



800.735.0359
EnergyAlliances.com

April 12, 2019

Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215

**RE: Natural Gas Governmental Aggregator Application – Turtlecreek Township,
Warren County, OH**

Case #19-0888-GA-GAG

Dear Sir/Madam:

Enclosed please find a Certification Application, Ohio Natural Gas Governmental Aggregation to Provide Natural Gas Governmental Aggregation Service to Turtlecreek Township, Warren County, Ohio. Energy Alliances, Inc., Agent for the Township is submitting this application on the Township's behalf.

Please feel free to contact me with any questions.

Very truly yours,

Brenda G. Coffey
bcoffey@energyalliances.com

8469 Blue Ash Road
Cincinnati, OH 45236
304.769.8921 | 800.735.0359 | Cell: 614.286.6027 | Fax: 888.735.0359



Public Utilities Commission

PUCO USE ONLY – Version 1.07		
Date Received	Case Number	Certification Number
	- GA-GAG	

CERTIFICATION APPLICATION OHIO NATURAL GAS GOVERNMENTAL AGGREGATORS

Please type or print all required information. Identify all attachments with an exhibit label and title (*Example: Exhibit B-1 – Authorizing Ordinance*). 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

A-1 Applicant information:

Note: If filing as a township or village, please include the name of the County where the township or village is located in the applicant name. For example, Miami Township, Hamilton County

Legal Name Turtlecreek Township

Address 670 N. St. Rt. 1123, Lebanon, OH 45036

Telephone No. 513-932-4902

Web site address www.turtlecreektownship.org

Current PUCO Certificate Number

Effective Dates

County Warren

A-2 Contact person for regulatory or emergency matters:

Name Brenda Coffey

Title Aggregation Specialist

Business Address 8469 Blue Ash Rd., Suite 1, Cincinnati, OH 45236

Telephone No. 304-769-8921

Fax No. 513-794-7777

Email Address bcoffey@energyalliances.com

A-3 Contact person for Commission Staff use in investigating customer complaints:

Name Brenda Coffey

Title Aggregation Specialist

Business address 8469 Blue Ash Road, Suite 1, Cincinnati, OH 45236

Telephone No. 304-769-8921

Fax No. 513-794-7777

Email Address bcoffey@energyalliances.com

A-4 Applicant's address and toll-free number for customer service and complaints:

Customer service address 8469 Blue Ash Rd., Suite 1, Cincinnati, OH 45236

Toll-Free Telephone No. 800-735-0359

Fax No. 513-974-7777

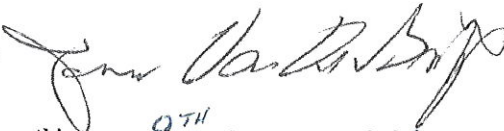
Email Address bcoffey@energyalliances.com

SECTION B - APPLICANT AUTHORITY AND AGGREGATION PROGRAM INFORMATION

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- B-1** Exhibit B-1 "Authorizing Ordinance," provide a copy of the adopted ordinance or resolution that reflects voter authorization to form a governmental aggregation program pursuant to Sections 4929.26 and 4929.27 of the Ohio Revised Code.
- B-2** Exhibit B-2 "Operation and Governance Plan," provide a copy of the applicant's plan for operation and governance of its aggregation program adopted pursuant to Sections 4929.26(C) or 4929.27(B) of the Revised Code. The Operation and Governance Plan should include all information pursuant to Rule 4901:1-28-03 of the Ohio Administrative Code.
- B-3** Exhibit B-3 "Automatic Aggregation Disclosure Notification," if the aggregation program provides for automatic aggregation in accordance with Section 4929.26(A) of the Revised Code, provide a copy of the disclosure notification required by Section 4929.26(D) of the Revised Code,
- B-4** Exhibit B-4 "Opt-Out Notice," provide a draft copy of the applicant's opt out notice that comports with the Opt-Out disclosure requirements pursuant to Rule 4901:1-28-04 of the Ohio Administrative Code. (*Ten days prior to public dissemination, the applicant shall docket with the Commission, the finalized Opt-Out notice that provides or offers natural gas aggregation service.*)
- B-5** Exhibit B-5 "Experience," provide a detailed description of the applicant's experience and plan for: providing aggregation services (*including contracting with consultants, broker/aggregators, retail natural gas suppliers*); providing billing statements; responding to customer inquiries and complaints; and complying with all applicable provisions of Commission rules adopted pursuant to Section 4929.22 of the Ohio Revised Code and contained in Chapter 4901:1-29 of the Ohio Administrative Code.

Applicant Signature and Title



Sworn and subscribed before me this

9TH

day of

APRIL

Month

2019

Year



Signature of official administering oath

AMANDA K. CHILDERS NOTARY PUBLIC

Print Name and Title



AMANDA CHILDERS My commission expires on
Notary Public, State of Ohio
My Commission Expires January 13, 2024

January 13, 2024



The Public Utilities Commission of Ohio

Ohio Natural Gas Governmental Aggregation
Affidavit Form
(Version 1.07)

In the Matter of the Application of)

Turtlecreek Township)

for a Certificate or Renewal Certificate to Provide)
Natural Gas Governmental Aggregation Service in)
Ohio.)

Case No. []-GA-GAG

County of [Warren]
State of [OHIO]

JAMES VANDEGRIFT

[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

Sworn and subscribed before me this

9TH

day of

APRIL

Month

2019

Year

Amanda K. Childers

Signature of Official Administering Oath

AMANDA CHILDERS

Print Name and Title



AMANDA CHILDERS
Notary Public, State of Ohio
My Commission Expires January 13, 2024

My commission expires on

January 13, 2024

(Ohio Natural Gas Governmental Aggregator) Page 3 of 3

TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO

EXHIBIT B-1 "AUTHORIZING ORDINANCE"

AUTHORIZING ORDINANCE – 2 pages

CERTIFICATE OF ELECTION RESULTS – 1 Page

**TURTLECREEK TOWNSHIP BOARD OF TRUSTEES
WARREN COUNTY, OHIO**

Resolution Number: 18-07-04

Date of Resolution: July 31, 2018

TOPIC OF RESOLUTION: A RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL NATURAL GAS TOWNSHIP AGGREGATION PROGRAM WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4929.26, OHIO REVISED CODE, DIRECTING THE WARREN COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT QUESTION TO THE ELECTORS.

WHEREAS, the Ohio Legislature has enacted natural gas deregulation legislation which authorizes the legislative authorities of municipal corporations, townships and counties to aggregate automatically, pursuant to Section 4929.26 of the Ohio Revised Code, subject to opt-out provisions, competitive natural gas service for the retail natural gas loads located in the respective jurisdictions and to enter into service agreements to facilitate the sale and purchase of the service for the natural gas loads; and

WHEREAS, such legislative authorities may exercise such authority jointly with any other legislative authorities;

WHEREAS, governmental aggregation provides an opportunity for residential and small business customers collectively to participate in the potential benefits of natural gas deregulation through lower natural gas rates which they would not otherwise be able to have individually;

WHEREAS, the Turtlecreek Township Board of Trustees (hereinafter "Board") seeks to establish a governmental aggregation program with opt-out provisions pursuant to Section 4929.26, Ohio Revised Code (the "Aggregation Program") for the residents, businesses and other natural gas customers in Turtlecreek Township and in conjunction jointly with any other municipal corporation, township, county or other political subdivision of the State of Ohio, as permitted by law.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF TURTLECREEK TOWNSHIP, WARREN COUNTY, STATE OF OHIO:

SECTION 1. This Board of Trustees finds and determines that it is in the best interest of Turtlecreek Township, its residents, businesses and other natural gas consumers located within the corporate limits of Turtlecreek Township to establish the Aggregation Program in Turtlecreek Township. Provided that this Resolution and the Aggregation Program is approved by the electors of Turtlecreek Township pursuant to Section 2 of this Resolution, Turtlecreek Township is hereby authorized to aggregate in accordance with Section 4929.26, Ohio Revised Code, the retail natural gas loads located within Turtlecreek Township, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of natural gas. Turtlecreek Township may exercise such authority jointly with any other municipal corporation, township or county or other political subdivision of the State of Ohio to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using a natural gas load center proposed to be aggregated and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Board of Elections of Warren County is hereby directed to submit the following question to the electors of Turtlecreek Township as the general election on November 6, 2018.

"Shall Turtlecreek Township have the authority to aggregate the retail natural gas loads located in the Township, and for that purpose, enter into service agreements to facilitate for those loads the sale and purchase of natural gas, such aggregation to occur automatically except where any person elects to opt out?"

The Fiscal Officer of this Board of Trustees is instructed immediately to file a certified copy of this Resolution and the proposed form of the ballot question with the County Board of Elections not less than ninety (90) days prior to November 6, 2018. The Aggregation Program shall not take effect unless approved by a majority of the electors voting upon this Resolution and the Aggregation Program provided for herein at the election held pursuant to this Section 2 and Section 4929.26 of the Ohio Revised Code.

SECTION 3. Upon the approval of a majority of the electors voting at the election provided for in Section 2 of this Resolution, this Board of Trustees individually or jointly with any other political subdivision, shall develop a plan of operation and governance for the Aggregation Program. Before adopting such plan, this Board of Trustees shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the Township. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this Board of Trustees shall aggregate the natural gas load of any natural gas load center within the Township unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the Aggregation Program and will remain so enrolled unless the person affirmatively elects by a stated procedure not to be so enrolled. This disclosure shall state prominently the rates, charges, and other terms and conditions of enrollment. Additionally, any person enrolled under this plan, will be permitted to cancel the service at any time without penalty or early termination fees at any time during the contract period. Any such person that opts out of the Aggregation Program pursuant to the stated procedure shall default to the standard service offer provided by the natural gas service company providing distribution service for the person's retail natural gas load until the person chooses an alternative supplier.

SECTION 4. This Board of Trustees finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board of Trustees and that all deliberations of this Board of Trustees and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Mr. Jones moved to adopt the foregoing Resolution, being seconded by Mr. VanDeGrift. Upon call of the roll, the following vote resulted:

Mr. Jim VanDeGrift	YEA
--------------------	-----

Mr. Daniel F. Jones	YEA
---------------------	-----

Mr. Jonathan D. Sams	YEA
----------------------	-----

Resolution adopted this 31st day of July, 2018.

**TURTLECREEK TOWNSHIP
BOARD OF TRUSTEES**



Attest: Amanda K. Childers, Fiscal Officer

<https://www.warrencountyboe.us/default.aspx>

SUMMARY REPORT WARREN COUNTY, OH OFFICIAL RESULTS

RUN DATE:11/27/18 2018 GENERAL ELECTION

RUN TIME:11:57 AM NOVEMBER 6, 2018

VOTES PERCENT

PRECINCTS COUNTED (OF 173). 173 100.00

REGISTERED VOTERS - TOTAL 160,372

BALLOTS CAST - TOTAL. 101,067

VOTER TURNOUT - TOTAL 63.02

11 Turtlecreek Twp Electric Aggregation

Vote for not more than 1

(WITH 12 OF 12 PRECINCTS COUNTED)

YES 3,472 59.82

NO. 2,332 40.18

Total 5,804

12 Turtlecreek Twp Gas Aggregation

Vote for not more than 1

(WITH 12 OF 12 PRECINCTS COUNTED)

YES 3,450 59.66

NO. 2,333 40.34

Total 5,783

TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO
EXHIBIT B-2 "OPERATION AND GOVERNANCE PLAN"

AFFIDAVIT OF PUBLICATION – 1 Page

PLAN OF OPERATION AND GOVERNANCE – 5 Pages

ORDINANCE TO ADOPT PLAN OF OPERATION AND GOVERNANCE – 2 Pages



Dayton Daily News
SPRINGFIELD NEWS-SUN
JOURNAL-NEWS Today's Pulse

PROOF OF PUBLICATION STATE OF OHIO

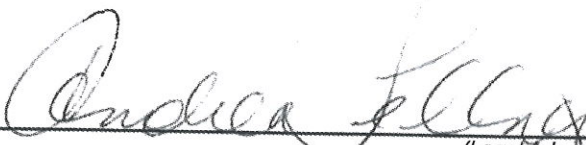
PUBLIC NOTICE

Before the undersigned authority personally appeared Andrea Feltner, who on oath says that he/she is a Legal Advertising Representative of the Journal-News Pulse of Lebanon and Mason, a daily newspaper of general circulation in Montgomery, Clark, Warren, Butler, Clinton, Greene, Preble, Miami, Darke, Mercer, Shelby, Fayette, Logan, Hamilton, Clermont, Auglaize, and Champaign Counties, and State of Ohio, and he/she further says that the Legal Advertisement, a copy of which is hereunto attached, has been published in the said Journal-News Pulse of Lebanon and Mason, 80 Lines, 2 Time(s), last day of publication being 03/03/2019, and he/she further says that the bona fide daily paid circulation of the said Journal-News Pulse of Lebanon and Mason was over 25,000 at the time the said advertisement was published, and that the price charged for same does not exceed the rates charged on annual contract for the like amount of space to other advertisers in the general display advertising columns.

ENERGY ALLIANCES
8469 BLUE ASH ROAD
CINCINNATI, OH 45286

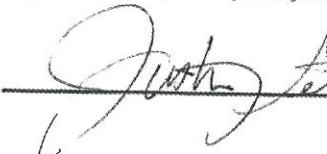
Invoice/Order Number:	0000517732
Ad Cost:	\$416.00
Paid:	\$416.00
Balance Due:	\$0.00

Signed


(Legal Advertising Agent)

Sworn or affirmed to, and subscribed before me, this 2nd day of April, 2019 in Testimony whereof, I have hereunto set my hand and affixed my official seal, the day and year aforesaid.

Signed





JUSTIN PETERSON, Notary Public
In and for the State of Ohio
My Commission Expires July 31, 2019
(Notary)

Please see Ad on following page(s).

ENERGY ALLIANCES
8469 BLUE ASH ROAD
CINCINNATI, OH 45286

Invoice/Order Number: 0000517732
Ad Cost: \$416.00
Paid: \$416.00
Balance Due: \$0.00

**PUBLIC NOTICE:
PUBLIC HEARING ON TURTLECREEK
TOWNSHIP NATURAL GAS
AGGREGATION PROGRAM PLAN OF
OPERATION AND GOVERNANCE**

The Board of Trustees of Turtlecreek Township, Warren County, Ohio will hold two public hearings on the Township's Natural Gas Aggregation Program Plan of Operation and Governance. The hearings will be held at 9:30 a.m. and 4:30 p.m. on March 12, 2019. Both hearings will take place at the Township Administrative Office located at 670 N. St. Rt. 1123, Lebanon, OH 45036.

On November 6, 2018, Turtlecreek Township voters passed Natural Gas Aggregation which authorizes the Township to form a governmental natural gas aggregation program for the purchase of natural gas on behalf of the Township residents. The Township shall submit its Plan of Operation and Governance to the Public Utilities Commission of Ohio (PUCO) pursuant to PUCO Regulation and Ohio law. The Township shall develop an opt-out aggregation program following the procedures set forth in Ohio Revised Code Section 4929.26.

Subject to the final approval of the Township Board of Trustees, the Township will enter into a Natural Gas Supply Agreement with the selected supplier. The Natural Gas Supply Agreement may provide a fixed rate, a capped rate and/or a variable rate for eligible customers that provide more price certainty and stability than the rates currently offered by Duke Energy-Ohio. The offer is anticipated to begin in mid-Summer of 2019 and is expected to be for a 1 or 2-year term.

All eligible customers (Duke Energy-Ohio customers) to be included in the Township's aggregate will be included unless they opt out. All customers eligible to be included in the Township's aggregate will receive a mailing notifying them of their right to opt out. The Notice will fully explain the rates, terms and conditions, and general information regarding the Program. If a customer does not wish to be included in the program, the customer will have 21 days to opt out of the program free of charge by returning an enclosed post card, visiting the supplier's website for the Township or calling a toll-free telephone number. If you are currently enrolled in another program, you will not receive a notice for this program and will not be enrolled.

New customers moving into the Township will be included in the aggregate unless they exercise their right to opt out of the aggregate. Customers moving within the Township will retain their status at the original rate.

Aggregate customers will continue to receive one bill from Duke Energy-Ohio.
2-24, 3-3/2019

0000517732-01

TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO

PLAN OF OPERATION AND GOVERNANCE

NATURAL GAS GOVERNMENTAL AGGREGATION

For More Information Contact:

Turtlecreek Township
670 N St Rt 1123
Lebanon, OH 45036
513-932-4902

TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO

PLAN OF OPERATION AND GOVERNANCE

Natural Gas Governmental Aggregation

Introduction. On November 6, 2018, a majority of the voters in Turtlecreek Township, Warren County, OH approved a referendum that authorized Turtlecreek Township (the “Community”) to pursue Automatic Governmental Aggregation. After the Community held two public hearings on the matter, as prescribed by Section 4929.26 (C) of the Ohio Revised Code, the Community approved a Plan of Operation and Governance prepared in accordance with Section 4901:1-28-03. Once certified as a Governmental Aggregator, the Community will be authorized to combine multiple retail natural gas customer loads within its geographic boundaries (the “Aggregation”) for the purpose of facilitating the purchase of natural gas supply in Ohio’s competitive retail natural gas market.

Governmental Aggregation Services. The Community, as a Governmental Aggregator, will serve as purchasing agent for the Aggregation. As purchasing agent, the Governmental Aggregator shall (i) select a Competitive Retail Natural Gas Supplier (“Supplier”) to supply the Aggregation, (ii) negotiate the terms of supply between the Supplier and each Aggregation participant, and (iii) oversee the enrollment procedures administered by the Supplier.

The Contract. The supply contract negotiated by the Governmental Aggregator for the Aggregation (the “Contract”) shall be for firm, all-requirements supply. Each Aggregation participant will be individually bound to the Supplier by the Contract and will be solely responsible for payment and performance. The natural gas supply charges for the Aggregation will be included in the Contract that will be negotiated by the Governmental Aggregator. The natural gas supply charges will take the form of either a fixed price or a variable price. All natural gas supply charges will be fully and prominently disclosed in consumer enrollment materials (such as the Opt-out Notice), available on the Supplier’s website, and available by calling the Supplier’s toll free customer service telephone number. Participants may terminate the Contract with the Provider without penalty at any time for any reason by providing notice to the Provider.

Eligibility, Opt-out Disclosures, and Pooling Accounts. Section 4901:1-28-05 of the Ohio Administrative Code requires the local natural gas distribution utility (the “Utility”) to use its best efforts to provide the Governmental Aggregator with an account list of eligible customers, including the names, account numbers, and service and mailing addresses for all eligible customers residing within the Governmental Aggregator’s boundaries. The following customers are not eligible: customers on the Percentage of Income Payment Plan (PIPP), customers that have past due amounts owing to the Utility, customers that are already under contract with a competitive retail natural gas supplier, and mercantile customers. Using this list of eligible accounts, the Supplier, with the assistance of the Governmental Aggregator, will review the list to verify that the eligible accounts are located within the geographic boundaries of the Community and that an area within the Community boundaries has not been inadvertently filtered from the list.

The Supplier, with assistance from the Governmental Aggregator, will prepare and mail an “Opt-out Notice” to each account identified as (i) eligible by the Utility and (ii) within the geographic limits of the

Community by the Governmental Aggregator and the Supplier, within thirty (30) days of receipt of the list from the Utility. The Opt-out Notice will inform the eligible account holder that the Governmental Aggregator has formed an automatic (or "Opt-out") aggregation, provide the price for natural gas supply to the Aggregation and other terms and conditions of service, and explain how the account holder can decline participation in the Aggregation. As required by 4901:1-28-04 of the Ohio Administrative Code, the Opt-out Notice will indicate that the account holder has twenty-one (21) days to affirmatively respond by telephoning a toll-free number, using a website or returning a postcard to the Supplier that is included in the Opt-out Notice.

The Supplier will receive all Opt-out requests and adjust the eligible account list accordingly. In addition, if any Opt-out Notices are returned by mail to Supplier marked as undeliverable, those accounts will be removed from the eligible account list as well. Upon completion of the twenty-one (21) day Opt-out period, the Supplier will notify the Utility of the remaining accounts that will form the Aggregation, and through an electronic data interchange transaction, enroll the Aggregation. Upon enrollment, each participant will receive an enrollment notice from the Utility that will indicate that the enrollee may rescind its participation in the Aggregation by contacting the Utility within seven (7) business days.

In addition to the initial twenty-one (21) day Opt-out period, each participant will be provided an opportunity to opt-out at least every two years without paying an early termination fee.

Billing. Aggregation participants will receive a single, monthly bill from the Utility, which will include charges from the Supplier for its natural gas supply, as well as the Utility distribution charges. Aggregation participants will be billed according to their Utility billing cycle.

Credit, Collections and Deposits. The Utility's credit and collection policy and policies regarding deposits will apply to the Aggregation participants and shall be administered by the Utility. Neither the Governmental Aggregator, nor the Supplier will implement additional policies with respect to credit, deposits and collections.

Concerns and Complaints. Aggregation participants will have multiple means of expressing concerns and reporting complaints. As a general rule, concerns regarding service reliability and billing should be directed to the Utility. The Utility will continue to read meters, handle billing, and generally have the most information about the physical service to a location or account. Questions regarding the administration of the Aggregation should be directed to the Supplier. The Supplier's customer service center will, at a minimum, be available by telephone Monday through Friday between the hours of 8:00 am to 7:00 pm ET. Any unresolved disputes should be directed to the Public Utilities Commission of Ohio and/or the Ohio Consumers Council. As a convenience, below is a list of helpful toll-free telephone numbers.

<u>Nature of Complaint</u>	<u>Contact</u>	<u>Phone Number</u>
Gas Odor/Leaks-Fire-Explosions	Duke Energy Ohio	1-800-634-4300
Service turn on/off	Duke Energy Ohio	1-800-544-6900
Billing Disputes	Duke Energy Ohio	1-800-544-6900
Price/Joining/Leaving Program	Supplier Customer Service	TBD
Program Regulatory Questions	Supplier Customer Service	TBD
Unresolved Disputes	Public Utilities Commission	1-800-686-7826
Unresolved Disputes	Ohio Consumers Council	1-877-742-5622

The Supplier will attempt to resolve all customer complaints in a timely and good faith manner. The Supplier shall investigate and provide a status report to the customer when the complaint is made directly to them and/or the Community within three (3) business days following receipt of the complaint. Or in the case of a Public Utilities Commission of Ohio ("PUCO") complaint the Supplier will investigate and provide a status report to the customer and PUCO staff within three (3) business days following receipt of the complaint. If an investigation into a complaint received from the customer or a complaint referred by the PUCO is not completed within ten (10) business days, then a status report will be given to the customer, and, if applicable, the PUCO. These status reports will be given every three (3) business days until the investigation is complete, unless the action that must be taken takes longer than three (3) business days and the customer has been notified. Final results of a Commission-referred complaint will be provided to the PUCO either orally (phone) or in writing (e-mail, written correspondence), no later than three (3) business days after the investigation is completed. The final results will be provided in writing to the customer no later than three (3) business days after the investigation is completed. Customers retain the right to contact the PUCO regarding complaints and disputes. All customers have the right to contact the PUCO by writing to Public Utilities Commission of Ohio, ATTN: IAD, 180 E. Broad St., Columbus, OH 43215-3793; by fax to (614) 752-8351; through their website at <http://www.puco.ohio.gov/> or by calling toll-free (800) 686-7826 (VOICE) or 7-1-1 (TTY-TDD). Records of customer complaints will be retained for two (2) years after the occurrence of the complaint. A copy of the complaint record will be provided to the PUCO within three (3) business days, if requested.

Moving Within the Community. Aggregation participants who move from one location to another within the Community boundaries and retain the same account number, will remain an Aggregation participant and will receive the same price they would have received if their location had not moved.

Aggregation participants who move from one location to another within the Community boundaries and are assigned a new account number may enroll their new account in the Aggregation and receive the same price as they would have received if their location had not moved, provided the new account is eligible for Aggregation. Participants who move and receive a new account number may be dropped from the Aggregation by the Utility, but they will not be charged an early termination fee from the Supplier. If a participant is dropped from the Aggregation due to a move within the Community, the participant must contact the Supplier to be re-enrolled.

Moving Outside of the Community. Aggregation participants who move out of the Community boundaries will no longer be eligible to participate in the Aggregation, but they will not be charged an early termination fee from the Supplier.

Enrolling after the Opt-out Period. Residential and small business accounts located within the Community's boundaries that are eligible to join the Aggregation but initially chose to opt-out of the Aggregation, or otherwise weren't included in the Aggregation, may join the Aggregation after the expiration of the applicable Opt-Out Period by contacting the Supplier. The rate for those joining the Aggregation after the expiration of the Opt-out Period may be different from the rate negotiated for the Aggregation by the Government Aggregator.

In the event that the Supplier is able to offer to newly eligible customers the same price that is provided to the current Aggregation participants, the Supplier may refresh the Aggregation by providing those

who move into the Community the opportunity to be included automatically, rather than waiting until the next pricing term of the Contract. The process for refreshing the Aggregation with new enrollments would follow the process noted above for determining eligibility, providing Opt-out Notices, and pooling the accounts. (Current Aggregation participants and those who previously declined participation would not receive the Opt-out Notice intended only for newly eligible customers.)

**TURTLECREEK TOWNSHIP BOARD OF TRUSTEES
WARREN COUNTY, OHIO**

RESOLUTION NO. 19-04-04

Date of Resolution: April 8, 2019

**TOPIC OF RESOLUTION: A RESOLUTION TO ADOPT A PLAN OF OPERATION AND GOVERNANCE FOR
NATURAL GAS GOVERNMENTAL AGGREGATION**

WHEREAS, the Turtlecreek Township Board of Trustees ("Board"), Warren County, Ohio has developed a Natural Gas Aggregation Program Plan of Operation and Governance ("Plan of Operation") in accordance with the governmental aggregation provisions of Sections 4901 and 4926.26 of the Ohio Revised Code and the Rules for Formation and Operation of Natural Gas Governmental Aggregations; and

WHEREAS, the Board's natural gas aggregation program will aggregate the retail natural gas load of residents and businesses that are eligible to participate in the Duke Energy-Ohio Energy Choice program for the purpose of negotiating for competitive retail natural gas supply at favorable rates; and

WHEREAS, the Board now intends to file for certification as a Governmental Aggregator, which requires that the Board first adopt its Plan of Operation and Governance; and

WHEREAS, the Board has determined this Resolution is in the best interest of the Township's residents, promotes the general welfare of said citizenry;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF TURTLECREEK TOWNSHIP, WARREN COUNTY, STATE OF OHIO:

SECTION 1. The Turtlecreek Township Board of Trustees, Warren County, Ohio adopts and approves a Plan of Operations and Governance as regards Natural Gas Governmental Aggregation as attached hereto (see Exhibit A).

SECTION 2. All prior Resolutions and Ordinances and parts of Resolutions and Ordinances which conflict with the provision of this resolution are hereby repealed to the extent that they are in conflict herewith.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the adoption of this Resolution were taken in an open meeting of this Board of Trustees and that all deliberations of this Board of Trustees and of any committees which resulted in formal action, were taken in meetings open to the public in full compliance with the law.

BE IT FURTHER RESOLVED, that this Board of Trustees, upon majority vote, does hereby dispense with the requirement that this Resolution be read on two separate days, and hereby authorizes the adoption of this Resolution upon its first reading.

BE IT FURTHER RESOLVED, that this Resolution shall be effective on the earliest date allowed by law.

Mr. Jones moved to adopt the foregoing Resolution, being seconded by Mr. Sams. Upon call of the roll, the following vote resulted.

Mr. Jim VanDeGrift	YEA
--------------------	-----

Mr. Daniel F. Jones	YEA
---------------------	-----

Mr. Jonathan D. Sams	YEA
----------------------	-----

Resolution adopted this 8th day of April, 2019.

**TURTLECREEK TOWNSHIP
BOARD OF TRUSTEES**



Attest: Amanda K. Childers, Fiscal Officer

TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO

EXHIBIT B-3 and B-4

AUTOMATIC AGGREGATION DISCLOSURE NOTIFICATION/OPT-OUT NOTICE

OPT OUT LETTER, TERMS & CONDITIONS AND FAQs – 6 Pages

Township Logo

CRNGS Logo

**ENROLLMENT NOTICE
TURTLECREEK TOWNSHIP NATURAL GAS AGGREGATION PROGRAM**

Date

Customer Name

Customer Account No.

Mailing Address 1

Mailing Address 2

City State Zip Code

Dear Resident or Small Business:

In November 2018, Turtlecreek Township voters authorized the creation of a natural gas aggregation program. The Board of Trustees of Turtlecreek Township is pleased to announce that _____ has been selected as the Township's supplier for this program. As an eligible resident or small business, you will be automatically enrolled in the program unless you opt-out by _____, 2019.

As an eligible participant in the Township's Program you have the following options:

1. You can choose to participate in the Township's Program and receive a fixed rate of \$X.XX /MCF for your natural gas supplies. **IF YOU CHOOSE THIS OPTION YOU DO NOT NEED TO DO ANYTHING FURTHER!** Please see the enclosed Terms and Conditions for full details regarding this rate and other terms of the program.
2. You can opt-out of the program by returning the enclosed postcard, calling (XXX) XXX-XXXX by _____, 2019, or opt-out on-line at www.<CRNGSSupplierwebsite.com> by _____, 2019.

Customer service representatives are available 24 hours a day, 7 days a week to answer any questions you may have. Service under the Program is estimated to begin with your _____ 2019 meter reading. This is only an estimate. Your actual service date will depend upon your meter read cycle and when Duke Energy-Ohio ("Your Utility") accepts your enrollment.

Billing/Service Under the Township's Program

Pursuant to Ohio Revised Code Section 4929.26, nothing regarding your natural gas service will change other than the supplier and the price. Your Utility will continue to deliver your natural gas and maintain the pipeline system that delivers your gas supply to your home. You will continue to receive only one (1) monthly bill from your Utility.

How You Can Opt-Out of the Township's Program

If you **DO NOT** want to participate in the Township's Program, you must opt-out by _____, 2019. You can choose any of the following methods to opt-out of the Program.

- Return the enclosed postcard by the above date.
- Call <CRNGS Supplier> toll-free at (XXX) XXX-XXXX by the above date.
- Opt-out online at www.<CRNGSSupplierwebsite> by the above date.

If you do not opt-out of the Program by the above date, you will receive confirmation from your Utility of your enrollment in the Program. This notice will inform you of your ability to rescind your enrollment without penalty. Additionally, you will receive written notice of your ability to opt-out of the Turtlecreek Township Program at least every (2) years.

Again, if you have any questions about the Turtlecreek Township Natural Gas Aggregation Program, please feel free to contact (XXX) XXX-XXXX. Customer service representations are available 24 hours a day, 7 days a week to answer your questions.

Sincerely,

**TURTLECREEK TOWNSHIP NATURAL GAS AGGREGATION PROGRAM
TERMS AND CONDITIONS**

Pursuant to the aggregation authority conferred upon the Board of Trustees of Turtlecreek Township (the "Board") by Ballot issue which passed by a majority of the vote on November 6, 2018, the Board selected <CRNGS Supplier> to supply the aggregation and to administer enrollments as described below.

IF YOU DO NOT WISH TO PARTICIPATE IN THE TURTLECREEK TOWNSHIP NATURAL GAS AGGREGATION PROGRAM, YOU MUST OPT-OUT BY RETURNING THE ENCLOSED POSTCARD, POSTMARKED NO LATER THAN _____, 2019, OR BY CALLING THE TOLL FREE NUMBER (XXX) XXX-XXXX BY _____, 2019, OR BY OPTING-OUT ON-LINE AT WWW.<CRNGSSUPPLIERWEBSITE.COM> BY _____, 2019.

Eligibility: To be eligible for automatic aggregation, you, the account holder (also referred to as "Buyer") for the account(s) referenced on the letter accompanying this Out-Out Notice (i) the service address must be located within the jurisdictional boundaries of Turtlecreek Township and your Utility ("the Utility"), (ii) may not be under contract with another competitive supplier, (iii) may not be a mercantile customer or a PIPP (Percentage of Income Payment Plan) customer, and (iv) must be in good credit standing with the Utility.

Purchase of Natural Gas: Seller agrees to sell, and Buyer agrees to buy all retail natural gas at the price ad on the terms and conditions specified in this Agreement. Buyer's natural gas utility remains responsible for the delivery of natural gas to the Customer. In addition to delivering natural gas, the Utility will continue to read Buyer's meter, bill Buyer and respond to any outages. If Buyer switches back to the Utility for any reason, Buyer may or may not be served under the same rates, terms, and conditions that apply to other customers served by the natural gas utility. The natural gas utility may charge switching fees to the Buyer. <CRNGS Supplier> will not charge you separately for any switching fees.

Enrollment: Customer's service with <CRNGS Supplier> ("Seller") will commence upon the successful completion of the Program's 21-day opt out period and the successful enrollment with your Utility ("Utility"), which is expected to commence within one or two billing cycles following completion of the opt-out period.

Delivery Period: Service shall begin as soon as the Utility accepts your enrollment and shall continue through the _____ 20__ meter read date ("Initial Delivery Period"). Prior to the end of the Initial Delivery Period, Seller shall provide Buyer notice of any changes to the terms and conditions of this Agreement that apply to service during the next Delivery Period. If renewal is indicated in the expiration notice, service will renew at the terms stated in the renewal notice unless Buyer affirmatively terminates the Agreement upon the expiration as provided in the notice. Buyer shall have the opportunity to opt-out of the Aggregation Program at least every two (2) years without penalty.

Rate: The Program rate will be a fixed price of \$.XX/CCF.

Taxes: Buyer is responsible for all state and local sales, use, revenue, gross receipts, commercial activity, excise and/or ad valorem tax (collectively, "Taxes") and shall reimburse Seller if Seller is required to remit such Taxes in connection with this Agreement. Tax exempt customer wishing to

participate in the Program must send their most recent tax exempt certificate on or before _____, 2019, to: <CRNGS SUPPLIER> at <Supplier Address>. Be sure to note Turtlecreek Township Natural Gas Aggregation Program and your utility account number on the certificate. Sales tax will not be charged starting with the date the certificate is received.

Credit/Deposit Requirements and Customer Information: Seller will not request a deposit or investigate your credit history to establish service. Buyer's social security number, account number(s), or any customer information will not be released by Seller without Buyer's express written consent except in accordance with rules 4901:1-28-04 and 4901:1-29-09 of the Ohio Administrative Code. Upon request by Buyer, Seller will provide up to 24 months of Buyer's payment history without charge.

Rescission and Cancellation of Contract: The Utility will send Buyer a letter confirming Buyer's enrollment with <CRNGS Supplier>. Buyer has seven (7) business days from the postmark date of that letter ("rescission period") to change his/her mind and to rescind Buyer's enrollment by notifying the Utility at (XXX) XXX-XXXX.

Termination: This agreement will automatically terminate or Buyer may terminate the Agreement without penalty if (a) the requested service location is not served by the Utility, or (b) Buyer, or the applicable account being served moves outside the Utility service area or to an area not served by Seller. This Agreement will terminate upon written notice, but without penalty to Buyer if (i) competitive retail natural gas service is no longer available due to a change in regulation, tariff, or law, or (ii) Seller defaults, which includes an unexcused failure to deliver natural gas under the terms of this Agreement. An "Early Termination" shall occur if this Agreement is terminated (i) by Buyer to select a different price or rate plan after the Rescission Period but prior to the end of the Delivery Period, or for any other reason other than those listed in (a)-(b) above or (ii) by Seller due to Buyer's default, which includes a failure to pay or an unexcused failure to receive natural gas under the terms of this Agreement. In the event of an Early Termination, Seller will not charge a termination fee. If Buyer returns to the Utility after the Rescission Period Buyer may not be served with the same rates, terms and conditions that apply to the Utility's Standard Service Offer.

Questions, Complaints and Concerns: Buyer may contact Seller (i) by calling 24 hours per day, 7 days per week at (XXX) XXX-XXXX, by visiting www.<CRNGSSupplierwebsite.com>; or (ii) by writing us at <CRNGS Supplier Address>. Seller will attempt to resolve all customer complaints in a timely manner and will respond to all complaints within three (3) business days of receipt. If Buyer's complaint is not resolved after Buyer has called Seller, or for general utility information, residential and business customers may contact the Public Utilities Commission of Ohio (PUCO) for assistance at (800) 686-7826 (toll-free) from 8:00 a.m. to 5:00 p.m. weekdays, or at <http://www.puco.ohio.gov>. Hearing or speech impaired customers may contact the PUCO via 7-1-1 (Ohio relay service). The Ohio Consumers' Counsel (OCC) represents residential utility customers in matters before the PUCO. The OCC can be contacted at (877) 742-5622 (toll free) from 8:00 a.m. to 5:00 p.m. weekdays, or at <http://www.occ.ohio.gov>.

Natural Gas Aggregation Opt-Out Frequently Asked Questions

Q: What is aggregation?

A: Under governmental aggregation, local officials bring the community together for group purchasing power. The community benefits by receiving competitively-priced natural gas from a retail natural gas supplier certified by the Public Utilities Commission of Ohio.

Q: How is my community able to choose a certified natural gas supplier on my behalf?

A: Residents voted to allow the community to negotiate a contract with a natural gas supplier on their behalf.

Q: How do I enroll?

A: Eligible residential or small business customers will be automatically enrolled.

Q: Who is eligible for the aggregation program?

A: Most residential and small business customers residing within the community receiving natural gas from the local utility are eligible (local utilities include: Dominion East Ohio Gas, Columbia Gas of Ohio, Vectren Energy Delivery of Ohio, and Duke Energy Ohio).

Q: Who is not eligible?

A: Residential and business customers who are not eligible for automatic enrollment in the program include:

- A customer that is not located within community boundaries.
- Percentage of Income Payment Program (PIPP) customers.
- A customer who is under contract with another natural gas provider.
- A customer who has a special contract with the natural gas utility company.
- Customers who are behind on their payments to the utility.
- A mercantile customer that has not provided consent to join the program. "Mercantile customer" means a commercial or industrial customer if the natural gas consumed is for non-residential use and the customer consumes more than 500 Mcf per year or is part of a national account involving multiple facilities in one or more states.

Q: Does it cost to enroll?

A: No. The supplier does not charge any enrollment or switching fees.

Q: When will I see my new rate?

A: You can expect to see the new rate one to two billing cycles following your enrollment in the program. Please note: supply rates do not include taxes, delivery service charges or other utility fees.

Q: Who will bill me for natural gas?

A: You will continue to receive one monthly bill from your local utility.

Q: Can I still have my payment automatically deducted from my checking account as I do now?

A: Yes, how you pay your natural gas bill will not change.

Q: Who is responsible for delivery of natural gas to my home or business?

A: Your local utility company will continue to deliver natural gas to your home or business.

Q: Who do I call if I have a problem with my natural gas service?

A: To report service problems, a gas leak and for billing questions, contact your local utility company.

Q: What if I have already selected another supplier?

A: Based on the records provided by the utility, we assumed you are not with another supplier. However, if you recently signed up with a new supplier, carefully review the terms and conditions of that agreement before proceeding as your ability to terminate early with that supplier may be restricted.

Q: Is there an early termination fee for leaving the program outside of the 21 day opt-out period? A:
No, there is no early termination fee.

Q: Who do I contact if I have additional questions about this offer?

A: If you have additional questions about the program, please contact xxxx.

TURTLECREEK TOWNSHIP, WARREN COUNTY, OHIO

EXHIBIT B-5 "EXPERIENCE"

1 Page

EXHIBIT B-5 "EXPERIENCE"

Due to the complexity of Governmental Aggregation, the Governmental Aggregator applicant has entered into a program agreement with Energy Alliances, Inc. to assist them in implementing and maintaining their Natural Gas Governmental Aggregation Program.

Founded in 1985, Energy Alliances, Inc. is an independent energy broker and consulting company that provides comprehensive energy procurement for commercial, governmental, small business and residential customers throughout the mid-West.

As a PUCO certified Retail Natural Gas Broker/Aggregator (Certificate Number 14-350G(3)) and a Competitive Retail Electric Service Provider (Certificate Number 14-805E(3)) Energy Alliances has over 13 years of experience in leading communities through the entire governmental aggregation process. They currently manage more than sixty (60) electric and gas governmental aggregation and/or endorsement programs in the State of Ohio and are leading three (3) other programs through the certification process.

A detailed summary of the contract includes, but is not limited to providing the following services:

- Assist with the preparation of resolutions, public notices, and customer communications
- Assist with the preparation of the Plan of Operation and Governance
- Assist with the preparation of the required legal notices and public meetings to review and approve the Plan of Operation and Governance
- Assist with the preparation and submission of the Certification Application for Governmental Aggregators and Re-certification Applications, as well as the annual reporting requirements
- Evaluate existing energy costs and rates, provide market expertise, and assist the communities with the selection of their electric/gas supply pricing strategy
- Assist with the preparation of all notifications required to be sent to program participants
- Assist the communities with the day-to-day operation of their programs (i.e. problem resolution, PUCO compliance, supplier liaison, etc.)
- Provide other services necessary for the communities to comply with provisions of Sections 4929 and 4928 and Chapter 4901 of the Ohio Revised Code

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

4/12/2019 12:02:30 PM

in

Case No(s). 19-0888-GA-GAG

Summary: Application for Certification as a Natural Gas Governmental Aggregator
electronically filed by Ms. Brenda G Coffey on behalf of Turtlecreek Township, Warren County