

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE ANNUAL
REPORTS FOR CALENDAR YEAR 2017 FOR
THE FISCAL ASSESSMENT OF ALL
REGULATED ENTITIES.

CASE NO. 18-01-AU-RPT

SUPPLEMENTAL FINDING AND ORDER

Entered in the Journal on February 27, 2019

I. SUMMARY

{¶ 1} The Commission directs that each of the listed companies pay the 2018 fall fiscal assessment by March 29, 2019; that a civil forfeiture of \$1,000 be assessed against any company with an unpaid assessment after that date; and that any unpaid assessments and forfeiture amounts be certified to the Attorney General for collection 31 days after issuance of this Supplemental Finding and Order.

II. APPLICABLE LAW

{¶ 2} R.C. 4905.10 requires each railroad and public utility to pay an annual assessment based upon its intrastate gross earnings or receipts for maintaining the operations of this Commission.¹ In order to calculate such assessment, R.C. 4905.14 requires each public utility to file an annual report with the Commission. R.C. 4905.10(A) sets a minimum assessment of \$100 per company, regardless of their intrastate gross earnings or receipts in the reporting year.

{¶ 3} R.C. 4905.54 empowers the Commission to assess a forfeiture of not more than \$10,000 per day for each violation or failure of a public utility or railroad, or an officer

¹ R.C. 4905.03(A) defines public utility companies to include telephone companies, electric light companies (except regional transmission organizations), heating or cooling companies, natural gas distribution companies, pipeline companies, and water-works and sewage disposal system companies. Railroad, bridge, and water transportation companies are included in the annual reporting requirement under R.C. 4907.02 and 4907.20. All certified retail electric and natural gas suppliers and aggregators are also subject to this reporting requirement under R.C. 4928.06 and 4929.23; while R.C. 4905.10(D) provides that, for the purpose of annual assessment, "public utility" includes electric and gas suppliers and aggregators subject to certification under R.C. 4928.08 and 4929.20, respectively.

of a public utility or railroad, to comply with an order, direction, or requirement of the Commission made under authority of R.C. Chapter 4905.

{¶ 4} By Entry issued March 14, 2018, the Commission directed all regulated entities to register for access to the Commission's web-based filing system known as the PUCO Community and to file an annual report for fiscal assessment for the calendar year 2017 through the PUCO Community by May 31, 2018. The Commission further noted that those entities that failed to file a timely 2017 annual report may be subject to a forfeiture. R.C. 4905.54.

{¶ 5} Based on the 2017 annual report filings, Staff calculated the 2018 fall fiscal assessments and sent invoices to the applicable companies on October 1, 2018, with payment due by November 1, 2018, pursuant to R.C. 4905.10(B).

{¶ 6} The Commission's records reflect that the companies listed on the attachment to this Supplemental Finding and Order have failed to pay the 2018 fall fiscal assessment due to the Commission on November 1, 2018, pursuant to R.C. 4905.10(B). As each of the companies listed on the attachment have failed to pay the indicated 2018 fall fiscal assessment(s), each listed company must pay the unpaid assessment amount by March 29, 2019, or a civil forfeiture of \$1,000 will be assessed pursuant to R.C. 4905.54. Further, each company is hereby notified that the listed certificate or operating authority may be rescinded for failure to comply with this Supplemental Finding and Order, and such failure to comply may be considered with respect to any future applications for certificate or operating authority.

{¶ 7} The Docketing Division is directed to serve notice of this Supplemental Finding and Order upon each listed company via regular and certified mail in addition to any other means of service. Further, the Fiscal Division is directed to certify to the Attorney General for collection any listed assessments which are not paid by March 29, 2019, in addition to a civil forfeiture of \$1,000 against each listed company, no earlier than 30 days after issuance of this Supplemental Finding and Order.

{¶ 8} On another matter, on November 28, 2018, the Commission issued a Supplemental Finding and Order in this proceeding assessing a \$1,000 civil forfeiture against every company listed in the attachment to the Finding and Order. These companies had failed to file a 2017 annual report for fiscal assessment. The effective date of that Supplemental Finding and Order was delayed 30 days to afford the companies listed on the attachment an opportunity to file an application for rehearing pursuant to R.C. 4903.10.

{¶ 9} The Commission finds that in the November 28, 2018 Supplemental Finding and Order, we failed to rescind the certificate for Zinger Strategies LLC (Certificate No. 17-1247E) for failure to file a 2017 annual report due to an inadvertent error. The Commission now directs staff to rescind this certificate and assess a civil forfeiture of \$1,000 against the company pursuant to R.C. 4905.54. Zinger Strategies LLC must now immediately cease providing regulated service in the state of Ohio under the listed certificate and immediately notify any Ohio jurisdictional customers it still serves that it is no longer permitted to operate under such authority. If the company continues to provide regulated service under the cancelled certificate, it may be subject to a forfeiture up to \$10,000 per day under R.C. 4905.54.

{¶ 10} The Docketing Division is directed to notify the company of the rescission of its certificate via certified mail in addition to any other means of service, cancel all applicable tariffs, and remove the certificate from the Commission's regulated company list. Further, the Fiscal Division is directed to certify any forfeiture amounts owed to the Commission by the company to the Attorney General for collection. The effective date of this Supplemental Finding and Order shall be delayed 30 days to afford Zinger Strategies LLC an opportunity to file an application for rehearing pursuant to R.C. 4903.10.

III. ORDER

{¶ 11} It is, therefore,

{¶ 12} ORDERED, That each company listed in the attachment to this Supplemental Finding and Order pay the indicated unpaid 2018 fall fiscal assessment by March 29, 2019. It is, further,

{¶ 13} ORDERED, That a civil forfeiture of \$1,000 be assessed against each listed company with a 2018 fall fiscal assessment not paid by March 29, 2019. It is, further,

{¶ 14} ORDERED, That the Commission's Fiscal Division certify to the Attorney General for collection any unpaid 2018 fall fiscal assessments and civil forfeitures no earlier than 31 days after issuance of this Supplemental Finding and Order. It is, further,

{¶ 15} ORDERED, That Zinger Strategies LLC's certificate be rescinded. It is, further,

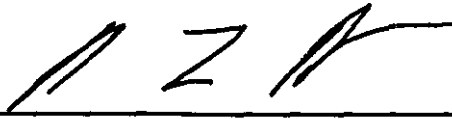
{¶ 16} ORDERED, That Zinger Strategies LLC immediately cease providing regulated service in the state of Ohio under the rescinded certificate, and immediately notify any Ohio jurisdictional customers still being served that the company is no longer permitted to operate under such authority. It is, further,

{¶ 17} ORDERED, That the Docketing Division cancel all applicable tariffs, and remove Zinger Strategies LLC's certificate from the Commission's regulated company list. It is, further

{¶ 18} ORDERED, That the Fiscal Division assign to the Attorney General for collection any forfeiture amounts owed to the Commission by Zinger Strategies LLC. It is, further,

{¶ 19} ORDERED, That notice of this Supplemental Finding and Order be served upon each company listed on the attachment and Zinger Strategies LLC, by both regular and certified mail, in addition to any other means of service, and via the Electric-Energy, Gas-Pipeline, Railroad, Telephone, and Water industry listservs, and upon all parties of record.

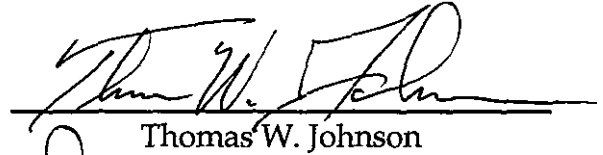
THE PUBLIC UTILITIES COMMISSION OF OHIO



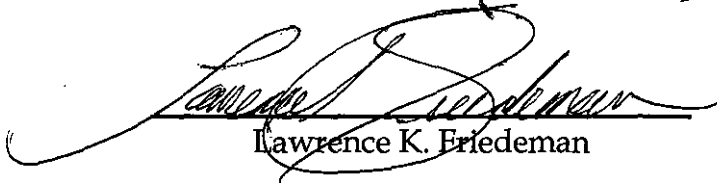
Asim Z. Haque, Chairman



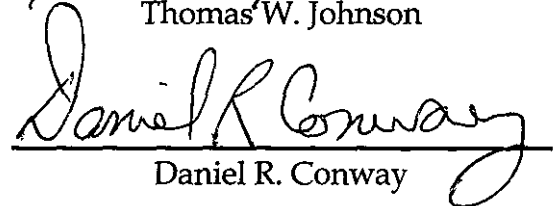
M. Beth Trombold



Thomas W. Johnson



Lawrence K. Friedeman

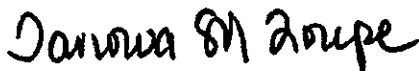


Daniel R. Conway

AS/mef

Entered in the Journal

FEB 27 2019

Tanowa M. Troupe
Secretary

2018 Annual Assessment Delinquent Invoice List

February 27, 2019

Account Name	Certificate ID	PUCO ID	Billing Address	State/ Province	Zip	Balance Due
1 Gotham Energy 360 LLC	16-1124E	415282	48 Wall St, 5th Fl, Ste 10	NY	10005	\$ 100.00
2 Almightly Power Developments LLC	14-856E	366935	2168 Fairfax Road	OH	43613	100.00
3 Mansfield Power & Gas, LLC	15-469G & 15-1014E	379056	2765 Woodwin Rd	GA	30305	50.00
4 Republic N & T Railroad Inc.	RR-NTRI	300560	2633 8th Street NE	OH	44704	1,275.29
5 Orwell-Trumbull Pipeline Co., LLC	89-9019	301815	4100 Holiday St NW, Ste 201	OH	44718	173.44
6 Bid On Energy LLC	15-434G	374674	16192 Coastal Hwy	DE	19958	100.00
7 TMGS Inc	12-453E	344218	6580 Berrywood Ln	IL	60516	237.14
8 Emuna Energy LLC	17-1259E	331764	1350 W 3rd St	OH	44113	100.00
9 US Power and Gas Inc	12-581E	351052	9701 International Ct N, Ste A	FL	33716	100.00
10 Consolidated Telecom, Inc.	90-6402	323247	2445 Gateway Dr, Ste 120	TX	75063	100.00
11 Birch Telecom of the Great Lakes, LLC	90-9134	301089	320 Interstate N Pkwy SE	GA	30339	7,632.24
12 Lakeshore Energy Services LLC	05-101G	301823	1323 E 71st St, Ste 300	OK	74136	100.00
13 Energy Advisory Service LLC	12-278G & 12-563E	349970	9300 John Hickman, Suite 902	TX	75093	50.00
14 Network Fidelity Telecom, LLC	90-9373	317920	242 Rangeline Rd	FL	32750	100.00
15 Consumer Telcom, Inc.	90-6392	317994	170 S Green Valley Pkwy, #300	NV	89012	100.00
16 American Telecommunications Systems, Inc.	90-9332	300256	107 W Michigan Ave, 4th Fl	MI	49007	100.00
17 Unity Electric Discount LLC	17-1194E	419721	5040 Overbrook Ave	PA	19131	100.00
18 Village of Doylestown	05-104G	301597	341 White Pond Drive B3	OH	44330	50.00
19 Network Fidelity Connect LLC	90-9383	330896	242 Rangeline Rd	FL	32750	100.00
20 Village of Minerva	18-1309E	362090	9604 Cliffview St NW	OH	44216	100.00
21 Park Power, LLC	16-555G	362219	1400 North Providence Road Rosetree 2 Suite 4025	PA	19063	100.00
22 Village of Danville	16-543G	414627	512 S Market St	OH	43014	50.00
23 CurrentChoice Inc	13-647E	354199	46 Munroe Rd	MA	02421	100.00
24 Chippewa Township	10-199G	327924	341 White Pond Dr	OH	44320	50.00
25 Enerseek LLC	17-1201E	419933	140 Grand St, Ste 300	NY	10601	100.00
26 NAUP Brokerage LLC	16-1132E & 16-551G	416619	7700 Windrose Ave, Suite G300	TX	75074	50.00
27 Champion Township, Trumbull County, OH	16-1068E	301973	8469 Blue Ash Rd	OH	45266	50.00
28 HomeADE LLC	17-1261E	426167	434 N. FRONT STREET	PA	17043	100.00
29 ReallyObjective LLC	15-959E & 15-426G	374032	5455 Muirfield Court	OH	43017	50.00
30 Perry Township	10-237E	327314	3111 Hilton St NW	OH	44646	100.00
31 Bowman & Mickie LLC	17-1229E	422123	53 Alabaster Avenue	OH	44406	100.00
32 Village of Dillonvale	15-915E	372061	9604 Cliffview St NW	OH	44216	100.00
33 GC Pivotal LLC	90-9385	334794	242 Rangeline Rd	FL	32750	1,575.10
34 Quasar Communications Corporation	90-6186	301627	15610 Boulder Oaks Dr	TX	77084	100.00
35 USource LLC	13-738E	337209	1 Liberty Ln E, Ste 220	NH	03842	100.00
36 How To Energy Corporation	17-1236E & 17-612G	422826	3824 Skyview dr	OH	44212	50.00
37 Chief Energy Solutions LLC	17-1231E	422500	8877 Kings Orchard Trail	OH	44023	100.00
38 America Approved Commercial LLC	12-533E	348096	13451 McGregor Blvd, Unit 29	FL	33919	100.00
39 Rice Energy Marketing LLC	16-564G	417964	625 Liberty Avenue Suite 1700	PA	15222	100.00
40 Great American Power, LLC	16-1073E	411918	2959 Cherokee St NW Suite 202	GA	30144	100.00
41 Energy Professionals LLC	11-229G & 12-553E	325430	9701 International Court North, Suite A	FL	33760	101.30
42 J Synergy, LLC	16-1038E	381560	445 Central Ave, Ste 204	NY	11516	100.00
43 Brookfield Township	17-1253E	301986	355 E Campus View Blvd, Ste 150	OH	43017	100.00

2018 Annual Assessment Delinquent Invoice List

February 27, 2019

44	QuotEnergy, LLC	17-1275E	427186	700 Lavaca St	TX	78701	100.00
45	Kevin J Cobb & Associates Inc	11-409E	341585	203 Southbridge St	MA	01501	100.00
46	Ultimate Energy Advisors LLC	14-789E	340624	6922 Flint Cove Dr	TX	75248	50.00
47	Capital Co-Operative Services, LLC	16-1035E & 16-492G	381117	200 E Campus View Blvd, Ste 200	OH	43235	50.00
48	Beeson & Associates Inc	17-1267E	426923	7711 Cambridge Court	KY	40014	100.00
49	Acclaim Energy Ltd	11-210G & 11-338E	333126	1885 St. James Place, Suite 1220	TX	77056	50.00
50	TES Energy Services LP	11-214G & 11-361E	334874	17480 Dallas Parkway Suite 200	TX	75287	50.00
51	Northeastern ITS, LLC	90-6391	317501	242 Rangeline Road	FL	32750	100.00
52	Premier Power Solutions LLC	15-483G & 09-150E	317646	107 Breckenridge St.	PA	16127	100.00
53	Euro Connect Inc.	90-6344	301887	2486 ORCHARD LAKE RD	MI	48320	100.00
54	City of Gallipolis	12-460E	324245	P. O. Box 339	OH	45631	100.00