

FILE

TOBELMANN

Energy
Brokers, Inc.

Powering Your Business

44

10/1/2018

THE PUBLIC UTILITIES COMMISSION OF OHIO
 DOCKETING DIVISION
 180 EAST BROAD ST.
 COLUMBUS, OH 43215-3793

To Whom it May Concern:

Enclosed with this cover letter is one original
 Competitive Retail Natural Gas Brokers/aggregators
 Application and 3 copies. Tobelmann Energy
 Brokers, Inc. is a small energy broker in
 Pennsylvania with a current power broker license
 in Ohio with hopes to provide natural gas services
 in Ohio. We don't take title to the gas supplied.

Regards,
 John Tobelmann
 President
 610-639-1406

This is to certify that the images reproduced are an
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 10/5/18
 Date Processed
 Technician

2018 OCT -5 PM 2:20

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PUCO





Public Utilities Commission

PUCO USE ONLY – Version 1.08 May 2016		
Date Received	Case Number	Certification Number
18	1517 - GA-AGG	

INITIAL CERTIFICATION APPLICATION COMPETITIVE RETAIL NATURAL GAS BROKERS /AGGREGATORS

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

A-2 Applicant information:

Legal Name Tobelmann Energy Brokers, Inc.
Address 15 Kiloran Wynd, Glenmoore, Pa 19343
Telephone No. 610-639-1406 Web site Address www.tobelmann.net

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

Name Tobelmann Energy Brokers, Inc.
Address 15 Kiloran Wynd, Glenmoore, PA 19343
Web site Address www.tobelmann.net Telephone No. 610-639-1406

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

Tobelmann Energy Brokers, Inc.

A-5 Contact person for regulatory or emergency matters:

Name John Tobelmann Title President
Business Address 15 Kiloran Wynd, Glenmoore, Pa 19343
Telephone No. 610-639-1406 Fax No. 484-204-0618 Email Address john@tobelmann.net

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2018 OCT -5 PM 2:20
PUCO

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

Name John Tobelmann Title President
Business address 15 Kiloran Wynd, Glenmoore, PA 19343
Telephone No. 610-639-1406 Fax No. 484-204-0618 Email Address john@tobelmann.net

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

Customer service address 15 Kiloran Wynd, Glenmoore, Pa 19343
Toll-Free Telephone No. 888-583-7760 Fax No. 484-204-0618 Email Address john@tobelmann.net

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 InCorp Services, Inc. Title
Business address 9435 Waterstone Blvd, Suite 140, Cincinnati, OH 45249
Telephone No. 800-246-2677 Fax No. 484-204-0618 Email Address john@tobelmann.net

A-9 Applicant's federal employer identification number 26-4679562

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 type="checkbox"/> Limited Liability Company (LLC) |
| <input checked="" 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 checked="" type="checkbox"/> Residential	<input checked="" type="checkbox"/> Small Commercial	<input checked="" type="checkbox"/> Large Commercial / Industrial
<input checked="" type="checkbox"/> Dominion East Ohio	<input checked="" type="checkbox"/> Residential	<input checked="" type="checkbox"/> Small Commercial	<input checked="" type="checkbox"/> Large Commercial / Industrial
<input checked="" type="checkbox"/> Duke Energy Ohio	<input checked="" 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 checked="" 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	10/1/2018
<input checked="" type="checkbox"/>	Dominion East Ohio	Intended Start Date	10/1/2018
<input checked="" type="checkbox"/>	Duke Energy Ohio	Intended Start Date	10/1/2018
<input checked="" type="checkbox"/>	Vectren Energy Delivery of Ohio	Intended Start Date	10/1/2018

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 the applicant does not produce annual reports, the applicant should 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 satisfy collateral requirements to conduct retail electric/gas business activity (e.g., parental or third party guarantees, 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, 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 Exhibit C-7 “Credit Report,” provide a copy of the applicant's current credit report from Experian, 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

applicant's business functions.

- 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

John John President

Sworn and subscribed before me this

27

day of

Sept

Month

2018

Year

Signature of official administering oath

Print Name and Title

Gretchen L Hughes

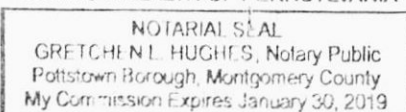
Gretchen L Hughes

NOTARY
PUBLIC

My commission expires on

01-30-19

COMMONWEALTH OF PENNSYLVANIA





The Public Utilities Commission of Ohio

Competitive Retail Natural Gas Service
Affidavit Form
(Version 1.07)

In the Matter of the Application of)

TOBELMANN ENERGY BROKERS, INC.)
for a Certificate or Renewal Certificate to Provide)
Competitive Retail Natural Gas Service in Ohio.)

Case No. -GA-AGG

County of **CHESTER**

State of **PA**

JOHN TOBELMANN

[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

John Tobelmann

PRESIDENT

Sworn and subscribed before me this

27

day of

Sept.

Month

2018

Year

Gretchen L Hughes

Signature of Official Administering Oath

Gretchen L Hughes

Notary
Public

Print Name and Title

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
GRETCHEN L. HUGHES, Notary Public
Pottstown Borough, Montgomery County
My Commission Expires January 30, 2019

My commission expires on

01-30-19

Exhibit A-14

Principle Officers, Directors & Partners

John Tobelmann
President
15 Kiloran Wynd
Glenmoore, Pa 19343
(610) 639-1406
(484) 204-0618 fax
john@tobelmann.net

Andrew Tobelmann
Vice President of Sales
15 Kiloran Wynd
Glenmoore, PA 19343
(888) 583-7760

Exhibit A-15**Company History****Tobelman Energy Brokers, Inc. Bio****September 2018**

Tobelman Energy Brokers, Inc. is an S Corp, incorporated in the State of Pennsylvania, January 1, 2009. Its primary business function is to procure energy products including natural gas and electricity for residential, commercial and industrial entities operating in the North East US.

Tobelman Energy Brokers is solely owned by John Tobelman, an energy professional who has 20 years experience in energy consulting, operations management and energy channel sales.

Tobelman Energy Brokers employs sales reps and uses independent sales representatives to solicit new business.

Tobelman Energy Brokers currently has customers in the North East as well as IL, OH, TX with annual energy expenditures of approximately \$15 million or about 180,000 Megawatt hours and 300,000 Dth. Customers consist of Restaurants, Nursing Homes, Office Buildings, Shopping Centers and Hotels.

Tobelman Energy Brokers has facilitated energy contracts for customers using nearly 40 different ESCO's:

About the President

John Tobelman graduated in 1985 with a BS degree in Quantitative Business Analysis from The Pennsylvania State University.

John has been procuring energy for customers since 1992. John was the Operations Manager for an energy procurement company for over a decade. The company sold electricity and natural gas for ConEd Solutions, Strategic Energy, Keyspan Energy, PSE&G Energy Technologies, Select Energy, Hess and Duke. Some of John's customer's have included Hilton Hotels of NYC, Silverstein Properties, Darden Restaurants, Helmsley Spear – including The Empire State Building to name just a few. By 2001, energy procurement customers used over \$350 Million in electricity annually. John also trained approximately 100 sales representatives in the process of energy procurement from 1998-2005.

In 2005, John started his own company and in 2009 incorporated under the name Tobelman Energy Brokers, Inc. Because of its sophisticated approach, Tobelman Energy Brokers has a distinguished portfolio of clients including Hotels, Medical Facilities, Restaurants, Metering Companies and other large commercial buildings.

Exhibit A-16

Articles of Incorporation and Bylaws

See Attached

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
CORPORATION BUREAU
206 NORTH OFFICE BUILDING
P.O. BOX 8722
HARRISBURG, PA 17105-8722
WWW.CORPORATIONS.STATE.PA.US/CORP

Tobelman Energy Brokers, Inc.

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA.

IF YOU HAVE ANY QUESTIONS PERTAINING TO THE CORPORATION BUREAU, PLEASE VISIT OUR WEB SITE LOCATED AT WWW.CORPORATIONS.STATE.PA.US/CORP OR PLEASE CALL OUR MAIN INFORMATION TELEPHONE NUMBER (717)787-1057. FOR ADDITIONAL INFORMATION REGARDING BUSINESS AND / OR UCC FILINGS, PLEASE VISIT OUR ONLINE "SEARCHABLE DATABASE" LOCATED ON OUR WEB SITE.

ENTITY NUMBER: 3863450

Tobelman, John
5401 Lister Court
Chester Springs, PA 19425

ST, PAO4B

From: pao4b@state.pa.us

Sent: Monday, February 16, 2009 3:13 PM

To: ST, PAO4B

Subject: PAO4B New Registration

246210

**PENNSYLVANIA DEPARTMENT OF STATE
 CORPORATION BUREAU
 Articles of Incorporation-For Profit**

☒ Business-stock (§ 1306) Management (§ 2703)
Business-nonstock (§ 2102) Professional (§ 2903)
Business-statutory close (§ 2303) Insurance (§ 3101)
Cooperative (§ 7102)

Document will be returned to the name and address you enter below.

Name
John Tobelmann
 Address
5401 Lister Court
 Address

City State Zip
Chester Springs **PA** **19425**

Email:
jtobelmann@comcast.net

Fee: \$125

Commonwealth of Pennsylvania
 ARTICLES OF INCORPORATION 2 Page(s)



T0905065045

In compliance with the requirements of the applicable provisions (relating to corporation and unincorporated associations), the under desiring to incorporate a corporation for profit, hereby states that:

1. The name of the corporation (corporate designator required, i.e., "corporation", "incorporated", "limited" "company" or any abbreviation. "Professional corporation" or "P.C."):

Tobelmann Energy Brokers, Inc.

2. The (a) address of this corporation's current registered office in this Commonwealth (post office box, alone, is not acceptable); name of its commercial registered office provider and the county of venue is:

(a) Number and Street	City	State	Zip	County
5401 Lister Court	Chester Springs	PA	19425	15

(b) Name of Commercial Registered Office County

3. The corporation is incorporated under the provisions of the Business Corporation Law of 1988.

4. The aggregate number of shares authorized:

100

5. The name and address, including number and street, if any, of each incorporator (all incorporators must sign below):

Name	Address(es)
John Tobelmann	5401 Lister Court Chester Springs PA 19425

6. The specified effective date, if any:

01 01 2009
 Month Day Year hour, if any

02/12/09

7. Additional provisions of the articles, if any, attach an 8½ x 11 sheet.

8. Statutory close corporation only: Neither the corporation nor any shareholder shall make an offering of any of its shares of any

2/18/2009

Domestic Corporation-Limited Partnership-Limited Liability Company Signature Form I... Page 2 of 2

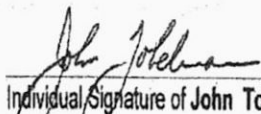
**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU
Domestic Signature Form**

Document must be completed and mailed to the address listed below.

Department of State
Corporation Bureau
P.O. Box 8722
Harrisburg, PA 17105-8722
(717) 787-1057

1. The enterprise structure is:
Corporation
2. The enterprise legal name is:
Tobelmann Energy Brokers, Inc.
3. The enterprise's fictitious name is:

IN TESTIMONY WHEREOF, the undersigned have caused this application to be executed this
16 day of February, 2009.


Individual Signature of John Tobelmann

0626020890216

FILED

FEB 17 2009

To avoid any delay or rejection, signature form(s) should be received within 7-10 days
of the registration submission date.

PRINT TIME FEB. 16. 4:56PM

RECEIVED TIME FEB. 16. 4:54PM



Department of the Treasury
Internal Revenue Service
CINCINNATI OH 45999-0038

For assistance, call:
1-800-829-0115

Notice Number: CP261
Date: June 8, 2009

Taxpayer Identification Number:
26-4679562
Tax Form:
Tax Period:

011054.569817.0040.001 1 AT 0.357 532



TOBELMANN ENERGY BROKERS INC
5401 LISTER CT
CHESTER SPRGS PA 19425-8764013

011054

Notice of Acceptance as an S Corporation

We have accepted your election to be treated as an S corporation beginning January 1, 2009. Your accounting period will end in December.

We would also like to take this opportunity to inform you of your tax obligations related to the payment of compensation to shareholder-employees of S corporations.

When a shareholder-employee of an S corporation provides services to the S corporation, reasonable compensation generally needs to be paid. This compensation is subject to employment taxes.

Tax practitioners and subchapter S shareholders need to be aware that Revenue Ruling 74-44 states that the Internal Revenue Service (IRS) will re-characterize small business corporation dividends paid to shareholders as salary when such dividends are paid to the shareholders in lieu of reasonable compensation for services.

The IRS may also re-characterize distributions other than dividend distributions as salary. This position has been supported in several recent court decisions.

If you have any questions about this notice or the action we have taken, please call us at the telephone number listed above. If you prefer, you may write to us at the address shown at the top of this notice. If you write to us, please provide your telephone number and the most convenient time for us to call so we can resolve your inquiry. Please return the bottom part of this notice to help us identify your case.

For tax forms, instructions and information visit www.irs.gov. (Access to this site will not provide you with your specific taxpayer account information.)

Commonwealth of Pennsylvania
DEPARTMENT OF REVENUE

BUREAU OF CORPORATION TAXES
PO BOX 280705
HARRISBURG PA 17128-0705

AUG 23 2010



REV-1789 CT AFP (87-86)

TOBLEMANN ENERGY
BROKERS INC
5401 LISTER CT
CHESTER SPRGS PA 19425

Corporate Account No.	0252-516
Fiscal Year End	DEC
Federal EIN #	
Incorporation- Authority Date	02-17-2009
NAICS	7389
Taxes Subject	AA

CAPITAL STOCK
LOANS
CORPORATE NET INCOME

Dear Taxpayer:

Welcome to Pennsylvania's business community. The Department of Revenue has been advised that you are authorized to conduct business within the Commonwealth of Pennsylvania.

A Corporate Account Number (file number) has been assigned for tax reporting purposes and is listed above. Please reference this number on all correspondence. The types of taxes that you are subject to report annually are also listed. Carefully review this information and make sure that your name, address and other tax information is complete and accurate. If no Federal Employer Identification Number (EIN) is indicated above, please provide this number as soon as it is available to you from the Federal Government. You should write the Federal EIN in the top right hand corner in the blank space and return this letter to us. If there are changes or additions, make the appropriate adjustments on a copy of this letter and return it promptly to:

PA Department of Revenue
Processing Division-Registry Unit
PO BOX 280705
Harrisburg PA 17128-0705

PLEASE NOTE: Section 601 of the Tax Reform Code of 1971 includes Limited Liability Companies and Business Trusts in the definition of a "corporation" for Capital Stock/Foreign Franchise Tax purposes, regardless of how the entity files with the IRS. Under Section 401, any entity that elects to file as a corporation with the IRS is subject to Corporate Net Income Tax. In the case of Limited Liability Companies and Business Trusts, this determination will be made at the settlement of the PA Corporation Tax Report.

Pay particular attention to the month your business or fiscal year ends for the following reasons:

- * For most taxes, the annual report must be filed within 105 days after the close of your tax year.
- * For Capital Stock, Foreign Franchise, Corporate Net Income, and Mutual Thrift Taxes, your first quarterly estimated payments are due within 75 days following the incorporation/authority date.
- * A Federal Sub-Chapter S Corporation desiring not to be taxed as a PA S Corporation is required to file form REV-976. REV-976 must be filed on or before the due date or extended due date of the first tax period for which it is to be in effect. REV-976 is available at www.revenue.pa.us.

Exhibit A-17

Secretary of State

See Attached

UNITED STATES OF AMERICA
STATE OF OHIO
OFFICE OF THE SECRETARY OF STATE

I, Jon Husted, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign business entities; that said records show TOBELMANN ENERGY BROKERS, INC., a Pennsylvania corporation, having qualified to do business within the State of Ohio on September 4, 2012 under License No. 2134043 is currently in GOOD STANDING upon the records of this office.



*Witness my hand and the seal of the
Secretary of State at Columbus, Ohio
this 7th day of September, A.D. 2018.*

Jon Husted

Ohio Secretary of State

Validation Number: 201825002752

Exhibit B-1

Jurisdictions of Operation

Tobelman Energy Brokers, Inc. is certified, registered or licensed in the following states:

State	License or Docket ID #
Pennsylvania	A-2010-2211385
Maryland	IR-2429
Massachusetts	EB-196
Illinois	12-0097
Delaware	12-229, order 8154
New Jersey	EA-0191
Ohio	12-603E

We also do business in New York, Texas and Connecticut.

Exhibit B-2

Experience & Plans

Tobelman Energy Brokers, Inc. (TEB) has been incorporated in Pennsylvania since January 2009. Prior to incorporation, the founder and president, John Tobelman had over 17 years in the energy procurement industry.

Since January 2010, when the retail electricity rate caps were removed in Pennsylvania, TEB has secured electricity and natural gas supply for over 400 customers in Pennsylvania, Maryland, Massachusetts, Illinois, Delaware, New York and Texas.

TEB may from time to time have customers with locations in other states like Ohio [where we do not normally operate] who request our services in those states. Other than those opportunities, we are not actively marketing our service in Ohio. We are interested in hiring a sales representative in Ohio.

TEB does not bill our customers. TEB does not contract directly with its customers. Rather we facilitate a sales contract between one of many suppliers [that we work with] and the customer. The supplier bills the customer directly and if that customer pays their bill, the supplier pays TEB a commission. If there are any problems between the supplier and the customer, the customer is instructed to first contact TEB to facilitate a resolution. But the ultimate responsibility to solve any problem resides with the supplier. Since our inception, we have not had one problem that we were not able to resolve amicably and no customers to my knowledge have terminated their contract prematurely.

All of the requirements mandated in 4928.10 of the Revised Code are spelled out in the supplier contract, which is provided at the time of contracting.

Exhibit B-3**Summary of Experience**

Tobelman Energy Brokers' principal and President, John Tobelman has been procuring natural gas for customers since 1994, starting in Southern New Jersey, then in Pennsylvania, Ohio, New York and so forth. John incorporated Tobelman Energy Brokers, Inc. in 2009.

Tobelman Energy has natural gas brokering licenses in several states, including PA, NJ and IL. TEB may from time to time have customers with locations in other states like Ohio [where we do not normally operate] who request our services in those states. Other than those opportunities, we are not actively marketing our service in Ohio. We are interested in hiring a sales representative in Ohio.

However, we do have approximately 50 commercial natural gas customers using approximately 1,600,000 Ccf. These customers reside in PA[PECO, PGW, UGI] NJ [PSEG, SJ], NY [ConEd, OnR], CT [Yankee Gas], DE [Delmarva]

Exhibit B-4

Disclosure of Liabilities and Investigations

Tobelman Energy Brokers, Inc. (TEB) has no existing, pending or past rulings, judgments, contingent liabilities, revocation of authority, regulatory investigations or any other matter that could adversely impact our financial or operational status or impact our ability to service our clients.

Exhibit C-1

Annual Reports

Tobelman Energy Brokers does not have any shareholders therefore we produce no annual reports.

Exhibit C-2

SEC Filings

Tobelman Energy Brokers, Inc is not a public corporation and has no shareholders other than the principal, John Tobelman and so it is not subject to SEC Filings.

Exhibit C-3

Financial Statements

Tobelman Energy Brokers, Inc, does not produce audited financial statements. Attached are 2016 and 2017 Profit and Loss Statements and Balance Sheets.

9:26 AM
06/07/18
Cash Basis

TOBELMANN ENERGY BROKERS INC
Profit & Loss
January through December 2017

	Jan - Dec 17
Ordinary Income/Expense	
Income	
Income	712,025.00
Commissions	20,598.00
New Jersey	
Total Income	732,623.00
Total Income	732,623.00
Cost of Goods Sold	
Contract Labor	150,818.00
Subcontractors - 1099	58,130.92
Total COGS	208,948.92
Gross Profit	523,674.08
Expense	
Advertising and Promotion	6,934.00
Auto and Truck Expenses	8,396.00
Bank Service Charges	284.00
Business Gifts	1,380.00
Compensation of Officers	126,000.00
employee Benefits	9,420.00
Insurance Expense	4,571.00
Interest Expense	92.00
Legal & Professional Fees	8,421.00
Meals and Entertainment	2,182.00
Office Expense	14,132.00
Payroll Taxes	

9:26 AM
06/07/18
Cash Basis

TOBELMANN ENERGY BROKERS INC
Profit & Loss
January through December 2017

	Jan - Dec 17
Employer FICA	17,086.09
FUTA	210.00
PAUC	1,596.07
Total Payroll Taxes	18,892.16
Pension, Profit Sharing	5,923.93
Salaries and Wages	97,547.50
Taxes	
Corp	1,972.00
Total Taxes	1,972.00
Telephone Expense	4,690.00
Travel Expense	
Lodging	574.00
Parking & Tolls	310.00
Total Travel Expense	884.00
Total Expense	311,721.59
Net Ordinary Income	211,952.49
Other Income/Expense	
Other Expense	
2% > Shareholder Health Andy	4,298.63
2% > Shareholder Health John	12,921.88
Total Other Expense	17,220.51
Net Other Income	-17,220.51

9:26 AM
06/07/18
Cash Basis

TOBELMANN ENERGY BROKERS INC
Profit & Loss
January through December 2017

	Jan - Dec 17
Net Income	<u>194,731.98</u>

TOBELMANN ENERGY BROKERS INC
Profit & Loss
January through December 2016

	Jan - Dec 16
Ordinary Income/Expense	
Income	
Commissions	634,099.00
New Jersey	5,259.00
Total Income	639,358.00
Total Income	639,358.00
Cost of Goods Sold	
Contract Labor	134,565.03
Subcontractors - 1099	47,761.97
Total COGS	182,327.00
Gross Profit	457,031.00
Expense	
Advertising and Promotion	6,638.00
Auto and Truck Expenses	8,965.00
Bank Service Charges	101.00
Business Gifts	289.00
Compensation of Officers	127,790.00
Computer and Internet Expenses	539.00
Dues and Subscriptions	1,950.00
Employee Benefits	7,146.00
Insurance Expense	2,756.00
Interest Expense	279.00
Legal & Professional Fees	43,993.00
Licenses & permits	801.00
Meals and Entertainment	2,498.00
Miscellaneous	19.00
Office Expense	
Postage	185.00
Supplies	400.00
Office Expense - Other	1,610.00
Total Office Expense	2,195.00
Outside Services	
Payroll Taxes	557.00
Employer FICA	14,513.96
FUTA	210.00
PAUC	1,630.00
Total Payroll Taxes	16,353.96

TOBELMANN ENERGY BROKERS INC
Profit & Loss
January through December 2016

	Jan - Dec 16
Pension, Profit Sharing	7,474.00
Salaries and Wages	67,586.00
Taxes	
Corp	1,540.00
Total Taxes	1,540.00
Telephone Expense	4,361.00
Travel Expense	
Lodging	1,199.00
Total Travel Expense	1,199.00
Utilities	3,612.00
Total Expense	308,641.96
Net Ordinary Income	148,389.04
Other Income/Expense	
Other Expense	3,592.00
2% > Shareholder Health Andy	11,161.00
2% > Shareholder Health John	
Total Other Expense	14,753.00
Net Other Income	-14,753.00
Net Income	133,636.04

Schedule K Shareholders' Pro Rata Share Items (continued)		Total amount	
Other Information	17a Investment income	17a	
	b Investment expenses	17b	
	c Dividend distributions paid from accumulated earnings and profits	17c	
	d Other items and amounts (attach statement)		
Reconciliation	18 Income/loss reconciliation. Combine the amounts on lines 1 through 10 in the far right column. From the result, subtract the sum of the amounts on lines 11 through 12d and 14l	18	213,043.

Schedule L Balance Sheets per Books		Beginning of tax year		End of tax year	
Assets		(a)	(b)	(c)	(d)
1 Cash			65,558.		70,399.
2a Trade notes and accounts receivable					
b Less allowance for bad debts					
3 Inventories					
4 U.S. government obligations					
5 Tax-exempt securities (see instructions)					
6 Other current assets (attach stmt)					
7 Loans to shareholders					
8 Mortgage and real estate loans					
9 Other investments (attach statement)					
10a Buildings and other depreciable assets	91,385.			91,385.	
b Less accumulated depreciation	91,385.			91,385.	
11a Depletable assets					
b Less accumulated depletion					
12 Land (net of any amortization)					
13a Intangible assets (amortizable only)					
b Less accumulated amortization					
14 Other assets (attach stmt)					
15 Total assets			65,558.		70,399.
Liabilities and Shareholders' Equity					
16 Accounts payable					
17 Mortgages, notes, bonds payable in less than 1 year					
18 Other current liabilities (attach stmt) .. SEE ST. 2.			3,401.		12,893.
19 Loans from shareholders					
20 Mortgages, notes, bonds payable in 1 year or more			35,769.		22,594.
21 Other liabilities (attach statement)					
22 Capital stock			1,000.		1,000.
23 Additional paid-in capital					
24 Retained earnings			25,388.		33,912.
25 Adjustments to shareholders' equity (att stmt)					
26 Less cost of treasury stock					
27 Total liabilities and shareholders' equity			65,558.		70,399.

Exhibit C-4

Financial Arrangements

Tobelman Energy Brokers, Inc, does not take title to and energy products and so does not require any capital expenditures or bank guarantees.

Exhibit C5

Forecasted Financial Statements

(See attached)

Forecasted Financial Statements

2019 Forecast

Ohio Revenues Estimate	\$1,000.00
<u>Ohio Expenses Estimate</u>	<u>\$ 250.00</u>
Net Income	\$ 750.00

Forecasted Financial Statements

2020 Forecast

Ohio Revenues Estimate	\$1,500.00
<u>Ohio Expenses Estimate</u>	<u>\$ 250.00</u>
Net Income	\$1,250.00

Exhibit C-6

Credit Rating

Tobelman Energy Brokers, Inc. does not have a credit rating so this would be N/A.

Exhibit C-7

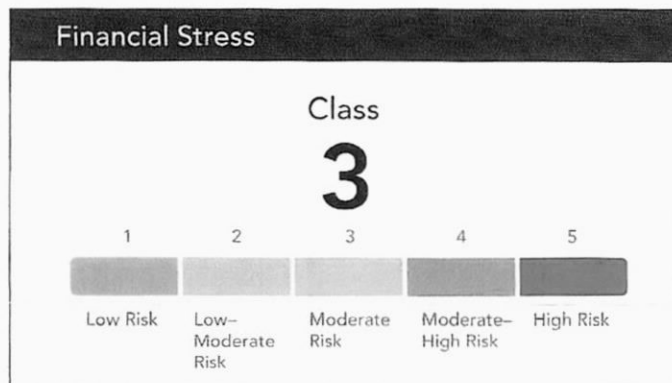
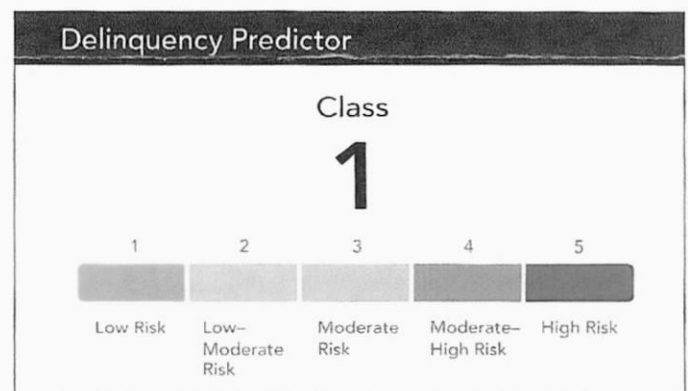
Credit Report

See attached.

Company Name: **Tobelman Energy Brokers, Inc.**
D&B D-U-N-S® Number: **96-237-0958**

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Exhibit C-8

Bankruptcy Information

Tobelman Energy Brokers, Inc. has never experienced any reorganization or filed for bankruptcy protection.

Exhibit C-9

Merger Information

Tobelman Energy Brokers, Inc. has never merged with any another organization.

Exhibit C-10

Corporate Structure

Tobelman Energy Brokers, Inc. is a stand-alone entity with no affiliate or subsidiary companies.

Exhibit D-2

Operations Expertise

As mentioned previously, the principle, John Tobelmann, has over 23 years of experience in natural gas procurement. In our current operation, we merely act as a middleman between our customers and the energy suppliers who service them. However, John Tobelmann has been reviewing, disseminating and summarizing utility tariffs for 26 years. If there is something he doesn't know, he refers to the suppliers for clarification.

Tobelman Energy does not take title to gas or purchase gas for resale. We merely represent our customers and facilitate contract negotiations.

Exhibit D-3

Key Technical Personnel

John Tobelmann
President
15 Kiloran Wynd
Glenmoore, Pa 19343
(610) 639-1406
(484) 204-0618 fax
john@tobelmann.net

John has been procuring natural gas for customers since 1994.

Andrew Tobelmann
Vice President of Sales
15 Kiloran Wynd
Glenmoore, PA 19343
(888) 583-7760
andy@tobelmann.net

Andy has been in energy sales since 2009. He has assisted customers in choosing natural gas suppliers from that time. At one point, he was responsible for the procurement of 500,000 Dth of Nat gas for several regional customers.