



Public Utilities Commission

| PUCO USE ONLY – Version 1.08 | | |
|------------------------------|------------------------------|--------------------------|
| Date Received | Renewal Certification Number | ORIGINAL AGG Case Number |
| | | 09 - 0605 - GA-AGG |

RENEWAL 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 renew its certificate as: (check all that apply)

☒ Retail Natural Gas Aggregator ☒ Retail Natural Gas Broker

A-2 Applicant information:

Legal Name Muirfield Energy, Inc.
Address 425 Metro Place North, Suite 550, Dublin, OH 43017
Telephone No. (614) 336-8877 Web site Address www.muirfieldenergy.com
Current PUCO Certificate No. 09-158G Effective Dates 10/31/2017 - 10/31/2019

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

Name Muirfield Energy, Inc.
Address 425 Metro Place North, Suite 550, Dublin, OH 43017
Web site Address www.muirfieldenergy.com Telephone No. (614) 336-8877

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

Muirfield Energy, Inc.

A-5 Contact person for regulatory or emergency matters:

Name Perry S. Oman Title President
Business Address 425 Metro Place North, Suite 550, Dublin, OH 43017
Telephone No. (614) 336-8877 Fax No. (888) 370-8878 Email Address poman@muirfieldenergy.com

2019 SEP 11 PM 3:08
PUCO
RECEIVED-DOCKETING DIV
I am to certify that the information submitted by the applicant is true and accurate and complete reproduction of a true and accurate document delivered in the regular course of business.
6/11/19 Date Processed
A technician

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

Name Perry S. Oman

Title President

Business address 425 Metro Place North, Suite 550, Dublin, OH 43017

Telephone No. (614) 336-8877

Fax No. (888) 370-8878

Email Address poman@muirfieldenergy.com

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

Customer service address 425 Metro Place North, Suite 550, Dublin, OH 43017

Toll-Free Telephone No. (888) 370-8898

Fax No. (888) 370-8898

Email Address poman@muirfieldenergy.com

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

Name Perry S. Oman

Title President

Business address 425 Metro Place North, Suite 550, Dublin, OH 43017

Telephone No. (614) 336-8877

Fax No. (888) 370-8878

Email Address poman@muirfieldenergy.com

A-9 Applicant's federal employer identification number 27-0229675

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

☐ Sole Proprietorship

☐ Partnership

☐ Limited Liability Partnership (LLP)

☐ Limited Liability Company (LLC)

☒ Corporation

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

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,"** provide the articles of incorporation filed with the state or jurisdiction in which the applicant is incorporated and any amendments thereto, *only if the contents of the originally filed documents changed since the initial application.*
- A-17 Exhibit A-17 "Secretary of State,"** provide evidence that the applicant is still 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 renewed certification (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



Exhibit A-14: Principal Officers, Directors & Partners

Perry S. Oman

President and General Manager

425 Metro Place North

Suite 550

Dublin, OH 43017

(614) 336-8877 Ext. 222

Your Business is Unique. So is Your Energy Solution.

425 Metro Place North

Suite 550

Dublin, Ohio 43017

614-336-8877

888-370-8878 (Fax)

www.MuirfieldEnergy.com



MuirfieldEnergy
Energy Solutions for Your Business

Company History

Muirfield Energy is a PUC (Public Utilities Commission) certified Broker / Aggregator in both natural gas & electric for the commercial and industrial sector of PA and OH. At Muirfield Energy we make the process of shopping for an energy supplier as painless as possible, canvassing numerous suppliers to find the most cost savings for your business.

06/01/2009 – Muirfield Energy, Inc. was incorporated and started by Perry S. Oman.

08/08/2009 – Public Utilities Commission of Ohio certified Muirfield Energy, Inc. as an Ohio competitive Retail Electric Service and Natural Gas Provider.

09/23/2010 – Muirfield Energy, Inc. moved to 5850 C Venture Drive, Dublin, OH 43017.

05/05/2011 – Muirfield Energy, Inc. became BBB Accredited.

10/31/2011 - Public Utilities Commission of Pennsylvania certified Muirfield Energy, Inc. as a competitive Retail Electric Service Provider.

06/27/2012 - Public Utilities Commission of Illinois certified Muirfield Energy, Inc. as a competitive Retail Electric Service Provider.

09/01/2013 – Muirfield Energy, Inc. moved to 425 Metro Place North, Dublin, OH 43017.

11/13/2014 - Public Utilities Commission of Pennsylvania certified Muirfield Energy, Inc. as a competitive Natural Gas Provider.

04/27/2016 - Public Utilities Commission of New Jersey certified Muirfield Energy, Inc. as a competitive Retail Electric Provider.

08/23/2016 - Public Utilities Commission of Maryland certified Muirfield Energy, Inc. as a competitive Retail Electric and Natural Gas Provider.

02/28/2018 - Public Utilities Commission of Delaware certified Muirfield Energy, Inc. as a competitive Retail Electric Provider.

03/02/2018 - Public Utilities Commission of Massachusetts certified Muirfield Energy, Inc. as a competitive Retail Natural Gas Provider.

04/25/2018 - Public Utilities Commission of Massachusetts certified Muirfield Energy, Inc. as a competitive Retail Electric Provider.

07/13/2018 - Public Utilities Commission of District of Columbia certified Muirfield Energy, Inc. as a competitive Retail Electric and Natural Gas Provider.

Your Business is Unique. So is Your Energy Solution.

425 Metro Place North
Suite 550
Dublin, Ohio 43017
614-336-8877
888-370-8878 (Fax)
www.MuirfieldEnergy.com



02/08/2018 - Public Utilities Commission of Massachusetts certified Muirfield Energy, Inc. as a competitive Retail Natural Gas Provider.

03/04/2019 – Public Utilities Commission of Massachusetts certified Muirfield Energy, Inc. as a competitive Retail Electric Provider.

06/01/2019 – Celebrated 10 years of Business

07/22/2019 – Public Utilities Commission of New Hampshire certified Muirfield Energy, Inc. as a competitive Retail Electric Provider.

07/29/2019 – Public Utilities Commission of Maine certified Muirfield Energy, Inc. as a competitive Retail Electric Provider.

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"EXHIBIT A"
TO
ARTICLES OF INCORPORATION
OF
MUIRFIELD ENERGY, INC.

THE UNDERSIGNED, being a citizen of the United States, desiring to form a corporation for profit under sections 1701.01 et seq. of the Ohio Revised Code does hereby certify:

FIRST: The name of the corporation shall be MUIRFIELD ENERGY, INC.

SECOND: The principal office of the corporation is to be located at 6135 Memorial Drive, Dublin, Franklin County, Ohio 43017.

THIRD: The purpose or purposes for which the corporation is formed are:

(a) To establish and maintain an energy sales and brokerage business, and to engage in all related activities.

(b) Generally, consistent with the provisions of Section 1701.04(A)(3) of the Ohio Revised Code, to engage in any lawful act or activity for which corporations may be formed under Sections 1701.01 through 1701.98, inclusive, of the Ohio Revised Code.

FOURTH: The maximum number of shares which the corporation is authorized to have outstanding is 1000 common shares, all of which shall be without par value.

FIFTH: The amount of stated capital with which the corporation shall begin business shall not be less than \$100.00.

SIXTH: The corporation shall have the power and authority to acquire by purchase, subscription or otherwise, and to receive, hold, own, guarantee, sell, assign, exchange, transfer, mortgage, pledge, or otherwise dispose of or deal in and with any of the shares of the capital stock, or any voting trust certificates in respect of the shares of capital stock, script, warrants, rights, bonds, debentures, notes, trust receipts, and other securities, obligations, chooses in action and evidence of indebtedness or interest issued or created by any corporation, joint stock companies, syndicates, associations, firms, trusts or persons, public or private, or by the United States Government, by any foreign government, by any state, territory, province, municipality or other political subdivision or any governmental agency, and as owner thereof to possess and exercise all the rights, powers and privileges of ownership, including the right to execute consents and vote thereon, and to do any and all acts necessary or advisable for the preservation, protection, improvement, and enhancement in value thereof; upon majority vote of the Board of Directors.

SEVENTH: The corporation shall have the power and authority to issue stocks, bonds, debentures, or other obligations and to secure the same by mortgage, pledge, deed of trust, or otherwise; upon majority vote of the Board of Directors.

EIGHTH: The corporation shall have the power and authority to borrow or raise moneys for any of the purposes of the corporation and, from time to time without limit as to amount, to draw, make, accept, endorse, execute and issue promissory notes, drafts, bills of exchange, warrants, bonds, debentures, and other negotiable and nonnegotiable instruments and evidence of indebtedness, and to secure the payment of any thereof and of the interest thereon by mortgage upon or pledge, conveyance or assignment in trust of the whole or part of the property of the corporation, whether at the time owned or thereafter acquired; by majority vote of the Board of Directors.

NINTH: As a means of accomplishing its purposes, the corporation shall also have the following powers:

(a) To accept, acquire, receive, take, and hold by bequest, devise, grant, gift, purchase, exchange, lease, transfer, judicial order or decree, or otherwise, for any of its objects and purposes, any property, both real and personal of whatever kind, nature, or description and wherever situated.

(b) To sell, exchange, convey, mortgage, lease, transfer, or otherwise dispose of, any such property, both real and personal, as the objects and purposes of the corporation may require, subject to such limitations as may be prescribed by law.

TENTH: The Board of Directors is hereby authorized to fix and determine whether any and, if any, what part of the surplus, however created or arising, shall be used or disposed of or declared in dividends or paid to shareholders and, without action by the shareholders, to use and supply surplus, or any part thereof, or such part of the stated capital of the corporation as is permitted under the provisions of Section 1701.35 of the Ohio Revised Code, or any statute of like tenor or effect which is hereafter enacted, at any time or from time to time, in the purchase or acquisition of shares of any class, voting trust certificates for shares, bonds, debentures, notes, script, warrants, obligations, evidence of indebtedness of the corporation, or other securities of the corporation, to such extent or amount and in such manner and upon such terms as the Board of Directors shall deem expedient.

ELEVENTH: A director or officer of the corporation shall not be disqualified by his office from dealing or contracting with the corporation as a vendor, purchaser, employee, agent, or otherwise. No transaction or contract or act of the corporation shall be void or voidable or in any way affected or invalidated by reason of the fact that any director or officer of any firm of which any director or officer or the corporation is a shareholder, director or trustee, or any trust of which any director or officer or the corporation is a trustee or beneficiary, is in any way interested in such transaction or contract or act. No director or officer shall be accountable or responsible to the corporation for or in respect to any transaction or contact or act of the corporation or for

any gains or profits directly or indirectly realized by him or her by reason of the fact that he or she or any firm of which he or she is a member or any corporation of which he or she is a member, shareholder, director or trustee, or any trust of which he or she is a trustee or beneficiary, is interested in such transaction or contract or act, provided the fact that such director or officer of the corporation shall have disclosed or shall have made known to the Board of Directors of the corporation as shall be present at the meeting of the Board of Directors at which action upon such contract or transaction or act shall have been taken the nature of his or her relation to said other entity or entities and the nature of his or her gain or profit from said transaction or contract or act. Any director may be counted in determining the existence of a quorum at any meeting in respect to any such contract or transaction or act, and may vote thereat to authorize, ratify, or approve any such contract or transaction or act, and any officer of the corporation may take any action within the scope of his or her authority, respecting such contract or transaction or act, with like force and effect as if he or she or any firm of which he or she is a shareholder, director or trustee, or any trust of which he or she is a trustee or a beneficiary, were not interested in such transaction or contract or act. Without limiting or qualifying the foregoing, if any judicial or other inquiry, suit, cause, or proceeding, the question of whether a director or officer of the company has acted in good faith is material, then notwithstanding any statute or rule of law or of equity to the contrary (if any there be) his or her good faith shall be presumed, in the absence of proof to the contrary by clear and convincing evidence.

TWELFTH: Except as otherwise provided herein, every person who is or has been a director or officer of the corporation and his or her heirs and legal representatives is hereby indemnified by the corporation against expenses and liabilities actually and necessarily incurred by him or her in connection with the defense of either (1) any action, suit or proceeding to which he or she may be a party defendant; or (2) any claim of liability asserted against him or her, by reason of his or her being or having been director or officer of the corporation. Without limitation, the term "expenses" includes any amount paid or agreed to be paid to the corporation itself. The corporation does not, however, indemnify any director or officer in respect to any matter as to which he or she shall be finally adjudged liable for negligence or misconduct in the performance of his or her duties as such director or officer nor, in the case of a settlement, unless such settlement shall be found to be in the interest of the corporation by: (1) the court having jurisdiction over the action, suit or proceeding against such director or officer or of a suit involving his or her right to indemnification, or (2) a majority of the directors of the corporation then in office other than those involved in such matter (whether or not such majority constitutes a quorum) or if there are not at least two directors of the corporation then in office other than those involved in such matter, by a majority of a committee (selected by the Board of Directors) of five or more shareholders of the corporation who are not directors or officers, provided that such indemnity in cases of a settlement shall not be allowed by such directors or committee of shareholders unless it is found by independent legal counsel (meaning a lawyer who is not a director, officer, shareholder, or employee of the corporation, and is not a partner or professional associate of a director, officer, shareholder, or employee of the corporation) that such settlement is reasonable in amount and in the interest of the corporation. The foregoing right of

indemnification shall be in addition to all rights to which any director or officer may be entitled as a matter of law.

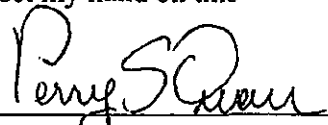
THIRTEENTH: Notwithstanding any provision of any statute of the State of Ohio, now or hereafter in force, requiring for any purpose the vote of the holders of shares entitling them to exercise two-thirds or any other proportion of the voting power of the corporation or of any class or classes of shares thereof, any action, unless otherwise expressly required by statute, may be taken by the vote of the holders of shares entitling them to exercise a majority of the voting power of the corporation or of such class or classes.

FOURTEENTH: Every statute of the State of Ohio hereafter enacted, whereby the rights or privileges of shareholders of a corporation organized under the General Corporation Law of said state are increased, diminished or in any way affected, or whereby effect is given to any action authorized, ratified, or approved by less than all the shareholders of any such corporation, shall apply to the corporation and shall be binding upon every shareholder thereof to the same extent as if such statute had been in force at the date of the filing of these Articles Of Incorporation.

SIXTEENTH: This corporation may enter into an agreement(s) with its shareholders limiting the right to buy, sell, transfer and assign shares of the capital stock of this corporation to the method provided in such agreement. Such agreement shall be in the form and contain the terms and conditions established or approved by the board of directors. Upon the execution of any said agreement, the board of directors shall thereupon cause all shares of the corporation, whether issued and outstanding or thereafter issued, to bear upon them the following legend, which may not be the sole legend:

"The transfer of shares of stock represented by this Certificate is restricted under terms of an Agreement dated the _____ day of _____, 20____, a copy of which is on file at the office of the corporation."

IN WITNESS WHEREOF, I have hereunto set my hand on this
26th day of May, 2009.


Incorporator



Prescribed by:

Ohio Secretary of State
Central Ohio: (614) 466-3910
Toll Free: 1-877-SOS-FILE (1-877-767-3453)

www.sos.state.oh.us
e-mail: busserv@sos.state.oh.us

Expedite this Form: (Select One)

~~Mailroom - only in following:~~

☐ Yes PO Box 1390
Columbus, OH 43216

*** Requires an additional fee of \$100 ***

☐ No PO Box 670
Columbus, OH 43216

INITIAL ARTICLES OF INCORPORATION

(For Domestic Profit or Nonprofit)

Filing Fee \$125.00

THE UNDERSIGNED HEREBY STATES THE FOLLOWING:

(CHECK ONLY ONE (1) BOX)

| | | |
|---|---|---|
| <input checked="" type="checkbox"/> (1) Articles of Incorporation Profit (113-ARF) ORC 1701 | <input type="checkbox"/> (2) Articles of Incorporation Nonprofit (114-ARN) ORC 1702 | <input type="checkbox"/> (3) Articles of Incorporation Professional (170-ARP) Profession _____ ORC 1785 |
|---|---|---|

Complete the general information in this section for the box checked above.

| | | |
|--|--|-----------------------------|
| FIRST: Name of Corporation | <u>Muirfield Energy, Inc.</u> | |
| SECOND: Location | <u>Dublin</u> (City) | <u>Franklin</u> (County) |
| Effective Date (Optional) | _____ (mm/dd/yyyy) Date specified can be no more than 90 days after date of filing. If a date is specified, the date must be a date on or after the date of filing. | |
| Check here if additional provisions are attached | | |

Complete the information in this section if box (2) or (3) is checked. Completing this section is optional if box (1) is checked.

| |
|--|
| THIRD: Purpose for which corporation is formed |
| To establish and maintain an energy sales and brokerage business, and to engage in all related activities, and to engage in any lawful act or activity for which corporations may be formed under Sections 1701.01 through 1701.98, inclusive, of the Ohio Revised Code. |

Complete the information in this section if box (1) or (3) is checked.

| | | | |
|--|--------------------------------|-------------------------|------------------------------|
| FOURTH: The number of shares which the corporation is authorized to have outstanding (Please state if shares are common or preferred and their par value if any) | <u>1000</u> (No. of Shares) | <u>common</u> (Type) | <u>no par</u> (Par Value) |
| (Refer to instructions if needed) | | | |

Completing the information in this section is optional

FIFTH: The following are the names and addresses of the individuals who are to serve as initial Directors.

(Name)

(Street)

NOTE: P.O. Box Addresses are NOT acceptable.

(City)

(State)

(Zip Code)

(Name)

(Street)

NOTE: P.O. Box Addresses are NOT acceptable.

(City)

(State)

(Zip Code)

(Name)

(Street)

NOTE: P.O. Box Addresses are NOT acceptable.


(City)

(State)

(Zip Code)

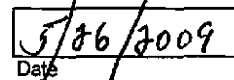
REQUIRED

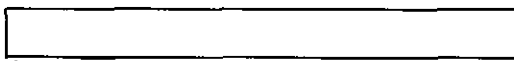
Must be authenticated
(signed) by an authorized
representative
(See Instructions)


Authorized Representative

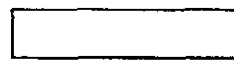
Perry S. Oman

(print name)


Date

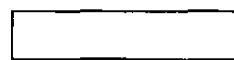

Authorized Representative

(print name)


Date


Authorized Representative

(print name)


Date

Complete the information in this section if box (1) (2) or (3) is checked.

ORIGINAL APPOINTMENT OF STATUTORY AGENT

The undersigned, being at least a majority of the incorporators of Muirfield Energy, Inc.
hereby appoint the following to be statutory agent upon whom any process, notice or demand required or permitted by
statute to be served upon the corporation may be served. The complete address of the agent is

Atty. J. S. Streb

(Name)

736 Neil Ave.

(Street)

NOTE: P.O. Box Addresses are NOT acceptable.

Columbus

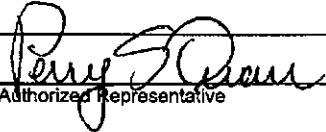
(City)

Ohio

43215

(Zip Code)

Must be authenticated by an
authorized representative


Authorized Representative

5/26/2009
Date

Authorized Representative

Date

Authorized Representative

Date

ACCEPTANCE OF APPOINTMENT

The Undersigned, Atty. J. S. Streb, named herein as the
Statutory agent for, Muirfield Energy, Inc.
, hereby acknowledges and accepts the appointment of statutory agent for said entity.

Signature: 

(Statutory Agent)

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

I, Frank LaRose, Secretary of State of the State of Ohio, do hereby certify that the paper to which this is attached is a true and correct copy from the original record now in my official custody as Secretary of State.



Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 22nd day of April, A.D. 2019.

Ohio Secretary of State

A handwritten signature in cursive script, appearing to read "Frank LaRose".

Validation Number:

201911204514



| | | | | | | |
|------------|--------------|--|--------|--------|------|------|
| DATE | DOCUMENT ID | DESCRIPTION | FILING | EXPED | CERT | COPY |
| 06/02/2009 | 200915300278 | DOMESTIC FOR PROFIT CORP - ARTICLES (ARF) | 125.00 | 100.00 | 0.00 | 0.00 |

Receipt

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

JOSEPH S STREB
736 NEIL AVE
COLUMBUS, OH 43215

**STATE OF OHIO
CERTIFICATE**

Ohio Secretary of State, Jennifer Brunner
1860942

It is hereby certified that the Secretary of State of Ohio has custody of the business records for
MUIRFIELD ENERGY, INC.

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

Document(s)

DOMESTIC FOR PROFIT CORP - ARTICLES

Effective Date: 06/01/2009

Document No(s):

200915300278



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

Witness my hand and the seal of the
Secretary of State at Columbus, Ohio this
2nd day of June, A.D. 2009.


Ohio Secretary of State

Exhibit B-1: Jurisdictions of Operation

| State | | Electric | Natural Gas |
|---------------------------------|----|--------------------------|---------------------------|
| Alabama | AL | | |
| Alaska | AK | | |
| Arizona | AZ | not applicable | X |
| Arkansas | AR | not applicable | |
| California | CA | X | X |
| Colorado | CO | | |
| Connecticut | CT | X | X |
| Delaware | DE | License # 18-0059 | |
| Washington District of Columbia | DC | License # EA 2018-01 | License # GA 2018-01 |
| Florida | FL | | |
| Georgia | GA | not applicable | X |
| Hawaii | HI | | |
| Idaho | ID | | |
| Illinois | IL | License # 12-0358 | X |
| Indiana | IN | not applicable | |
| Iowa | IA | | |
| Kansas | KS | | |
| Kentucky | KY | not applicable | |
| Louisiana | LA | | |
| Maine | ME | 2019-00153 | |
| Maryland | MD | License # IR-3928 | License # IR-3929 |
| Massachusetts | MA | RE-204 | EB-441 |
| Michigan | MI | X | X |
| Minnesota | MN | | |
| Mississippi | MS | | |
| Missouri | MO | | |
| Montana | MT | | |
| Nebraska | NE | not applicable | |
| Nevada | NV | | |
| New Hampshire | NH | DM 19-123 | |
| New Jersey | NJ | License # EA-0324 | License # EC-0104/PA-0168 |
| New Mexico | NM | not applicable | |
| New York | NY | X | X |
| North Carolina | NC | not applicable | |
| North Dakota | ND | | |
| Ohio | OH | License # 09-061E | License # 09-158G |
| Oklahoma | OK | | |
| Oregon | OR | | |
| Pennsylvania | PA | License # A-2010-2204832 | License # A-2014-2445211 |
| Rhode Island | RI | X | X |
| South Carolina | SC | not applicable | X |
| South Dakota | SD | | |

| | | | |
|---------------|----|----------------|----------------|
| Tennessee | TN | not applicable | X |
| Texas | TX | BR190073 | not applicable |
| Utah | UT | | |
| Vermont | VT | | |
| Virginia | VA | | |
| Washington | WA | | |
| West Virginia | WV | not applicable | X |
| Wisconsin | WI | | |
| Wyoming | WY | not applicable | |



Exhibit B-2: Experience & Plans

Perry Oman has over 20 years of experience in the Energy suppliers industry. He started out in the commodities trading and left to go into the deregulated power and natural gas industry.

Muirfield Energy, Inc. is a consulting company, all contracting with customers is provided *though our third party suppliers.*

Customer inquiries and complaints are handled through our 800 number which feed into our dedicated customer service team. Detail customer service information can be found in section A-7: Applicant's address and toll-free number for customer service and complaints.

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Exhibit B-3: Summary of Experience

Number of Accounts in Ohio: 1,400

Industries Types of Accounts: Agriculture, Automotive, Creative Arts, Construction, Consulting / Management Services, Education, Entertainment, Government, Hospital/Medical Facility, Hotel/Hotel Management, Industrial, Manufacturing, Organizations, Other, Printing, Property Management, Religious Organizations, Residential/Apartments, Restaurants/Bar, Retail, Technology, Transportation Service, and Warehouses.

Utility Service areas: Columbia Gas of Ohio, Dominion East Ohio, Duke Energy Ohio, and Vectren.

Estimate Yearly Usage – 1.5 bcf

Suppliers: Constellation, Direct Energy, Santanna, Snyder Brothers, UGI, and Volunteer.

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Exhibit B-4: Disclosure of Liabilities and Investigations

There are not any existing, pending or past rulings, judgments, contingent liabilities, revocations of authority, regulatory investigations, or any other matter that could adversely impact Muirfield Energy's financial or operational status or ability to provide the services for which it is seeking renewed certification since we last filed for certification.

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status or ability to provide the services for which it is seeking renewed certification since applicant last filed for certification.

- 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 since applicant last filed for certification.

☒ 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 since applicant last filed for certification.

☒ No ☐ Yes

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

SECTION C - APPLICANT FINANCIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- C-1 Exhibit C-1 "Annual Reports,"** provide the two most recent Annual Reports to Shareholders. If applicant does not have annual reports, the applicant should provide similar information, labeled as Exhibit C-1, or indicate that Exhibit C-1 is not applicable and why.
(This is generally only applicable to publicly traded companies who publish annual reports.)
- C-2 Exhibit C-2 "SEC Filings,"** provide the most recent 10-K/8-K Filings with the SEC. If applicant does not have such filings, it may submit those of its parent company. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 whether 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).



Exhibit C-1: Annual Reports

Muirfield Energy, Inc. is not a publicly traded company.

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Exhibit C-2: SEC Filings

Muirfield Energy, Inc. is not required to file with the SEC due to be a privately owned company.

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C-4 Exhibit C-4 “Financial Arrangements,” provide copies of the applicant's 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 Experion, Dun and Bradstreet, or a similar organization. An applicant that provides an investment grade credit rating for Exhibit C-6 may enter “N/A” for Exhibit C-7.



Exhibit C-4: Financial Arrangements

N/A

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Exhibit C-6: Credit Rating

N/A

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- C-8 Exhibit C-8 "Bankruptcy Information,"** provide a list and description of any reorganizations, protection from creditors or any other form of bankruptcy filings made by the applicant, a parent or affiliate organization that guarantees the obligations of the applicant or any officer of the applicant in the current year or within the two most recent years preceding the application.
- C-9 Exhibit C-9 "Merger Information,"** provide a statement describing any dissolution or merger or acquisition of the applicant within the two most recent years preceding the application.
- C-10 Exhibit C-10 "Corporate Structure,"** provide a description of the applicant's corporate structure, not an internal organizational chart, including a graphical depiction of such structure, and a list of all affiliate and subsidiary companies that supply retail or wholesale electricity or natural gas to customers in North America. If the applicant is a stand-alone entity, then no graphical depiction is required and applicant may respond by stating that they are a stand-alone entity with no affiliate or subsidiary companies.

SECTION D – APPLICANT TECHNICAL CAPABILITY

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.

- D-1 Exhibit D-1 "Operations,"** provide a current written description of the operational nature of the applicant's business 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

Peny S. Quan President

Sworn and subscribed before me this

11th

day of

September

Month

2019

Year

Nick

Signature of official administering oath

Nick Ring, Banker

Print Name and Title



NICHOLAS A RING
Notary Public, State of Ohio
My Comm. Expires 05/25/2020

My commission expires on

05/25/2020



Exhibit C-8: Bankruptcy Information

N/A

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Exhibit C-9: Merger Information

N/A

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Exhibit C-10: Corporate Structure

Muirfield Energy, Inc. is a S Corp entity with no affiliate or subsidiary companies

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Exhibit D-1: Operations

Muirfield Energy is an energy consulting company that is headquartered in Dublin Ohio with satellite offices in Bridgewater, New Jersey and McKinney, Texas. We currently operate in 21 states.

Muirfield Energy's Consultants are local energy professionals which possess several years of experience in the energy industry. We are not set-up as a telemarketing shop. Our energy consultants provide their clients with long-term relationships and personalized service in order to properly manage their businesses' energy needs and improve energy efficiency while reducing their energy costs. Our products and services began with natural gas and electricity procurement and have expanded to include the deployment of energy management systems and bill payment and utility analytics, such as Muirfield Analytics, demand response, green / alternative energy solutions and sustainability including renewable energy credits. We also have a pricing and contracts team along with an administrative sales support team located in our Dublin Ohio office that provide our Energy Consultants with the support they need to successfully support our customers.

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Perry S. Oman

Mission Statement

- Building trusted partnerships with clients through long-term relationships and personalized service in order to properly manage businesses energy need and reduce their energy costs.

Experience

President, Muirfield Energy • February 2009 – Present

- Owner/Operator of independent energy management company.

Senior Sales Manager, Direct Energy • July 2005 – September 2008

- Directed C & I power and natural gas sales in Ohio, Michigan and western Pennsylvania.
- Responsible for the development of alternative sales channels throughout the Midwest.
- Tasked with the creation of a new operating region integrating the Strategic Energy acquisition into the Direct Energy organization.
- Responsible for C & I power and natural gas sales in New York State and natural gas sales in Ohio.
- Tasked with resurrecting and correcting the failed 2005/2006 New York C&I market entry.
- Redesigned New York business plan stressing utility billing for commercial accounts, utility purchase of receivables, defined sales territories, added sales staff and an updated product suite.
- Conducted assessment identifying products necessary to compete “up market” in the different markets of New York City and Upstate New York, this resulted in a 140% increase in Upstate New York industrial sales.
- Highlighted existence of 2 different business segments requiring differing approaches and products. Created small/medium business segment (SMB) & large commercial/Industrial segment (LCI). This increased geographic sales coverage while bringing about a 20% reduction in sales staff salaries.

General Manager, Amerada Hess • 1998 – 2004

- Directed and monitored all aspects of domestic commercial sales and marketing, including strategic planning, program development and implementation as well as contract administration. Directly administer \$8 million budget
- Responsible for commercial natural gas and electric sales to 12,000 commercial customers in a 7 state, 30 utility area designated by the Corporation as core market and brand recognition area. Group generated \$135 million in sales and \$12.6 million in gross annual margin. Delivered 30 bcf of natural gas at an average margin of \$.42 dth.
- Managed staff of 45 people. Including Commercial Account Sales, Marketing, Collections, Customer Service and a centralized Account Retention group. In addition, supervised Industrial Electric Sales Support.

Regional Manager, Equitable Resources • 1996 – 1998

- Responsible for the creation of a regional sales office in Saddle Brook, New Jersey. This region was tasked to handle all Commercial and Industrial sales/marketing activities in New York City, lower New York State, New Jersey, Connecticut and eastern Pennsylvania. Area of responsibilities included the territories of 14 utilities.
- Developed a comprehensive business plan for the New York metropolitan area. This plan detailed sales staff requirements for each area, timing of hires and minimum performance standards. In addition, market and industry segments, allocation of financial resources and New York/New Jersey demographics were analyzed.
- Responsible for the hiring and training region personnel. This included both commercial and industrial sales personnel as well as sales support personnel. Created an energy sales training manual to educate sales staff. Developed inexperienced sales staff, meeting all performance criteria within 6 months.

Education

Fordham University – Bronx, NY – B.A., History

Leadership

Board Member of EPO (Energy Professionals Of Ohio)



Exhibit D-3: Key Technical Personnel

Perry Oman, President poman@muirfieldenergy.com 614-336-8877
Please see Exhibit D-2: Operations Expertise

Ann Marie Oman, Human Resources aoman@muirfieldenergy.com 614-336-8877
Ann Marie brings over 10 years of human resources experience and has been invaluable to the company's rapid expansion. A 1998 graduate of St. John's University in New York she obtained her Bachelor's Degree summa cum laude in business.

Justin Lavy, Pricing Supervisor jlavy@muirfieldenergy.com 614-336-8877
Justin possesses over seven years of experience in the energy industry. He is currently running Muirfield Energy's pricing desk and coordinates the preparation of savings analysis. Justin received a Bachelor of Science Degree in Business Administration with a major in economics from Fisher College of Business at the Ohio State University.

Cathy Lydy, Energy Consultant clydy@muirfieldenergy.com 419-265-0758
Cathi Lydy possesses 32 years of management experience that includes management, customer service, and operations in the health care field. She credits her varied experience with providing excellent skills in dealing with the public, allowing her to conduct meetings with potential clients with poise and professionalism necessary to be successful at Muirfield Energy.

Dan Ziegler, Sr Energy Consultant dziegler@muirfieldenergy.com 859-485-1521
Dan spent 27 years with Duke Energy, including roles as Managing Director for Duke Energy Generation Services and Vice President for Duke Energy Industrial Sales, LLC. While there, he built and managed a client-focused coal sales business with three employees that ultimately accounted for \$75 million in revenue.

Ed Kander, Sr Energy Consultant ekander@muirfieldenergy.com 216-978-9083
Ed has sold both electricity and natural gas for over 15 years. He has previously worked for MidAmerican, Direct Energy and Hess. Prior to moving into deregulated supply, Ed worked for Columbia Gas of Ohio. He graduated from Cleveland State with a Bachelor of Arts in Communication.

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The Public Utilities Commission of Ohio

Competitive Retail Natural Gas Service
Affidavit Form
(Version 1.07)

In the Matter of the Application of)

Muirfield Energy, Inc.)

for a Certificate or Renewal Certificate to Provide)
Competitive Retail Natural Gas Service in Ohio.)

Case No. 09 - 0605 - GA-AGG

County of Franklin
State of Ohio

Perry S. Oman

[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

Perry S. Oman President

Sworn and subscribed before me this

11th

day of

September

Month

2019

Year

Nick Ring

Signature of Official Administering Oath

Nick Ring, Banker

Print Name and Title



NICHOLAS A. RING
Notary Public, State of Ohio
My Comm. Expires 05/25/2020

My commission expires on

05/25/2020