA	NA
Inventory Turn Over	NA	NA	NA
Sales to NWC	NA	NA	NA
Acct Pay to Sales	NA	NA	NA
Profitability			·
Return on Sales	NA	NA	NA
Return on Assets	NA	NA	NA
Return on NetWorth	NA	NA	NA

# **Public Filings**

32 37

Summary

This following public filing data includes both open and closed filings found in D&B's database on this company. It is for informational purposes only and is not the official record. Certified copies can be obtained from the official source.

 For proditive
 mod Recent Filing Date

 UCC Filling
 2
 02/27/0015

 Government History
 1
 N/A

#### Details

Judgements

No judgments have been reported to D&B on this company.

No liens have been reported to D&B on this company.

No suits have been reported to D&B on this company.

UCC Filinge

All Inventory and proceeds - All Account(s) and proceeds - All General intangibles(s) and proceeds - All Equipment and proceeds - All Chattel paper and

proceeds

Type: Original

Secured Party: JPMORGAN CHASE BANK, NA COLLATERAL MGMT

SMALL BUSINESS, LOUISVILLE, KY

Debtor: CAPITAL ENERGY INC.

Filing Number: 1502185166946

Filed With:

Collateral:

 Date Filed:
 02/18/15

 Latest Info Received:
 02/27/15

Original Filing Number:
Original UCC Filed Date:

Collateral: All Inventory and proceeds - All Account(s) and

proceeds - All General intangibles(s) and proceeds - All Equipment and proceeds - All Chattel paper and

proceeds

Type: Original

Secured Party: JPMORGAN CHASE BANK, NA COLLATERAL MGMT

SMALL BUSINESS, LOUISVILLE, KY

Debtor: CAPITAL ENERGY INC.

Filing Number: 1407095730168

Filed With:

Company Update - Dun & Bradstreet

Date Filed: 07/09/14

Latest Info Received: 07/22/14

Original Filing Number:

Original UCC Filed Date:

Barkruptoles

No bankruptcies have been reported to D&B on this company.

Gheammail, History

Borrower(Dir/Guar):

NO

Administrative Debt:

NO

Contractor:

NO

Grantee:

NO

Party excluded

NO

from federal program(s): Labor Surplus Area:

N/A

Small Business:

YES (2016)

8(A) Firm:

N/A





VERIFIED

# Exhibit C-8 "Bankruptcy Information"

Capital Energy Inc. has not been through any kind of reorganization nor has it ever filed for bankruptcy protection.

# Exhibit C-9 "Merger Information"

Capital Energy Inc. has never gone through any type of dissolution, merger, or acquisition.

# Exhibit C-10 "Corporate Structure"

Capital Energy Inc. is a stand-alone entity with no affiliate or subsidiary companies.