



Public Utilities Commission

36

| PUCO USE ONLY - Version 1.08 May 2016 | | |
|---------------------------------------|----------------|----------------------|
| Date Received | Case Number | Certification Number |
| | 17-1287-GA-CRS | |

FILE

INITIAL CERTIFICATION APPLICATION COMPETITIVE RETAIL NATURAL GAS SUPPLIERS

Please type or print all required information. Identify all attachments with an exhibit label and title (*Example: Exhibit A-15 - Company History*). 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 directly input information onto the form. You may also download the form by saving it to your local disk.

SECTION A - APPLICANT INFORMATION AND SERVICES

A-1 Applicant intends to be certified as: (check all that apply)

☐ Retail Natural Gas Aggregator ☒ Retail Natural Gas Broker ☐ Retail Natural Gas Marketer

A-2 Applicant information:

Legal Name ENERGY MANAGEMENT POWER SERVICES, LLC
Address 46 CENTER STREET; CHAGRIN FALLS, OH 44022
Telephone No. 440-247-7501 Web site Address WWW.EMS-ENERGY.NET

A-3 Applicant information under which applicant will do business in Ohio:

Name ENERGY MANAGEMENT POWER SERVICES, LLC
Address 46 CENTER STREET; CHAGRIN FALLS, OH 44022
Web site Address WWW.EMS-ENERGY.NET Telephone No. 440-247-7501

A-4 List all names under which the applicant does business in North America:

ENERGY MANAGEMENT POWER SERVICES, LLC

A-5 Contact person for regulatory or emergency matters:

Name ALBERT E. R. SCHNEIDER Title MANAGER
Business Address 46 CENTER STREET; CHAGRIN FALLS, OH 44022
Telephone No. 440-247-7501 Fax No. 440-247-2484 Email Address BIGAL36@HOTMAIL.COM

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. (CRNGS Supplier- Version 1.08) Page 1 of 8
Technician DMF Date Processed MAY 18 2017

A-6 Contact person for Commission Staff use in investigating customer complaints:

Name ALBERT E. R. SCHNEIDER Title MANAGER
Business address 46 CENTER STREET; CHAGRIN FALLS, OH 44022
Telephone No. 440-247-7501 Fax No. 440-247-2484 Email Address BIGAL36@HOTMAIL.COM

A-7 Applicant's address and toll-free number for customer service and complaints

Customer service address 42 CENTER STREET; CHAGRIN FALLS, OH 4402
Toll-Free Telephone No. COLLECT Fax No. 440-247-2484 Email Address BIGAL36@HOTMAIL.COM

A-8 Provide "Proof of an Ohio Office and Employee," in accordance with Section 4929.22 of the Ohio Revised Code, by listing name, Ohio office address, telephone number, and Web site address of the designated Ohio Employee

Name ALBERT E. R. SCHNEIDER Title MANAGER
Business address 46 CENTER STREET; CHAGRIN FALLS, OH 44022
Telephone No. 440-247-7501 Fax No. 440-247-2484 Email Address BIGAL36@HOTMAIL.COM

A-9 Applicant's federal employer identification number 82-1402805

A-10 Applicant's form of ownership: (Check one)

- | | |
|--|---|
| <input type="checkbox"/> Sole Proprietorship | <input type="checkbox"/> Partnership |
| <input type="checkbox"/> Limited Liability Partnership (LLP) | <input checked="" type="checkbox"/> Limited Liability Company (LLC) |
| <input type="checkbox"/> Corporation | <input type="checkbox"/> Other |

A-11 (Check all that apply) Identify each natural gas company service area in which the applicant is currently providing service or intends to provide service, including identification of each customer class that the applicant is currently serving or intends to serve, for example: *residential, small commercial, and/or large commercial/industrial (mercantile) customers*. (A mercantile customer, as defined in Section 4929.01(L)(1) of the Ohio Revised Code, means a customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within the state or consumes natural gas, other than for residential use, as part of an undertaking having more than three locations within or outside of this state. In accordance with Section 4929.01(L)(2) of the Ohio Revised Code, "Mercantile customer" excludes a not-for-profit customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within this state or consumes natural gas, other than for residential use, as part of an undertaking having more than three locations within or outside this state that has filed the necessary declaration with the Public Utilities Commission.)

| | | | |
|---|--------------------------------------|--|---|
| <input checked="" type="checkbox"/> Columbia Gas of Ohio | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Small Commercial | <input checked="" type="checkbox"/> Large Commercial / Industrial |
| <input checked="" type="checkbox"/> Dominion East Ohio | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Small Commercial | <input checked="" type="checkbox"/> Large Commercial / Industrial |
| <input checked="" type="checkbox"/> Duke Energy Ohio | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Small Commercial | <input checked="" type="checkbox"/> Large Commercial / Industrial |
| <input checked="" type="checkbox"/> Vectren Energy Delivery of Ohio | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Small Commercial | <input checked="" type="checkbox"/> Large Commercial / Industrial |

A-12 If applicant or an affiliated interest previously participated in any of Ohio's Natural Gas Choice Programs, for each service area and customer class, provide approximate start date(s) and/or end date(s) that the applicant began delivering and/or ended services.

☐ Columbia Gas of Ohio

| | | |
|---|---------------------------|----------|
| <input type="checkbox"/> Residential | Beginning Date of Service | End Date |
| <input type="checkbox"/> Small Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Large Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Industrial | Beginning Date of Service | End Date |

☐ Dominion East Ohio

| | | |
|---|---------------------------|----------|
| <input type="checkbox"/> Residential | Beginning Date of Service | End Date |
| <input type="checkbox"/> Small Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Large Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Industrial | Beginning Date of Service | End Date |

☐ Duke Energy Ohio

| | | |
|---|---------------------------|----------|
| <input type="checkbox"/> Residential | Beginning Date of Service | End Date |
| <input type="checkbox"/> Small Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Large Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Industrial | Beginning Date of Service | End Date |

☐ Vectren Energy Delivery of Ohio

| | | |
|---|---------------------------|----------|
| <input type="checkbox"/> Residential | Beginning Date of Service | End Date |
| <input type="checkbox"/> Small Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Large Commercial | Beginning Date of Service | End Date |
| <input type="checkbox"/> Industrial | Beginning Date of Service | End Date |

A-13 If not currently participating in any of Ohio's four Natural Gas Choice Programs, provide the approximate start date that the applicant proposes to begin delivering services:

| | | | |
|-------------------------------------|---------------------------------|---------------------|----------|
| <input checked="" type="checkbox"/> | Columbia Gas of Ohio | Intended Start Date | 07012017 |
| <input checked="" type="checkbox"/> | Dominion East Ohio | Intended Start Date | 07012017 |
| <input checked="" type="checkbox"/> | Duke Energy Ohio | Intended Start Date | 07012017 |
| <input checked="" type="checkbox"/> | Vectren Energy Delivery of Ohio | Intended Start Date | 07012017 |

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.

- A-14 **Exhibit A-14 "Principal Officers, Directors & Partners,"** provide the names, titles, addresses and telephone numbers of the applicant's principal officers, directors, partners, or other similar officials.
- A-15 **Exhibit A-15 "Company History,"** provide a concise description of the applicant's company history and principal business interests.
- A-16 **Exhibit A-16 "Articles of Incorporation and Bylaws,"** if applicable, provide the articles of incorporation filed with the state or jurisdiction in which the applicant is incorporated and any amendments thereto.
- A-17 **Exhibit A-17 "Secretary of State,"** provide evidence that the applicant is currently registered with the Ohio Secretary of the State.

SECTION B - APPLICANT MANAGERIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- B-1 **Exhibit B-1 "Jurisdictions of Operation,"** provide a current 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 natural gas service, or retail/wholesale electric services.
- B-2 **Exhibit B-2 "Experience & Plans,"** provide a current 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 4929.22 of the Revised Code and contained in Chapter 4901:1-29 of the Ohio Administrative Code.
- B-3 **Exhibit B-3 "Summary of Experience,"** provide a concise and current summary of the applicant's experience in providing the service(s) for which it is seeking to be certified to provide (e.g., number and types of customers served, utility service areas, volume of gas supplied, etc.).
- B-4 **Exhibit B-4 "Disclosure of Liabilities and Investigations,"** provide a description of all existing, pending or past rulings, judgments, contingent liabilities, revocations 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-5 Exhibit B-5 "Disclosure of Consumer Protection Violations,"** disclose whether the applicant, affiliate, predecessor of the applicant, or any principal officer of the applicant has been convicted or held liable for fraud or for violation of any consumer protection or antitrust laws within the past five years.

☒ No ☐ Yes

If Yes, provide a separate attachment labeled as Exhibit B-5 "Disclosure of Consumer Protection Violations," detailing such violation(s) and providing all relevant documents.

- B-6 Exhibit B-6 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation,"** disclose whether the applicant or a predecessor of the applicant has had any certification, license, or application to provide retail natural gas or retail/wholesale electric service denied, curtailed, suspended, or revoked, or whether the applicant or predecessor has been terminated from any of Ohio's Natural Gas Choice programs, or been in default for failure to deliver natural gas.

☒ No ☐ Yes

If Yes, provide a separate attachment, labeled as Exhibit B-6 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation," detailing such action(s) and providing all relevant documents.

SECTION C - APPLICANT FINANCIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- C-1 Exhibit C-1 "Annual Reports,"** provide the two most recent Annual Reports to Shareholders. If applicant does not have annual reports, the applicant should provide similar information, labeled as 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 Exhibit C-2 "SEC Filings,"** provide the most recent 10-K/8-K Filings with the SEC. If 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 Exhibit C-3 "Financial Statements,"** 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 Exhibit C-4 "Financial Arrangements," provide copies of the applicant's current financial arrangements to conduct competitive retail natural gas service (CRNGS) 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 Exhibit C-5 "Forecasted Financial Statements," provide two years of forecasted income statements for the applicant's **NATURAL GAS 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 current credit rating as reported by two of the following organizations: Duff & Phelps, Dun and Bradstreet Information Services, Fitch IBCA, Moody's Investors Service, Standard & Poors, 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 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 Exhibit C-7 "Credit Report," provide a copy of the applicant's current 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 Exhibit C-8 "Bankruptcy Information,"** 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 Exhibit C-9 "Merger Information,"** 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.

SECTION D – APPLICANT TECHNICAL CAPABILITY

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.

- D-1 Exhibit D-1 "Operations,"** provide a current written description of the operational nature of the applicant's business. Please include whether the applicant's operations will include the contracting of natural gas purchases for retail sales, the nomination and scheduling of retail natural gas for delivery, and the provision of retail ancillary services, as well as other services used to supply natural gas to the natural gas company city gate for retail customers.
- D-2 Exhibit D-2 "Operations Expertise,"** given the operational nature of the applicant's business, provide evidence of the applicant's current experience and technical expertise in performing such operations.
- D-3 Exhibit D-3 "Key Technical Personnel,"** provide the names, titles, email addresses, telephone numbers, and background of key personnel involved in the operational aspects of the applicant's current business.

Applicant Signature and Title

Energy Management Power Services, LLC
Michael A. S. [Signature], Manager

Sworn and subscribed before me this 16 day of May Month 2017 Year

Signature of official administering oath

[Signature]

Print Name and Title

Mary S. Verbec Notary

My commission expires on

9/21/2020



MARY S VERBEC
 Notary Public State of Ohio
 My Comm. Expires Sept 21, 2020



The Public Utilities Commission of Ohio

Competitive Retail Natural Gas Service
Affidavit Form
(Version 1.07)

In the Matter of the Application of

Energy Management Power Service, LLC
for a Certificate or Renewal Certificate to Provide
Competitive Retail Natural Gas Service in Ohio.

Case No. - -GA-CRS

County of Cuyahoga
State of Ohio

ALBERT G. R. SCHNEIDER, III

[Affiant], being duly sworn/affirmed, hereby states that:

- (1) The information provided within the certification or certification renewal application and supporting information is complete, true, and accurate to the best knowledge of affiant.
- (2) The applicant will timely file an annual report of its intrastate gross receipts and sales of hundred cubic feet of natural gas pursuant to Sections 4905.10(A), 4911.18(A), and 4929.23(B), Ohio Revised Code.
- (3) The applicant will timely pay any assessment made pursuant to Section 4905.10 or Section 4911.18(A), Ohio Revised Code.
- (4) Applicant will comply with all applicable rules and orders adopted by the Public Utilities Commission of Ohio pursuant to Title 49, Ohio Revised Code.
- (5) Applicant will cooperate with the Public Utilities Commission of Ohio and its staff in the investigation of any consumer complaint regarding any service offered or provided by the applicant.
- (6) Applicant will comply with Section 4929.21, Ohio Revised Code, regarding consent to the jurisdiction of the Ohio courts and the service of process.
- (7) Applicant will inform the Public Utilities Commission of Ohio of any material change to the information supplied in the certification or certification renewal application within 30 days of such material change, including any change in contact person for regulatory or emergency purposes or contact person for Staff use in investigating customer complaints.
- (8) Affiant further sayeth naught.

Affiant Signature & Title

Robert D. Ehrlich, Manager.

Sworn and subscribed before me this

16 day of May Month 2017 Year

Mary S Verbic

Signature of Official Administering Oath

Mary S Verbic, Notary

Print Name and Title



MARY S VERBIC
Notary Public State of Ohio
My Comm. Expires Sept 21, 2020

My commission expires on

9/21/2020

(CRNGS Supplier -Version 1.08) Page 8 of 8

Energy Management Power Services, LLC (EMPS, LLC)

EXHIBIT A-12

PRINCIPAL OFFICERS, DIRECTORS & PARTNERS

Albert E. R. Schneider III, Manager
46 Center Street
Chagrin Falls, OH 44022
440-247-7501

EMPS, LLC

EXHIBIT A-13

COMPANY HISTORY

The Company is a newly formed LLC entity in the State of Ohio, organized for the purpose of providing Broker Services to non-residential users of natural gas and electricity.

EMPS, LLC

EXHIBIT A-14

ARTICLES OF INCORPORATION AND BYLAWS

Articles of Organization are attached as Exhibit A-14



Form 533A Prescribed by:
Ohio Secretary of State

Date Electronically Filed: 5/1/2017

JON HUSTED
Ohio Secretary of State

Central Ohio: (614) 466-3910
Toll Free: (877) SOS-FILE (767-3453)
www.OhioSecretaryofState.gov
Busserv@OhioSecretaryofState.gov

Articles of Organization for a Domestic Limited Liability Company

Filing Fee: \$99

CHECK ONLY ONE (1) BOX

(1) ☒ Articles of Organization for Domestic
For-Profit Limited Liability Company
(115-LCA)

(2) ☐ Articles of Organization for Domestic
Nonprofit Limited Liability Company
(115-LCA)

Name of Limited Liability Company **ENERGY MANAGEMENT POWER SERVICES, LLC**

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

Effective Date **5/1/2017**
(Optional) mm/dd/yyyy

(The legal existence of the limited liability company begins upon the filing of the articles or on a later date specified that is not more than ninety days after filing)

This limited liability company shall exist for
(Optional)

PERPETUAL

Period of Existence

Purpose
(Optional)

**TO ACT AS BROKER IN CONNECTION WITH ELECTRICITY AND NATURAL GAS AND ANY
OTHER LAWFUL ACTIVITY.**

**Note for Nonprofit LLCs

The Secretary of State does not grant tax exempt status. Filing with our office is not sufficient to obtain state or federal tax exemptions. Contact the Ohio Department of Taxation and the Internal Revenue Service to ensure that the nonprofit limited liability company secures the proper state and federal tax exemptions. These agencies may require that a purpose clause be provided.

ORIGINAL APPOINTMENT OF AGENT

The undersigned authorized member(s), manager(s) or representative(s) of

ENERGY MANAGEMENT POWER SERVICES,LLC

Name of Limited Liability Company

hereby appoint the following to be Statutory Agent upon whom any process, notice or demand required or permitted by statute to be served upon the limited liability company may be served. The name and address of the agent is

ALBERT E.R.SCHNEIDER,III

Name of Agent

46 CENTER ST

Mailing Address

CHAGRIN FALLS

City

OH

State

44022

ZIP Code

ACCEPTANCE OF APPOINTMENT

The undersigned,

ALBERT E.R.SCHNEIDER,III

named herein as the statutory agent

Statutory Agent Name

for

ENERGY MANAGEMENT POWER SERVICES,LLC

Name of Limited Liability Company

hereby acknowledges and accepts the appointment of agent for said limited liability company

Statutory Agent Signature

ALBERT E.R.SCHNEIDER,III

Individual Agent's Signature / Signature on Behalf of Business Serving as Agent

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.

ALBERT E.R. SCHNEIDER, III

Signature

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

By (if applicable)

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.

Print Name

Signature

By (if applicable)

Print Name

Signature

By (if applicable)

Print Name

EMPS, LLC

EXHIBIT A-15

SECRETARY OF STATE

Certificate of Registration from Ohio is attached as Exhibit A-15.



| DATE | DOCUMENT ID | DESCRIPTION | FILING | OVER PAYMENT | EXPED | CERT | COPY |
|------------|--------------|--|--------|--------------|-------|------|------|
| 05/03/2017 | 201712000602 | DOMESTIC FOR PROFIT LLC - ARTICLES OF ORG (LCP) | 99.00 | 0.00 | 0.00 | 0.00 | 0.00 |

Receipt

This is not a bill. Please do not remit payment.

ALBERT E.R. SCHNEIDER III
46 CENTER ST
CHAGRIN FALLS, OH 44022

**STATE OF OHIO
CERTIFICATE**

Ohio Secretary of State, Jon Husted
4023864

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

ENERGY MANAGEMENT POWER SERVICES, LLC

and, that said business records show the filing and recording of:

Document(s)

DOMESTIC FOR PROFIT LLC - ARTICLES OF ORG

Effective Date: 05/01/2017

Document No(s):

201712000602



United States of America
State of Ohio
Office of the Secretary of State

Witness my hand and the seal of the
Secretary of State at Columbus, Ohio this
3rd day of May, A.D. 2017.

Jon Husted
Ohio Secretary of State

EMPS, LLC

EXHIBIT B-1

JURISDICTION OF OPERATION

The applicant is a newly formed Ohio LLC and is seeking initial authorization to provide broker services within the State of Ohio.

EMPS, LLC

EXHIBIT B-2

EXPERIENCE & PLANS

Applicant plans to utilize a network of business consultants to identify and market its services to commercial customers within Ohio. Applicant, as a broker, will act as an intermediary in arranging power and natural gas commodities by representing direct suppliers of energy. In this regard, the actual energy supplier (and not the applicant) will provide direct monthly billing services, response to customer inquiries and complaints pursuant to commission rules. Applicant will assist all customers with any such requests.

EMPS, LLC

EXHIBIT B-3

SUMMARY OF EXPERIENCE

Applicant will rely on the experience and knowledge of its manager in connection with providing its customers access to competitive energy purchase options.

Manager's experience includes:

-47 years as a licensed attorney in the State of Ohio. (Supreme Court Registration 0007792) with significant experience in natural gas drilling operations in Ohio, Pennsylvania and West Virginia.

-Managing an Energy Efficiency Consulting business which focuses on improving operational efficiencies of industrial businesses in Ohio which utilize significant amounts of energy in the form of electricity and natural gas.

-Acting for several years as an oil and gas consultant to European-American Bank.

EMPS, LLC

EXHIBIT B-4

DISCLOSURES OF LIABILITIES & INVESTIGATIONS

There are no existing, pending or past rulings, judgments, contingent liabilities, revocations, investigations or any other matters that could adversely impact the applicant's financial or operational status or its ability to provide the services it is seeking to be certified to provide.

EMPS, LLC

EXHIBIT C-1

ANNUAL REPORTS

The applicant is a newly formed private LLC and does not have any annual reports to date.

EMPS, LLC

EXHIBIT C-2

SEC FILINGS

The applicant is not a publicly traded corporation and is not required to make SEC filings.

EMPS, LLC

EXHIBIT C-3

FINANCIAL STATEMENTS

The applicant is attaching a starting Balance Sheet certified by the Manager/Sole Manager but does not have an income statement or cash flow statement since it has not conducted actual operations yet. In support of this application the manager is supplying (under seal) the last two-2014 and 2015-years of filed Form 1040 personal income tax returns in the attached envelope marked "Confidential."

**ENERGY MANAGEMENT POWER SERVICES LLC
42 CENTER STREET
CHAGRIN FALLS, OH 44022
440-247-7501**

May 15, 2017

**Public Utilities Commission
180 East Broad
Columbus, OH 43215**

To Whom It May Concern:

I, Albert E. R. Schneider, Manager of Energy Management Power Services LLC, hereby certify that the attached Statement of Financial Position as of May 3, 2017 is accurate and complete in all respects.

Sincerely,

Albert E. R. Schneider, Manager
Albert E. R. Schneider, Manager

EXHIBIT C-3

ENERGY MANAGEMENT POWER SERVICES, LLC

State of Financial Position

At May 3, 2017 (Inception of Business)

ASSETS:

| | |
|---------------------|----------------|
| Cash | <u>\$1,000</u> |
| TOTAL ASSETS | 1,000 |

LIABILITIES & MEMBERS' EQUITY:

| | |
|---------------------|----------|
| LIABILITIES: | 0 |
|---------------------|----------|

MEMBERS' EQUITY:

| | |
|------------------------|--------------|
| Members' Contributions | <u>1,000</u> |
|------------------------|--------------|

| | |
|--|----------------|
| TOTAL LIABILITIES & MEMBERS' EQUITY | \$1,000 |
|--|----------------|

UNAUDITED

NOTES:

- (1) The business was formed on May 1, 1917. Therefore, there are no significant financial transactions to report. This Statement represents the initial \$1,000 cash investment made by the Managing Member of the LLC.

EMPS, LLC

EXHIBIT C-4

FINANCIAL ARRANGEMENTS

Not Applicable. Applicant is applying for a Brokers License for electricity and natural gas sales only and is not taking title to electricity or natural gas.

EMPS, LLC

EXHIBIT C-5

FORECASTED FINANCIAL STATEMENTS

The attached "Forecasted Financial Statements" have been prepared by:

Richard C. O'Rourke, CPA

269 Westwood Road

Westlake, OH 44145

440-716-0941

Ror7777@yahoo.com

EXHIBIT C-5

ENERGY MANAGEMENT POWER SERVICES, LLC

Projected Profit & Loss

For the Two Years Beginning May 3, 2017

Initial 12 Mos. Second 12 Months

PROJECTED REVENUE:

| | | |
|-----------------------|-----------------|------------------|
| Fees (Gas) (1) | \$50,000 | \$100,000 |
|-----------------------|-----------------|------------------|

PROJECTED EXPENSES:

| | | |
|-------------------------|----------------------|----------------------|
| Selling Expenses | <u>17,500</u> | <u>35,000</u> |
|-------------------------|----------------------|----------------------|

| | | |
|-------------------|-----------------|-----------------|
| NET PROFIT | \$32,500 | \$65,000 |
|-------------------|-----------------|-----------------|

FOOTNOTES:

- (1) Fees are based on projected compensation from contractual agreements whereby clients will pay Energy Management Power Services ("EMPS") for consulting services.**
- (2) Projected Travel, Office, Marketing and other Selling Expenses.**
- (3) This projection was prepared by Richard O'Rourke, CPA (24469 Westwood Road; Westlake, OH 44145; 440-716-094) based on information provided by Albert Schneider (Managing Member.)**

EMPS, LLC

EXHIBIT C-6

CREDIT RATING

Not Applicable. Applicant does not have a credit rating yet; however, applicant's sole member/manager has attached his personal credit report (under seal) in the attached envelope marked "Confidential."

EMPS, LLC

EXHIBIT C-7

CREDIT REPORT

Applicant is a newly formed LLC and does not have a credit report. Applicant's member/manager has provided a copy of his personal credit report in confidence and under seal in the attached envelope marked "Confidential."

EMPS, LLC

EXHIBIT C-8

BANKRUPTCY INFORMATION

Neither applicant nor its member/manager has ever filed any bankruptcies or reorganizations of any type.

EMPS, LLC

EXHIBIT C-9

MERGER INFORMATION

Applicant has not been involved in any merger or acquisitions activities ever.

EMPS, LLC

EXHIBIT C-10

CORPORATE STRUCTURE

Applicant is a stand alone organization with no affiliate or subsidiary companies.

EMPS, LLC

EXHIBIT D-1

OPERATIONS

Applicant intends to operate as a broker of natural gas to industrial customers.

EMPS, LLC

EXHIBIT D-2

OPERATIONS EXPERTISE

Applicants Manager/Member has had over 40 years of experience as an attorney at law specializing in corporate and securities matters including natural gas drilling syndications, financing and other energy related projects.

Recently the Manager has operated an Energy Efficiency Consultancy which works with industrial companies to improve operating efficiencies and to reduce power consumption and harmful emissions.

EMPS, LLC

EXHIBIT D-3

KEY TECHNICAL PERSONNEL

Albert E. R. Schneider
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