

Original CRS
Case Number
Version
00 - 1742 -EL-CRS
May 2016

RENEWAL APPLICATION FOR RETAIL GENERATION PROVIDERS AND POWER MARKETERS

Please print or type all required information. Identify all attachments with an exhibit label and title (Example: Exhibit C-10 Corporate Structure). 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 input information directly onto the form. You may also download the form, by saving it to your local disk, for later use.

A.	RENEWAL INFORMATION
A-1	Applicant intends to be renewed as: (check all that apply)
	☑Retail Generation Provider ☐Power Broker ☑Power Marketer ☐Aggregator
A-2	Applicant's legal name, address, telephone number, PUCO certificate number, and web site address
	Legal Name Energy Harbor LLC Address 341 White Pond Drive, B3, Akron, Ohio 44320 PUCO Certificate # and Date Certified 00-011E(9); November 2, 2016 Telephone #(888) 254-4769 Web site address (if any) www.energyharbor.com
A-3	List name, address, telephone number and we b site address under which Applicant does business in Ohio
	Legal Name Energy Harbor LLC Address 341 White Pond Drive, B3, Akron, Ohio 44320 Telephone #(888) 254-4769 Web site address (if any) www.energyharbor.com

Energy Harbor			
Contact person i	for regulatory or em	ergency matters	
Name Kim Pelc, A	nalyst III, Structuring &	Pricing	
Title Analyst III, S	tructuring & Pricing	<u> </u>	
Business address 3	41 White Pond Drive, B	3. Akron. Ohio 44320	
Telephone # (330) 3	<u>315-7385</u>	Fax #	
E-mail address	See Exhibit A-5	·	
Contact person	for Commission Staf	f use in investigating custome	r compl
Name Amanda Wit	them		
	ransaction Management		
		3, Akron, Ohio 44320	
Telephone # (330) 3	315-7322	Fax #	
F-mail address	See Exhibit A-6		
Applicant's addi	ress and toll-free nur	iber for customer service and	compla
Customer Service a Toll-free Telephon	address <u>341 White Pond</u> e # <u>(888) 254-4769</u>	Drive, B3, Akron, Ohio 44320 Fax #	
Customer Service a	address 341 White Pond e # (888) 254-4769	Drive, B3, Akron, Ohio 44320 Fax #	
Customer Service a Toll-free Telephon E-mail address	address 341 White Pond e # (888) 254-4769 See Exhibit A-7	Drive, B3, Akron, Ohio 44320 Fax #	
Customer Service a Toll-free Telephon E-mail address Applicant's feder	address 341 White Pond e # (888) 254-4769 See Exhibit A-7	Drive, B3, Akron, Ohio 44320 Fax # cation number # 31-1560186	
Customer Service a Toll-free Telephon E-mail address Applicant's feder	address 341 White Pond e #_(888) 254-4769 See Exhibit A-7 ral employer identifi n of ownership (chec	Drive, B3, Akron, Ohio 44320 Fax # cation number # 31-1560186	
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Customer Service a Toll-free Telephon E-mail address Applicant's feder Applicant's form Sole Proprietorsh Limited Liability Corporation PROVIDE THE FORE Exhibit A-10 "P	address 341 White Pond e # (888) 254-4769 See Exhibit A-7 ral employer identification of ownership (checking Partnership (LLP) PLLOWING AS SEPAR Principal Officers, D	Drive, B3, Akron, Ohio 44320 Fax # cation number # 31-1560186 k one) Partnership Limited Liability Compan Other	L AS IN

B. MANAGERIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:

- **B-1** Exhibit B-1 "Jurisdictions of Operation," provide a 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 or wholesale electric services.
- B-2 <u>Exhibit B-2 "Experience & Plans,"</u> provide a 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 4928.10 of the Revised Code.
- B-3 Exhibit B-3 "Disclosure of Liabilities and Investigations," provide a description of all existing, pending or past rulings, judgments, contingent liabilities, revocation of authority, regulatory investigations, or any other matter that could adversely impact the applicant's financial or operational status or ability to provide the services it is seeking to be certified to provide.
- B-4 Disclose whether the applicant, a predecessor of the applicant, or any principal officer of the applicant have ever been convicted or held liable for fraud or for violation of any consumer protection or antitrust laws within the past five years.
 ☑ No ☐ Yes

If yes, provide a separate attachment labeled as **Exhibit B-4 "Disclosure of Consumer Protection Violations"** detailing such violation(s) and providing all relevant documents.

B-5 Disclose whether the applicant or a predecessor of the applicant has had any certification, license, or application to provide retail or wholesale electric service denied, curtailed, suspended, revoked, or cancelled within the past two years.
☑ No ☐ Yes

If yes, provide a separate attachment labeled as **Exhibit B-5 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation"** detailing such action(s) and providing all relevant documents.

C. <u>FINANCIAL CAPABILITY AND EXPERIENCE</u>

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:

C-1 <u>Exhibit C-1 "Annual Reports,"</u> provide the two most recent Annual Reports to Shareholders. If applicant does not have annual reports, the applicant should provide similar information in 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 <u>Exhibit C-2 "SEC Filings,"</u> provide the most recent 10-K/8-K Filings with the SEC. If the applicant does not have such filings, it may submit those of its parent company. An applicant may submit a current link to the filings or provide them in paper form. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 that the applicant is not required to file with the SEC and why.
- C-3 Exhibit C-3 "Financial Statements." provide copies of the applicant's two most recent years of audited financial statements (balance sheet, income statement, and cash flow statement). If audited financial statements are not available, provide officer certified financial statements. If the applicant has not been in business long enough to satisfy this requirement, it shall file audited or officer certified financial statements covering the life of the business. If the applicant does not have a balance sheet, income statement, and cash flow statement, the applicant may provide a copy of its two most recent years of tax returns (with social security numbers and account numbers redacted).
- C-4 <u>Exhibit C-4 "Financial Arrangements,"</u> provide copies of the applicant's financial arrangements to conduct CRES as a business activity (e.g., guarantees, bank commitments, contractual arrangements, credit agreements, etc.,).

Renewal applicants can fulfill the requirements of Exhibit C-4 by providing a current statement from an Ohio local distribution utility (LDU) that shows that the applicant meets the LDU's collateral requirements.

First time applicants or applicants whose certificate has expired as well as renewal applicants can meet the requirement by one of the following methods:

- 1. The applicant itself stating that it is investment grade rated by Moody's, Standard & Poor's or Fitch and provide evidence of rating from the rating agencies.
- 2. Have a parent company or third party that is investment grade rated by Moody's, Standard & Poor's or Fitch guarantee the financial obligations of the applicant to the LDU(s).
- 3. Have a parent company or third party that is not investment grade rated by Moody's, Standard & Poor's or Fitch but has substantial financial wherewithal in the opinion of the Staff reviewer to guarantee the financial obligations of the applicant to the LDU(s). The guarantor company's financials must be included in the application if the applicant is relying on this option.
- 4. Posting a Letter of Credit with the LDU(s) as the beneficiary.

If the applicant is not taking title to the electricity or natural gas, enter "N/A" in Exhibit C-4. An N/A response is only applicable for applicants seeking to be certified as an aggregator or broker.

- C-5 <u>Exhibit C-5 "Forecasted Financial Statements,"</u> provide two years of forecasted income statements for the applicant's **ELECTRIC 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 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 credit report from Experian, Dun and Bradstreet or a similar organization. An applicant that provides an investment grade credit rating for Exhibit C-6 may enter "N/A" for Exhibit C-7.
- C-8 <u>Exhibit C-8 "Bankruptcy Information,"</u> 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.

D. TECHNICAL CAPABILITY

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:

- D-1 <u>Exhibit D-1 "Operations"</u> provide a written description of the operational nature of the applicant's business. Please include whether the applicant's operations include the generation of power for retail sales, the scheduling of retail power for transmission and delivery, the provision of retail ancillary services as well as other services used to arrange for the purchase and delivery of electricity to retail customers.
- **D-2** Exhibit D-2 "Operations Expertise," given the operational nature of the applicant's business, provide evidence of the applicant's experience and technical expertise in performing such operations.
- D-3 <u>Exhibit D-3 "Key Technical Personnel,"</u> provide the names, titles, e-mail addresses, telephone numbers, and the background of key personnel involved in the operational aspects of the applicant's business.
- D-4 <u>Exhibit D-4 "FERC Power Marketer License Number,"</u> provide a statement disclosing the applicant's FERC Power Marketer License number. (Power Marketers only)

Sworn and subscribed before me this day of March

Year

Signature of official administering oath

My commission expires on

My commission expires on

John W. Judge, President and Chief Executive Officer

<u>AFFIDAVIT</u>

State of _	Ohio	:			
County of	Akron ss. (Town)				
John W. J	udge, Affiant, bei	ng duly sworn/affirmed accord	ing to law, de	poses and says that:	
He is the I	President and Chie	f Executive Officer Office of A	Affiant) of	Energy Harbor LLC	_ (Name of
Applicant); That he/she is a	uthorized to and does make this	s affidavit for	said Applicant,	

- 1. The Applicant herein, attests under penalty of false statement that all statements made in the application for certification renewal are true and complete and that it will amend its application while the application is pending if any substantial changes occur regarding the information provided in the application.
- 2. The Applicant herein, attests it will timely file an annual report with the Public Utilities Commission of Ohio of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Division (A) of Section 4905.10, Division (A) of Section 4911.18, and Division (F) of Section 4928.06 of the Revised Code.
- 3. The Applicant herein, attests that it will timely pay any assessments made pursuant to Sections 4905.10, 4911.18, or Division F of Section 4928.06 of the Revised Code.
- 4. The Applicant herein, attests that it will comply with all Public Utilities Commission of Ohio rules or orders as adopted pursuant to Chapter 4928 of the Revised Code.
- 5. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, and its Staff on any utility matter including the investigation of any consumer complaint regarding any service offered or provided by the Applicant.
- 6. The Applicant herein, attests that it will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
- 7. The Applicant herein, attests that it will fully comply with Section 4928.09 of the Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
- 8. The Applicant herein, attests that it will use its best efforts to verify that any entity with whom it has a contractual relationship to purchase power is in compliance with all applicable licensing requirements of the Federal Energy Regulatory Commission and the Public Utilities Commission of Ohio.
- 9. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, the electric distribution companies, the regional transmission entities, and other electric suppliers in the event of an emergency condition that may jeopardize the safety and reliability of the electric service in accordance with the emergency plans and other procedures as may be determined appropriate by the Commission.
- 10. If applicable to the service(s) the Applicant will provide, the Applicant herein, attests that it will adhere to the reliability standards of (1) the North American Electric Reliability Council (NERC), (2) the appropriate regional reliability council(s), and (3) the Public Utilities Commission of Ohio. (Only applicable if pertains to the services the Applicant is offering)

11. The Applicant herein, attests that it will inform the Commission of any material change to the information supplied in the renewal application within 30 days of such material change, including any change in contact person for regulatory purposes or contact person for Staff use in investigating customer complaints.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief and that he/she expects said Applicant to be able to prove the same at any hearing hereof.

John W. Judge, President and Chief Executive Officer
Signature of Affiant & Title
Sworn and subscribed before the this
Signature of official administering oath
William ANDERS NO THE
My commission expires on
THE OF OHLINGER

Exhibit A-5 Contact person for regulatory or emergency matters:

Name:

Kim Pelc

Title:

Analysis III, Structuring & Pricing

Business Address:

341 White Pond Drive, B3, Akron, Ohio 44320

Telephone:

(330) 315-7385

Email:

kpelc@firstenergycorp.com [until May 2020]; kpelc@energyharbor.com

[post May 2020¹]

¹ Energy Harbor LLC will continue to use FirstEnergy email addresses until May 2020 due to system testing of the new email accounts.

<u>Exhibit A-6</u> <u>Contact person for Commission Staff use in investigating customer complaints:</u>

Name:

Amanda Withem

Title:

Analysis III, Transaction Management

Business Address:

341 White Pond Drive, B3, Akron, Ohio 44320

Telephone:

(330) 315-7368

Email:

awithem@firstenergycorp.com [until May 2020];

awithem@energyharbor.com [post May 2020]

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

Email Address: FirstChoice@fes.com (business inquiries) or

FirstChoiceathome@fes.com (residential inquiries)

[until May 2020]

FirstChoice@energyharbor.com (business inquiries) or

FirstChoiceathome@energyharbor.com (residential inquiries)

[post May 2020]

Exhibit A-10 "Principal Officers, Directors & Partners" provide the names, titles, addresses and telephone numbers of the applicant's principal officers, directors, partners, or other similar officials.

The principal officers of Energy Harbor LLC are as follows:

John W. Judge, President and Chief Executive Officer 341 White Pond Drive, A-WAC-B3, Akron, OH 44320 330-315-7205

David Faranetta, Chief Financial Officer, Treasurer, and Chief Risk Officer 341 White Pond Drive, A-WAC-B3, Akron, OH 44320 330-436-1742

Stephen E. Burnazian, *Corporate Secretary* 341 White Pond Drive, A-WAC-B3, Akron, OH 44320 330-315-7390

Exhibit B-1 "Jurisdiction 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 or wholesale electric services.

Energy Harbor LLC ("Energy Harbor") is currently certified or licensed to provide competitive retail electric service in Ohio, Pennsylvania, Michigan, Illinois, New Jersey, Maryland, and Delaware.

Exhibit B-2 "Experience and 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.

As it has demonstrated over the last two decades, Energy Harbor LLC ("Energy Harbor") (f/k/a FirstEnergy Solutions Corp.) will contract with customers, provide contracted services, provide billing statements, and respond to customer inquiries and complaints in accordance with the Ohio Revised Code and the Ohio Administrative Code.

Energy Harbor has the background and experience necessary to reliably and effectively serve competitive retail electric service ("CRES") to customers throughout the state of Ohio. With widespread and deep experience in customer operations and in retail business management in Ohio, Energy Harbor intends to leverage its substantial managerial, technical, and operational expertise, in combination with its longstanding relationships with experts in the Ohio market, to successfully develop and implement the infrastructure, systems, and processes to reliably provide CRES to its customers in Ohio.

Energy Harbor employs experienced marketing and sales personnel who will work with customers to understand their needs, negotiate mutually-satisfactory terms and conditions, and comply with all legal requirements governing marketing and sales practices that are applicable to CRES providers in Ohio. Energy Harbor will provide in-depth training to its customer service personnel and all customer-facing employees or vendors to ensure that customer inquiries and complaints are fully investigated and adequately addressed in a timely and responsive manner as required by Ohio law.

Further, in accordance with Section 4928.10 of the Revised Code, Energy Harbor will provide consumers with accurate, adequate, and understandable pricing and terms and conditions of service, including any switching fees, and with a document containing the terms and conditions of pricing and service before the consumer enters into a contract for service, and disclose the conditions under which a customer may rescind the contract without penalty. Energy Harbor's customer bills, at a minimum, include (1) price disclosure and disclosures of total billing units for the billing period and historical annual usage, if any; (2) to the extent practicable, separate listing of each service component to enable a customer to re-calculate its bill for accuracy; (3) identification of the supplier of each service; and (4) statement of where and how payment may be made and provision of a toll-free or local customer assistance and complaint number (e.g., the Public Utilities Commission of Ohio, the Office of the Ohio Consumers' Counsel, etc.) with the available hours noted.

Exhibit B-3 "Disclosure of Liabilities and Investigations," provide a description of all existing pending or past rulings, judgments, contingent liabilities, revocations of authority, regulatory investigations, or any other matter that could adversely impact the applicant's financial or operational status or ability to provide the services it is seeking to be certified to provide.

On March 31, 2018, Energy Harbor LLC's predecessor, FirstEnergy Solutions Corp. ("FES"), filed a voluntary petition in the United States Bankruptcy Court for the Northern District of Ohio, Eastern Division ("Bankruptcy Court") for relief pursuant to Chapter 11 of Title 11 of the United States Bankruptcy Code ("Bankruptcy Proceeding"). Throughout the Bankruptcy Proceeding, FES continued to perform under its contracts and reliably serve its customers as it has for the past two decades. After notifying all regulatory agencies of FES' bankruptcy filing, the Public Utilities Commission of Ohio ("PUCO") opened a new proceeding in Case No. 18-569-EL-UNC to ascertain the potential impact of FES' decision to file for Chapter 11 bankruptcy on retail electric customers and electric distribution utilities ("EDUs") in Ohio, as well as regional transmission organizations ("RTOs") and other market stakeholders ("PUCO Inquiry").

Specifically, the PUCO Inquiry required FES to file a report explaining how, if at all, the Bankruptcy Proceeding would impact its ability to serve customers in Ohio where FES had its largest retail market presence and meet the financial requirements of various EDUs in Ohio or RTOs. In response, FES publicly filed several letters with the PUCO explaining that its decision to file for Chapter 11 bankruptcy would have no impact on its ability to reliably and effectively serve customers, nor would the bankruptcy impair FES' ability to honor its obligations to customers or meet financial requirements of RTOs or Ohio utilities in whose territories FES operates. After FES emerged from Chapter 11 bankruptcy as Energy Harbor LLC ("Energy Harbor") on February 27, 2020, Energy Harbor filed its final status report in the PUCO Inquiry, explaining that it had successfully emerged from bankruptcy with a clean bill of financial health and that it stayed true to its word that the Bankruptcy Proceeding would have no adverse impact on customers and other stakeholders.

Importantly, neither the Bankruptcy Proceeding nor the PUCO Inquiry will have any adverse impact on Energy Harbor's operational status or its ability to provide competitive retail electric service ("CRES") to customers in Ohio. Nevertheless, Energy Harbor has disclosed the PUCO Inquiry and the Bankruptcy Proceeding in the interest of full transparency.

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 in 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).

As a privately held company, Energy Harbor LLC does not publish Annual Reports to Shareholders.

Exhibit C-2 "SEC Filings," provide the most recent 10-K/8-K Filings with the SEC. If applicant does not have such filings, it may submit those of its parent company. An applicant may submit a current link to the filings or provide them in paper form. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 that the applicant is not required to file with the SEC and why.

As a privately held company, Energy Harbor LLC does not submit 10-K/8-K filings with the SEC.

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).

Energy Harbor LLC ("Energy Harbor") has enclosed its most recent audited financial statements for the year ended 2017, which are also certified by the Chief Financial Officer, Treasurer, and Chief Risk Officer of Energy Harbor.

Following the Chapter 11 bankruptcy filing on March 31, 2018 and after FirstEnergy Solutions Corp. ("FES") deconsolidated from its then-parent company, FirstEnergy Corp., FES/Energy Harbor was no longer required to provide audited financials to the Securities and Exchange Commission. As a result, in lieu of audited financial statements for the years ending 2018 and 2019, Energy Harbor has submitted unaudited financial statements for the year ended 2018 but that are certified by the Chief Financial Officer, Treasurer, and Chief Risk Officer of Energy Harbor. Energy Harbor has also enclosed the balance sheet for the period ended December 31, 2019, which are also certified by the Chief Financial Officer, Treasurer, and Chief Risk Officer of Energy Harbor. In addition, there are officer-certified Monthly Operating Reports that FES was required to submit to the Bankruptcy Court under the penalty of perjury. Those Monthly Operating Reports are publicly available online at https://cases.primeclerk.com/FES/Home-Index. Further, Energy Harbor has provided additional financial information on its website at https://energyharbor.com/ir.

FirstEnergy Solutions Unaudited Consolidated Statement of Operations For the Three-Months Ended December 31, 2019 As of: January 16, 2020

40	
	QTD 12/31/2019
Electric Retail	238,619,148
Muni & CO-OP	9,720,321
POLR	35,862,770
Total Segment Sales	284,202,238
Wholesale	85,572,906
Capacity Revenue	54,154,042
Total Sales and Revenues	423,929,186
Fuel - Total	(66,189,123)
Physical Purchased Power	(14,625,227)
Non-MWH Based Expense - Net	(7,466,332)
Delivery, net	(14,456,664)
Capacity Expense	(45,536,655)
Total Cost	(148,274,002)
Variable Margin	275,655,184
Other Revenue	325,789
O&M - Total	(214,924,673)
Pension and OPEB Service Costs	(1,098,013)
Mark to Market	2,884,198
Depreciation	(42,720,810)
Gross Receipt / CAT Tax	(4,148,251)
Other General Taxes	(5,136,404)
Associated Company Expense	(773,868)
Operating Margin	10,063,152
Service Company Billings	(15,228,002)
Sale-Leaseback Charges	(90,621,043)
Interest Expense	(15,745,122)
Pension and OPEB Non-Service Cost	1,625,296
AFUDC / COLI / Other Expenses	135,949,761
Pre-Tax Income	26,044,042
Income Taxes	(133,804,923)
Net Income	(107,760,881)

Note: These unaudited internal financial statements do not reflect all bankruptcy activity/adjustments.

FirstEnergy Solutions Unaudited Consolidated Balance Sheet For the Three-Months Ended December 31, 2019 As of: January 16, 2020

ASSETS	
CURRENT ASSETS	
Cash and Cash Equivalents	\$932,067,704.70
Accounts Receivable	\$496,878,576.26
Notes Receivable from Associated Companies	\$4,222,082,155.51
Materials and Supplies	\$94,669,116.38
Total Derivatives	\$37,145,049.29
Prepayments and Other	\$294,544,320.37
Current Assets	\$6,077,386,922.51
PROPERTY, PLANT AND EQUIPMENT	
Net Plant, excluding CWIP	\$93,733,179.13
CWIP	
Electric Plant Purchased or Sold	\$31,806,315.47 \$0.00
Property, Plant and Equipment	\$125,539,494.60
INVESTMENTS	4
Nuclear Plant Decommissioning Trusts	\$2,085,888,527.71
Investment in Subsidiaries	\$947,580,825.20
Nonutility Plant, Net	\$8,262,735.59
Other Investments	\$4,590.68
Other Property and Investments	\$3,041,736,679.18
DEFERRED CHARGES AND OTHER ASSETS	
Accumulated Deferred Income Taxes	\$1,917,450,213.05
Deferred Operating Lease Costs	\$311,556,244.97
Derivatives	\$19,556,375.01
Prepaid Pension Costs	\$62,513,618.57
Property Taxes	\$18,700,000.00
Other Deferred Charges	\$11,056,680.63
Deferred Charges	\$2,340,833,132.23
Total Assets	\$11,585,496,228.52
LIABILITIES AND CAPITALIZATION	
CURRENT LIABILITIES	
Current Payable LT Debt and Pref Stock	\$1,512,180,298.91
Short-term Borrowings	\$4,935,707,571,75
Accounts Payable - Other	\$514,118,690.47
Accounts Payable to Assoc Companies	\$123,116,134.29
Accrued Taxes	\$207,095,129.69
Accrued compensation & benefits	\$11,117,102.43
Derivatives	\$25,311,516.24
Interest Accrued	\$68,821,887,37
Customer Deposits	\$160,447.21
Other Current Liabilities	\$244,140,114.31
Current Liabilities	\$7,641,768,892.67
CAPITALIZATION	*** ***
Equity	(\$1,693,873,991.33)
Long-term Debt	\$1,312,987,868.47
Capitalization	(\$380,886,122.86)
NONCURRENT LIABILITIES	
Accumulated Deferred Income Taxes	\$182,639,261,63
Other Postretirement Benefits	\$141,139,471,61
Asset Retirement Obligation	\$2,189,298,351.65
Deferred Gain on Sale/Leaseback	\$655,719,729,94
Oerivatives	\$11,063,774.27
Accumulated Deferred Investment Tax Credit	\$18,637,607,92
Property Tax Credits	\$18,700,000.00
Other Noncurrent Liabilities	\$1,107,415,261,69
Noncurrent Liabilities	\$4,324,613,458.71
Liabilities and Capitalization	\$11 585 405 330 53
energias and cabinitistical	\$11,585,496,228.52

Note: These unaudited internal financial statements do not reflect all bankruptcy activity/adjustments.

FIRSTENERGY SOLUTIONS CORP. CONSOLIDATED STATEMENTS OF INCOME (LOSS) AND COMPREHENSIVE INCOME (LOSS)

74 414	_		ears	Ended De	cemt	
(In millions)	-	2017		2016		2015
STATEMENTS OF INCOME (LOSS)	-11-	18 90	ļ.,,			
REVENUES:						
Electric sales to non-affiliates	\$	2,667	\$	3,779	\$	4,151
Electric sales to affiliates		366	Ť	459	Ψ	666
Other		65		160		188
Total revenues*		3,098		4,398		5,005
OPERATING EXPENSES:						
Fuel		599		780		871
Purchased power from affiliates		201		624		353
Purchased power from non-affiliates		628		1,020		1,684
Other operating expenses		1,514		1,277		1,308
Pension and OPEB mark-to-market adjustment		24		48		57
Provision for depreciation		109		336		324
General taxes		58		88		98
Impairment of assets and related charges (Note 2)		2,031		8,622		33
Total operating expenses		5,164		12,795	_	4,728
OPERATING INCOME (LOSS)		(2,066)		(8,397)		277
			4			
OTHER INCOME (EXPENSE):						
Investment income (loss)		94		67		(14)
Miscellaneous income		7		7		3
Interest expense — affiliates		(19)		(7)		(7)
Interest expense other		(138)		(147)		(147)
Capitalized interest		26		34		35
Total other expense		(30)	Ξ	(46)	_	(130)
INCOME (LOSS) BEFORE INCOME TAXES (BENEFITS)		(2,096)		(8,443)		147
INCOME TAXES (BENEFITS)		295	_	(2,988)		65
NET INCOME (LOSS)	\$	(2,391)	\$	(5,455)	\$	82
STATEMENTS OF COMPREHENSIVE INCOME (LOSS)		A _ 0				
NET INCOME (LOSS)	\$	(2,391)	\$	(5,455)	\$	82
OTHER COMPREHENSIVE INCOME (LOSS):						is s ni
Pension and OPEB prior service costs		(14)		(14)		(6)
Amortized gains on derivative hedges		2		(14)		(3)
Change in unrealized gain on available-for-sale securities		30		52		(9)
Other comprehensive income (loss)		18	_	38		(18)
Income taxes (benefits) on other comprehensive income (loss)		6		15		(7)
Other comprehensive income (loss), net of tax		12	_	23		(11)
COMPREHENSIVE INCOME (LOSS)	\$	(2,379)	\$	(5,432)	\$	71
	-	/	Ě	,-,· - -/	_	

* Includes excise tax collections of \$20 million, \$28 million and \$44 million in 2017, 2016 and 2015, respectively.

The accompanying Combined Notes to Consolidated Financial Statements are an integral part of these financial statements.

FIRSTENERGY SOLUTIONS CORP. CONSOLIDATED BALANCE SHEETS

(in millions, except share amounts)	Decemb 201			nber 31, 016
ASSETS				- 0
CURRENT ASSETS:				
Cash and cash equivalents	\$	1	\$	
Receivables-				
Customers, net of allowance for uncollectible accounts of \$2 in 2017 and \$5 in 2016		181		21
Affiliated companies		224		45
Other		21		2
Notes receivable from affiliated companies				2
Materials and supplies		183		28
Derivatives	**************************************	34		13
Collateral		130		15
Prepaid taxes and other		22		6
		796		1,34
PROPERTY, PLANT AND EQUIPMENT:	<u> </u>			
In service		2,495		7,05
Less — Accumulated provision for depreciation		1,823		5,92
		672	en e	1,12
Construction work in progress		22		42
		694	-	1,55
NVESTMENTS:				1,00
Nuclear plant decommissioning trusts		1,856		1,58
Other		1,000		
Curie		1,865	-	1,56
DEFERRED CHARGES AND OTHER ASSETS: Accumulated deferred income taxes		1,754		2.07
Property taxes				2,27
Derivatives		25		4
		_		7
Other		380		38
		2,159		2,77
	\$	5,514	\$	7,24
LIABILITIES AND CAPITALIZATION CURRENT LIABILITIES:				
Currently payable long-term debt	\$	524	\$	17
Short-term borrowings - affiliated companies	4	105	•	10
Accounts payable-		100		п
The state of the s		055	2811	
Affiliated companies		255		55
Other		105		11
Accrued taxes		72		14
Derivatives		24		7
Other		169		15
		1,254	.—	1,31
CAPITALIZATION:				
Common stockholder's equity (deficit) -				
Common stock, without par value, authorized 750 shares - 7 shares outstanding as of December 31, 2017 and 2016		3,749		3,65
Accumulated other comprehensive income		81		6
		/E 000\		(3,50
Accumulated deficit		(5,900)		(3,00

Long-term debt and other long-term obligations	2,299	2,813
	229	3,031
NONCURRENT LIABILITIES:		
Deferred gain on sale and leaseback transaction	723	757
Retirement benefits	153	197
Asset retirement obligations	1,945	901
Other	1,210	1,039
	4,031	2,894
COMMITMENTS, GUARANTEES AND CONTINGENCIES (Note 16)		
	\$ 5,514 \$	7,241

The accompanying Combined Notes to Consolidated Financial Statements are an integral part of these financial statements.

FIRSTENERGY SOLUTIONS CORP. AND SUBSIDIARIES CONSOLIDATED STATEMENT OF LOSS AND COMPREHENSIVE LOSS DEBTOR-IN-POSSESSION

(In millions)		Year Ended ber 31, 2018
STATEMENT OF LOSS		The state of
REVENUES* (Note 4)	•	0.000
	<u>\$</u>	2,620
OPERATING EXPENSES:		
Fuel	4	327
Purchased power from non-affiliates	AN	622
Other operating expenses	6 6 6	1,332
Provision for depreciation		181
General taxes		52
Impairment of assets (Note 3)		503
Total operating expenses		3,017
OPERATING LOSS		(397)
OTHER INCOME (EXPENSE):		
Miscellaneous income, net	No.	(20)
Pension and OPEB mark-to-market adjustment	The state of the s	(28)
Interest expense - affiliates		(24)
Interest expense - other (contractual interest of \$122 million)	1000	(53)
Capitalized interest	S. TO	1
Total other expense		(124)
Reorganization items, net (Note 2)	The second	2,322
LOSS BEFORE INCOME TAX BENEFITS		(2,843)
INCOME TAX BENEFITS	<u> </u>	1,694
NET LOSS MANAGEMENT	\$	(4,537)
STATEMENT OF COMPREHENSIVE LOSS		
NET LOSS	\$	(4,537)
OTHER COMPREHENSIVE LOSS:	4	(4,557)
Pension and OPEB prior service costs		(4.4)
		(14)
Amortized gains on derivative hedges Change in unrealized gain on available-for-sale securities		3
		12
Other comprehensive income		1
Income taxes on other comprehensive income		18
Other comprehensive loss, net of tax		(17)
COMPREHENSIVE LOSS		
Land Carlotte Control of the Control	\$	(4,554)
* Includes excise tax collections of \$18 million.		

The accompanying Notes to Consolidated Financial Statements are an integral part of these financial statements.

FIRSTENERGY SOLUTIONS CORP. AND SUBSIDIARIES CONSOLIDATED BALANCE SHEET DEBTOR-IN-POSSESSION

(In millions, except share amounts)	Dec	ember 31, 2018
ASSETS		III/AII
CURRENT ASSETS:		
Cash and cash equivalents	\$	1,092
Restricted cash	file.	3
Receivables-		
Customers, net of allowance for uncollectible accour	nts of \$2	169
Other		107
Materials and supplies	A 37	94
Derivatives	The second secon	11
Collateral	A STATE OF THE PARTY OF THE PAR	124
Prepaid taxes and other		31
	Accessor	1,631
PROPERTY, PLANT AND EQUIPMENT:		
In service	A STATE OF THE STA	370
Less — Accumulated provision for depreciation		166
	Control of the Contro	204
Construction work in progress		7
		211
INVESTMENTS:		
Nuclear plant decommissioning trusts	A STATE OF THE STA	1,781
Other	and the second s	9
200.000	CERTIFICATION CONTRACTOR OF THE PARTY OF THE	1.790
DEFENDED CHARGES AND OTHER AGOSTO.	MISSISSIAN CONTRACTOR OF THE STATE OF THE ST	SUCCESSIVE STATE OF THE SECOND
DEFERRED CHARGES AND OTHER ASSETS:		
Property taxes		21
Other	MAL STREET BASILONS AND ADDRESS OF THE PARTY	381
Total Control of the	100724 Allensensensensensensensen	402
A LADIE (TICO AND CARDELL)	<u>.s.</u>	4,034
LIABILITIES AND CAPITALI CURRENT LIABILITIES:	ZATION	
		404
Short-term borrowings - affiliated companies	\$	164
Accounts payable Accrued taxes	NAME OF THE OWNER O	333
Derivatives	CONTROL OF THE PARTY OF THE PAR	127
Other	Missinguist	9
Other	The same of the sa	183
CAPITALIZATION:		816
Common stockholder's deficit -	Prince - V	1000
Common stock loider's delicit - Common stock, without par value, authorized 750 sh	7 charge systematics	0.754
Accumulated other comprehensive income	hares - 7 shares outstanding	3,751
Accumulated deficit		13
Total common stockholder's deficit		(10,386
Total Continent stockholder's delicit		(6.622
NONCURRENT LIABILITIES:		
Deferred gain on sale and leaseback transaction		689
Retirement benefits		74
Asset retirement obligations		2,044
Other		323
Liabilities subject to compromise (Note 2)		
Liabilities subject to comproffise (NOte 2)		6,710
COMMITMENTS AND CONTINGENCIES (NOTE 15)		9,840
Committee of the Continuencies (UC) E 13)		4.004
AND	<u>_5</u>	4,034

The accompanying Notes to Consolidated Financial Statements are an integral part of these financial statements.



OFFICER'S CERTIFICATION OF FINANCIAL STATEMENTS

Energy Harbor LLC formerly known as FirstEnergy Solutions Corp. Financial Statements for the Year Ended 2017 and 2018

I hereby certify that I am the Chief Financial Offi	
Harbor LLC and that the enclosed financial statem	ents for the year ended 2017 have been prepared
X individually or as part of a consolidated	statement in accordance with generally accepted
accounting principles in the United States, and ar	e in, in my opinion, correct. Further, while the
enclosed financial statements for the year ended 20	
my knowledge, correct in all material respects.	To have not over addition, they are, to the over or
my knowledge, correct in an material respects.	1
	600 D
Energy Harbor LLC	The function
Market Participant Name	Signature
Date: 3-3-2020	David Faranetta
	Name of Officer
	CFO, Treasurer, and Chief Risk Officer
	Title
C. (CO1:	
State of Ohio	

Summit County

On this 3rd day of March 2020, before me, the undersigned notary public, personally appeared David Faranetta, proved to me through satisfactory evidence of personal knowledge of identity, to be the person who signed the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of his/her knowledge or belief.

Kimberly D. Anders, Notary Public

My Commission Expires: December 27, 2022



KIMBERLY D. ANDERS

Notary Public, State of Ohlo My Commission Expires December 27, 2022



OFFICER'S CERTIFICATION OF FINANCIAL STATEMENTS

Energy Harbor LLC formerly known as FirstEnergy Solutions Corp. Financial Statements for the Quarter Ended <u>12/31/2019</u>

I hereby certify that I am the Chief Financial Officer, Treasurer, and Chief Risk Officer of Energy Harbor LLC and that the enclosed balance sheet as of December 31, 2019 is, in my opinion, correct in all material respects.

Energy Harbor LLC	Come Leve
Market Participant Name	Signature
Date: 3-3-2020	David Faranetta Name of Officer

State of Ohio Summit County

On this 3rd day of March 2020, before me, the undersigned notary public, personally appeared David Faranetta, proved to me through satisfactory evidence of personal knowledge of identity, to be the person who signed the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of his/her knowledge or belief.

Title

Kimberly D. Anders, Notary Public

My Commission Expires: December 27, 2022

* PUBLIC *

CFO, Treasurer, and Chief Risk Officer

KIMBERLY D. ANDERS
Notary Public, State of Ohio

My Commission Expires
December 27, 2022

Exhibit C-4 "Financial Arrangements," provide copies of the applicant's current financial arrangements to conduct CRES as a business activity (e.g., guarantees, bank commitments, contractual arrangements, credit agreements, etc.).

Renewal applicants can fulfill the requirements of Exhibit C-4 by providing a current statement from an Ohio local distribution utility ("LDU") that shows that the applicant meets the LDU's collateral requirements.

First time applicants or applicants whose certificate has expired as well as renewal applicants can meet the requirements 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 applicant 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 applicant for applicants seeking to be certified as an aggregator or broker.

Please see attached letter from the FirstEnergy Corp. Ohio electric distribution utilities (i.e., Ohio Edison Company, The Toledo Edison Company, and The Cleveland Electric Illuminating Company) stating that Energy Harbor LLC is currently in compliance with their collateral and security requirements.



March 12, 2020

Energy Harbor LLC (f/k/a FirstEnergy Solutions Corp) 341 White Pond Dr. Akron, Ohio 44320

Re: Energy Harbor LLC (f/k/a FirstEnergy Solutions Corp) CRES Status with FirstEnergy Ohio Utilities (Ohio Edison Company, The Cleveland Electric Illuminating Company, The Toledo Edison Company)

To Whom It May Concern:

Energy Harbor (f/k/a FirstEnergy Solutions Corp.), a certified competitive retail electric service provider in Ohio, has satisfied and is currently in compliance with our collateral and security requirements for FE OH Utilities (Ohio Edison, Toledo Edison, and Cleveland Electric).

FirstEnergy Corp.

Justin Gawne

Name: Justin Gawne

Title: Credit Risk Analyst Phone: 330-315-7226

Exhibit C-5 "Forecasted Financial Statements," provide two years of forecasted income statements for the applicant's ELECTRIC 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.

Forecasted financial statements have been filed on a confidential basis under seal.

Exhibit C-6 "Credit Rating," provide a statement disclosing the applicant's credit rating as reported by two of the following organizations: Duff & Phelps, Dun and Bradstreet Information Services, Fitch IBCA, Moody's Investors Service, Standard & Poors, or a similar organization. In instances where an applicant does not have its own credit ratings, it may substitute the credit ratings of a parent or affiliate organization, provided the applicant submits a statement signed by a principal officer of the applicant's parent or affiliate organization that guarantees the obligations of the applicant. If an applicant or its parent does not have such a credit rating, enter "N/A" in Exhibit C-6.

Energy Harbor LLC does not have a credit rating.

Exhibit C-7 "Credit Report," provide a copy of the applicant's 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.

Energy Harbor LLC ("Energy Harbor") has attached its most recent credit report from Experian (dated March 3, 2020), which largely contains information applicable to its predecessor, FirstEnergy Solutions Corp. As Energy Harbor continues to establish itself as a reorganized company that only recently emerged from Chapter 11 bankruptcy on February 27, 2020, Energy Harbor anticipates that its credit report will be continually refined and updated to reflect the most current and accurate information of the company.

Premier Profile - ENERGY HARBOR

Subcode: 563477 Ordered: 03/03/2020 08:26:13 CST

Transaction Number: C707673734

Search Inquiry: energy harb/76 S MAIN ST BSMT/AKRON/OH/44308/US/Phone 330-315-6910/753252788

Model Description: Intelliscore Plus V2



Business Name

FIRSTENERGY SOLUTIONS CORP

Doing Business As: FIRSTENERGY SERVICE CO

Primary Address: 76 S MAIN ST BSMT

AKRON, OH 44308-1817

Ultimate Parent: FIRSTENERGY CORP



Business Identification Number

753252788

Website: <u>fes.com</u>
Phone: (330) 315-6910

Tax ID: 31-1560186

Tax ID. 51-1000100



This business is a member of a corporate family. See the corporate hierarchy by clicking here

TOP

Risk Dashboard

Risk Scores and Credit Limit Recommendation

Intelliscore Plus

Financial Stability Risk

Score unavailable. Bankruptcy on Score unavailable, Bankruptcy on

file.

file.

Credit Limit Recommendation: N/A

Days Beyond Terms

Company DBT



Industry DBT: 3

Derogatory Legal



High Risk Alerts

Fraud Alerts



TOP

Business Facts

FirstEnergy Solutions Corp. was founded in 1997 and is headquartered in Akron, OH. The company, through its subsidiaries, is engaged in the generation, transmission, and distribution of electricity. Its transmission operations include approximately 24,500 miles of lines and two regional transmission operation centers. The company serves about six million customers in the Midwest and Mid-Atlantic regions.

Years on File:

23 (FILE ESTABLISHED 06/1997)

SIC Code:

ELECTRIC SERVICES - 4911

State of Incorporation: Date of Incorporation:

OH 02/01/2000 PLUMBING, HEATING & A/C CONTRACTORS - 1711 SECURITY & COMMODITIES SERVICES, NEC - 6289

Business Type: Contacts: Unknown DONALD R SCHNEIDER - PRESIDENT

JOHN W JUDGE - PRESIDENT

CHARLES EDWARD JONES - PRESIDENT

NAICS Code:

Electric Power Generation, Transmission and Distribution - 221100

Verification Triggers

Plumbing, Heating, and Air-Conditioning Contractors - 238220

All Other Financial Investment Activities - 523990

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Commercial Fraud Shield

Evaluation for: ENERGY HARBOR, 76 S MAIN ST BSMT, AKRON, OH44308-1817

Business Alerts

1

Experian shows this business as active

BUSINESS ADDRESS IDENTIFIED AS VACANT BUSINESS ADDRESS

Possible OFAC Match:

Active Business Indicator:



No OFAC match found

Business Victim Statement:



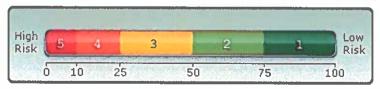
No victim statement on file



Credit Risk Score and Credit Limit Recommendation

Credit Risk Score: Intelliscore Plus

Current Intelliscore Plus Score: Score and Risk Class Unavailable due to Bankruptcy (998)



This score predicts the likelihood of serious credit delinquencies for this business within the next 12 months. This report includes a bankruptcy within the last 24 months. Therefore the Intelliscore Plus score and the risk class are unavailable.

Credit Risk Score: Financial Stability Risk

Current Financial Stability Risk Score: Score and Risk Class Unavailable due to Bankruptcy (998)



This score predicts the likelihood of financial stability risk within the next 12 months. This report includes a bankruptcy within the last 24 months. Therefore a Financial Stability Risk score cannot be created.

Credit Limit Recommendation

Credit Limit Recommendation
Not available - A credit limit
recommendation is not available for a
business with a bankruptcy filing within
the last 24 months.

This recommendation compares this business against similar businesses in the Experian business credit database. It is based on trade information, industry, age of business and the Intelliscore Plus. The recommendation is a guide. The final decision must be made based on your company's business policies.

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Payment and Legal Filings Summary

Payment Performance		Trade and Collection Balance	Legal Fillngs		
Current DBT:	21	Total trade and collection (8):	\$12,500	Bankruptcy:	Yes
Predicted DBT as 04/29/2020 :	15	All trades (8):	\$12,500	Tax Lien filings:	4
Monthly Average DBT:	13	All collections (0):	\$0	Judgment filings: Sum of legal filings:	9 \$133,207
Highest DBT Previous 6 Months:	26	Continuous trade (6):	\$12,500	UCC filings:	5
Highest DBT Previous 5 Quarters:	45	6 month average:	\$6,400 - \$14,600	Cautionary UCC filings:	No
Payment Trend Indication:		Highest credit amount extended:	\$530,200		

Highest credit amount extended: \$5
Most frequent industry purchasing terms:

NET 30, CREDIT, REVOLVE

Industry Comparison

Industry DBT Range Comparison

Payments are increasingly late

The current DBT of this business is 21, 9% of businesses have a DBT range of 16+.

DBT for this business: 21



DBT Norms

All industry: 3 Same industry: 3

Industry Payment Comparison

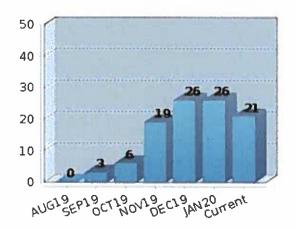
Has paid slower than 70% of similar businesses

TOP A

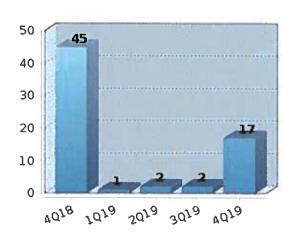
Payment Trending

DBT Trends

Monthly DBT Trends



Quarterly DBT Trends



Monthly Payment Trends

		nent Trends FRIC SERVIC		Account Status Days Beyond Terms						
Date Reported	Inc Cur	lustry DBT	Business DBT	Balance	Cur	1-30	31-60	61-90	91+	
CURRENT	N/A	N/A	21	\$12,500	67%	5%	6%	17%	5%	
JAN20	91%	3	26	\$6,400	64%		3%	33%		
DEC19	89%	4	26	\$6,400	64%		3%	33%		
NOV19	92%	3	19	\$12,300	42%	24%	34%			
OCT19	93%	3	6	\$9,100	61%	39%				
SEP19	92%	3	3	\$7,000	83%	17%				
AUG19	92%	3	0	\$12,500	100%					

Quarterly Payment Trends

Payment History - Quarterly Averages			Account Status Days Beyond Terms							
Quarter	Months	DBT	Balance	Cur	1-30	31-60	61-90	91+		
Q4 - 19	OCT - DEC	17	\$9,300	53%	23%	16%	8%			
Q3 - 19	JUL - SEP	2	\$11,800	86%	14%					
Q2 - 19	APR - JUN	2	\$6,200	86%	14%					
Q1 - 19	JAN - MAR	1	\$5,600	92%	8%					
Q4 - 18	OCT - DEC	45	\$537,800	1%		99%	*L JIII - VV			



			December 18 and			-			
Trade Line Type	Lines Reported	DBT	Recent High Credit	Balance	Current	01-30	31-60	61-90	91+
Continuous	6	21	\$563,800	\$12,500	67%	5%	6%	17%	5%
New	0			\$0					
Combined Trade	6	21	\$563,800	\$12,500	67%	5%	6%	17%	5%
Additional	2			\$0					
Total Trade	8		\$563,800	\$12,500	67%	5%	6%	17%	5%

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Trade Payment - New and Continuously Reported Trade Details

Payment Experiences

(Tra	de Lines with	an (*) after	er the date are newly reported)					count Sta			
Business Category	Date Reported	Last Sale	Payment Terms	Recent High Credit	Balance	Cur	1-30	31-60	61-90	91+	Comments
BUREAU	02/2020	02/2020	NET 30	\$15,200	\$0		7-1				
ELEC DISTR	02/2020		NET 30		\$0				~		
FINCL SVCS	02/2020		CONTRCT	\$6,100	\$6,100	70%	10%	10%		10%	
FOOD DISTR	12/2019		VARIED	\$12,300	\$6,400	64%		3%	33%		
PACKAGING	02/2020		NET 30		\$0						CUST 9 YR
TRANSPORTN	01/2020		NET 15	\$530,200	\$0						

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(Ті	ade Lines with		Experiences er the date are	newly reported)				count St Beyond	The state of the s		
Business Category	Date Reported	Last Sale	Payment Terms	Recent High Credit	Balance	Cur	1-30	31-60	61-90	91+	Comments
ACCT SVCS	07/2018		VARIED		\$0						
MED EQUIP	09/2019		NET 30		\$0						

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Legal Filing	gs				
Bankruptcy	ALS COSCAL TO				
File Date	Filing Type	Status		Filing Number	Jurisdiction
03/31/2018	Chapter 11	Filed		1850757	U.S. BANKRUPTCY COURT-NORTHERN AKRON
03/31/2018	Chapter 11	Filed		1850760	U.S. BANKRUPTCY COURT-NORTHERN AKRON
03/31/2018	Chapter 11	Filed		1850763	U.S. BANKRUPTCY COURT-NORTHERN AKRON
Tax Liens					
File Date	Filing Type	Status	Amount	Filing Number	Jurisdiction
04/24/2018	State Tax Lien	Released	\$29,829	JL20152811	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				
04/24/2018	State Tax Lien	Released	\$47,944	JL20156063	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				
04/24/2018	State Tax Lien	Released	\$52,498	JL20156067	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				
08/06/2015	State Tax Lien	Filed	\$47,944	J20156063	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				
08/06/2015	State Tax Lien	Filed	\$52,498	J20156067	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO	. Politicis and the constitution of the consti			
04/02/2015	State Tax Lien	Filed	\$29,829	J20152811	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				
11/29/2014	State Tax Lien	Released	\$2,936	J20140838	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				
01/30/2014	State Tax Lien	Filed	\$2,936	J20140838	SUMMIT COUNTY COMMON PLEAS
	Filed by: STATE OF OHIO				

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Uniform Commercia	Code (UCC) Filings				- 2
UCC Filing Summary						
Date Range	Year	Cautionary UCCs **	Total Filed	Released / Termination	Continuous	Amended / Assigned

JAN - PRESENT	2020		
JUL - DEC	2019		
JAN - JUN	2019		
JUL - DEC	2018		
JAN - JUN	2018		
PRIOR TO JAN	2018	5	6
Total	0	5	0

** Cautionary UCC Fillings include one or more of the following collateral:

Accounts, Accounts Receivables, Contract Rights, Hereafter Acquired Property, Inventory, Leases, Notes Receivable or Proceeds

UCC Details

UCC FILED Date: 03/23/2018 Filing Number: OH00219711909 Jurisdiction: SEC OF STATE OH

Secured Party: MIDCONTINENT INDEPENDENT SYSTEM

OPERATOR IN CARMEL 46032 720

UCC CONTINUED Date: 08/11/2016 Filing Number: 20162280096 Original Filing Date: 08/29/2006 Original Filing Number: OH00106031 Original Filing State: OH Jurisdiction: SEC OF STATE OH

Secured Party:

UCC FILED Date: 02/02/2016 Filing Number: OH00197337998 Jurisdiction: SEC OF STATE OH

Secured Party: DE LAGE LANDEN FINANCIAL SERVICES, INC.

PA WAYNE 19087 1111

UCC CONTINUED Date: 08/25/2011 Filing Number: 20112380100 Original Filing Date: 08/29/2006 Original Filing Number: OH00106031

Original Filing State: OH Jurisdiction: SEC OF STATE OH

Secured Party:

UCC FILED Date: 08/29/2006 Filing Number: OH00106030777 Jurisdiction: SEC OF STATE OH

Secured Party: DEUTSCHE BANK AG NEW YORK BRANCH NY

NEW YORK 10005 60 WALL S

View Additional UCC Details

UCC CONTINUED Date: 08/11/2016 Filing Number: 20162280098 Original Filing Date: 08/29/2006 Original Filing Number: OH00106030

Original Filing State: OH Jurisdiction: SEC OF STATE OH

Secured Party:

UCC CONTINUED Date: 08/11/2016 Filing Number: 20162280144 Original Filing Date: 08/29/2006 Original Filing Number: OH00106031

Original Filing State: OH Jurisdiction: SEC OF STATE OH

Secured Party:

UCC CONTINUED Date: 08/25/2011 Filing Number: 20112380115 Original Filing Date: 08/29/2006 Original Filing Number: OH00106030

Original Filing State: OH Jurisdiction: SEC OF STATE OH

Secured Party:

UCC CONTINUED Date: 08/25/2011 Filing Number: 20112380120 Original Filing Date: 08/29/2006 Original Filing Number: OH00106031

Original Filing State: OH Jurisdiction: SEC OF STATE OH

Secured Party:

UCC FILED Date: 08/29/2006 Filing Number: OH00106031123 Jurisdiction: SEC OF STATE OH

Secured Party: THE BANK OF NEW YORK, AS COLLATERAL AGEN NY NEW YORK 10286 1

Additional Business Facts

Corporate Registration

THE FOLLOWING INFORMATION WAS PROVIDED BY THE STATE OF INDIANA. THE DATA IS CURRENT AS OF 03/03/2020.

State of Origin:

Date of Incorporation: 02/01/2000

Current Status:

Active

Business Type:

Unknown

Charter Number:

2000020100 C T CORPORATION SYSTEM

Agent Address:

Agent:

150 WEST MARKET STREET INDIANAPOLIS, IN



TOP

Corporate Linkage

Business Name	Location	BIN
Ultimate Parent of the inquired upon business and the te	op entity within the corporate family:	
FIRSTENERGY CORP	76 S MAIN ST - AKRON,OH	748149298
Immediate Parent of the inquired upon business:		
FIRSTENERGY CORP	76 S MAIN ST - AKRON,OH	748149298
Subsidiaries of the inquired upon business:		
FIRSTENERGY NUCLEAR GENERATION CORP	76 S MAIN ST - AKRON,OH	420377564
Branches of the inquired upon business:		
ENERGY HARBOR	2602 OAKSTONE DR - COLUMBUS, OH	749497164
ENERGY HARBOR	395 GHENT RD - FAIRLAWN,OH	753985321

Inquiries									
Summary of Inquiries				1986 (I - 198					
Business Category	MAR20	FEB20	JAN20	DEC19	NOV19	OCT19	SEP19	AUG19	JUL19
BUREAU							1		
FINCL SVCS				1					
GENERAL		1			1			The state of the s	, a en - <u>1,</u>
INSURANCE					2				
TELECOM			1						
UTILITY			1		1				
Totals		1	2	1	4		1		

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End of report 1 of 1 report

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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.

Energy Harbor LLC ("Energy Harbor") recently emerged from Chapter 11 bankruptcy. Prior to emergence from bankruptcy on February 27, 2020, Energy Harbor operated under the name FirstEnergy Solutions Corp. ("FES").

On March 31, 2018, FES, its subsidiaries, and an affiliate (collectively, the "Debtors") filed voluntary petitions in the United States Bankruptcy Court for the Northern District of Ohio, Eastern Division ("Bankruptcy Court") for relief pursuant to Chapter 11 of Title 11 of the United States Bankruptcy Code ("Bankruptcy Proceeding"). Throughout the Bankruptcy Proceeding, FES continued to perform under its contracts and serve its customers.

On October 16, 2019, the Bankruptcy Court confirmed the Debtors' Eighth Amended Plan of Reorganization ("Plan"). While the Plan is a voluminous document that speaks for itself, to briefly summarize the Plan, a newly formed holding company was created to operate as the parent of four (4) direct subsidiaries, which included a reorganized FES (re-named Energy Harbor LLC upon emerging from bankruptcy). Energy Harbor continues to purchase power from its affiliates that own fossil and nuclear generation assets, continues to serve its existing customers under their current contracts, continues to provide all customer programs/services, and has maintained most of its workforce.

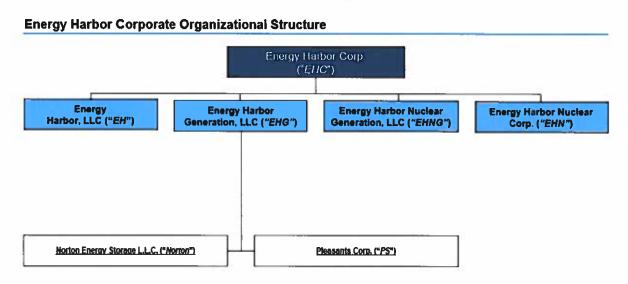
On February 27, 2020, FES emerged from bankruptcy as Energy Harbor LLC with a clean bill of financial health.

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.

None.

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.

Energy Harbor LLC is wholly owned by its parent company, Energy Harbor Corp. It is affiliated with Energy Harbor Generation, LLC, Energy Harbor Nuclear Generation, LLC, and Energy Harbor Nuclear Corp. A graphical depiction of such structure is provided below.



<u>Exhibit D-1 "Operations"</u> provide a current written description of the operational nature of the applicant's business. Please include whether the applicant's operations will include the generation of power for retail sales, the scheduling of retail power for transmission and delivery, the provision of retail ancillary services as well as other services used to arrange for the purchase and delivery of electricity to retail customers.

Since the inception of retail competition in the late 1990s, Energy Harbor LLC (then operating as FirstEnergy Solutions Corp. or FES) has been providing electric generation and natural gas to retail customers. Currently, Energy Harbor LLC ("Energy Harbor") is certified or licensed to provide competitive retail electric service to customers in Ohio, Pennsylvania, Illinois, Michigan, Maryland, Delaware, and New Jersey. Energy Harbor is one of the largest electric generation suppliers in the country to commercial and industrial and governmental aggregation customers.

Although Energy Harbor has operated in the retail energy market space for over two decades, Energy Harbor will constantly strive to improve its operations and engage in extensive oversight to ensure full regulatory compliance. Energy Harbor continues to dedicate significant resources toward quality, oversight, and regulatory compliance. In an effort to improve and enhance its existing services, Energy Harbor's policies and procedures will continue to evolve and be adjusted, as needed, based on response to customer feedback, regulatory agent feedback, and changes in regulatory compliance requirements and technology.

Energy Harbor is a financially secure independent power producer and fully integrated retail energy provider focused on safe and best-in-class operations and financial performance. With a fleet of reliable generating resources, including substantial carbon-free generation, Energy Harbor is well positioned for long-term value creation and competitiveness in a low-carbon future and is focused on enabling a growing customer and stakeholder base to meet their environmental, social and sustainability goals. The aforementioned competitive generating fleet provides more than 6,800 megawatts of capacity annually, with nearly 60 percent of electric generation coming from carbon-free nuclear plants.

<u>Exhibit D-2 "Operations Expertise,"</u> given the operational nature of the applicant's business, provide evidence of the applicant's experience and technical expertise in performing such operations.

Headquartered in Akron, Ohio, Energy Harbor LLC ("Energy Harbor") is a leading energy services company and a retail marketer of electricity. Energy Harbor is managed by a team with decades of experience in the energy industry. The operations expertise of Energy Harbor's managerial and technical expertise and experience is second to none. Energy Harbor's personnel possess extensive and in-depth experience in providing CRES to customers throughout Ohio and in the other competitive retail electric jurisdictions in which Energy Harbor operates, previously operated, or intends to operate in the near future. As such, Energy Harbor's management is intimately familiar with the competitive retail electric market, including the technical, managerial, operational, and regulatory compliance requirements.

Energy Harbor has access to services, support and oversight for day-to-day technical, managerial, and operational activities; accounting and finance services; general management services; risk management services; transaction related services; power supply procurement and portfolio management services; hedging of load requirements and supply resources; logistics management and coordination activities; compliance with state regulatory directives; wholesale counterparty credit administration; and the maintenance of all systems necessary to coordinate with transmission providers and local distribution utilities. Energy Harbor's primary goal and expectation is to be a responsive, knowledgeable partner who can help customers navigate the complex rules and regulations of energy markets while providing superior, timely, reliable, and responsive customer service.

<u>Exhibit D-3 "Key Technical Personnel,"</u> provide the names, titles, e-mail addresses, telephone numbers, and the background of key personnel involved in the operational aspects of the applicant's current business.

Name: Alin C. Baciu

Title: Manager, Load Forecasting **Phone Number:** 330-315-7352

Email: abaciu@firstenergycorp.com (until May 2020); abaciu@energyharbor.com (post May

2020)

Background: Please see attached resume.

Name: Benjamin L. Kelly

Title: Analyst & Trader, Short-Term Transactions, Commercial Operations

Phone Number: 330-315-6906

Email: blkelly@firstenergycorp.com (until May 2020); blkelly@energyharbor.com (post May

2020)

Background: Please see attached resume.

ALIN C. BACIU

Master of Financial Mathematics

2100 Nottinghill Dr • Hinckley, OH 44233 • (440) 781-5348 • abaciu@firstenergycorp.com

WORK EXPERIENCE

Energy Harbor LLC / FIRSTENERGY SOLUTIONS Corp. Manager, Load Forecasting

Akron, OH

2/2011 - present

- Lead a team of 5 analysts who mitigate the Company's exposure by providing next-day hourly demand forecasts for up to 50 delivery zones, individual industrial and large commercial customers, individual and aggregated residential customers, and ISOs
- Maintain forecast error MAPE below industry average
- Forecast next-day hourly DALMP by hub node and at generation unit
- Forecast next-day natural gas price forecast at hub (TECO, TETCO, HH)
- Predict PJM system wide pick demand, and coordinate with large industrial and commercial customers to reduce demand usage
- Use in-house developed and third-party Neural Network software (Artificial Intelligence)
 along with various statistical models to reduce forecast error, improve forecasting models
 and account for multitude of variables impacting the industry
- Improve daily forecast procedures to mitigate forecast variance, errors, system failure, streamline steps and reduce process time by 20%
- Manage the load budget process by generating, analyzing and explaining demand, rate, revenue and margin variances

Acting Manager, Forecasting and Analytics

7/2010 - 2/2011

- Lead cross-functional teams to better integrate short, medium and long term hourly demand forecasts and prices
- Quantify and communicate the impact of exponential growth of Retail and Wholesale sales by providing senior leadership with competitive market studies and forecasts
- Provide market analyses and other supporting studies for the FirstEnergy/Alleghany Energy merger
- Coordinate a corporate-wide system transfer to PCI, affecting the upload and bidding of short term demand, prices, nuclear and wind generation forecasts

Staff Business Analyst

5/2007 - 7/2010

- Develop 5-year forecasts of hourly demand and marginal price by company and customer type for all territories served by the Company
- Coordinate efforts among a cross-functional team to develop and maintain mid-month, next month, balance of year and next year consumption budgets and price forecasts
- Lead implementation and application of statistical and Neural Network models to nextday hourly demand forecasts, saving \$6 million annually over traditional methods

FIRSTENERGY CORPORATION

Akron, OH

Business Analyst

9/2004 - 5/2007

- Develop and maintain commercial tariff rates and schedules, hourly load forecasts for energy and revenue, variance reports and customer profiling
- Prepare and present testimony for Ohio and Pennsylvania rate cases
- Develop and validate detailed monthly billing data for 4.4 million customers in FirstEnergy's 7 utility companies
- Lead implementation of corporate-wide load research program to restructure hourly customer profiles by class and rate

ALIN C. BACIU

Master of Financial Mathematics

2100 Nottinghill Dr • Hinckley, OH 44233 • (440) 781-5348 • abaciu@firstenergycorp.com

WACHOVIA BANK

Clemson, SC 8/2003 - 5/2004

Master's Project: "Credit Scoring Using Bayesian Networks"

• Developed algorithm to determine issuance of personal lines of credit

CLEMSON UNIVERSITY

Clemson, SC

Graduate Teacher of Record, Business Calculus

8/2002 - 5/2004

• Earned excellence in teaching award

EDUCATION

CLEMSON UNIVERSITY

Clemson, SC

Master of Mathematical Sciences, Financial Mathematics (3.40 G.P.A.)

5/2004

BALDWIN-WALLACE COLLEGE

Berea, OH

B.S., Mathematics and Business Administration (3.22 G.P.A.)

5/2002

EDGEHILL UNIVERSITY

Study Abroad Program in Mathematics

Ormskirk, England 1/2000-5/2000

RELEVANT COURSEWORK

• Linear Programming

• Stochastic Processes

• Real Estate Finance

• Management Science

• Matrix Analysis

• Computational Finance

• Management Strategy and Policy

Corporate Finance

COMPUTER SKILLS

• NeuralPower

SAS

Nostradamus

• Management Scientist

• MATLAB

Visual Basic

BRIO/Hyperion

• Microsoft Office

ADDITIONAL SKILLS

• Advanced multivariate modeling

• Neural Network models and analysis

• Short term and long term budget design and variance study

• Advanced stochastic calculus applications in finance

• Excellent communication, presentation, and project management skills

• Fluent in Romanian

REFERENCES

Available upon request

BENJAMIN KELLY

BENJAMIN KELLY

EDUCATION:

M.A. - Economics, The University of Akron, Akron, OH, 2004

B.A. - Economics, The University of Akron, Akron, OH, 2002

EXPERIENCE:

Energy Harbor LLC (f/k/a FirstEnergy Solutions Corp.), Akron, OH

Trader, Commercial Operations (August 2016 – Present)

- Responsible for short term wholesale transactions to support the generation and retail business.
- Hedge generation exposure to PJM spot market risk.
- Hedge load variation due to weather
- Forecast net open position on a daily basis
- Forecast next month open position and financial projection
- Track and analyze position and assist with developing strategic revisions as needed
- Analyze and communicate variances between budget, forecast, and actual
- Track hedge settlements
- Responsible for identifying and transacting on intra-month short term trading opportunities
- Develop and maintain standardized daily reports for position management and P&L forecasting and tracking
- Collaborate with and support various functional groups including Accounting, Risk Control and Settlements
- Coordinate with day-ahead and real-time operations to manage generation outages in conjunction with overall open position

Analyst, Commercial Operations (June 2011 – August 2016)

- Forecast next month open position and financial projection
- Track and analyze position and assist with developing strategic revisions as needed
- Analyze and communicate variances between budget, forecast, and actual
- Track hedge settlements
- Coordinate with day-ahead and real-time operations to manage generation outages in conjunction with overall open position
- Execute virtual bids and physical schedules in the RTO

Analyst, Commodity Risk Management, (June 2007 - May 2011)

- Responsible for development and maintenance of risk reporting on the FES unregulated business
- Maintain and update the ETRM system with forward price curves, delivery points, transactions and coordinate portfolio modeling with front, mid, and back-office.
- Monitor transaction exposure against Risk Policy limits

Exhibit D-4 "FERC Power Marketer License Number," provide a statement disclosing the applicant's FERC Power Marketer License Number. (Power Marketers only).

Energy Harbor LLC, formerly FirstEnergy Solutions Corp., has received FERC authorization to make wholesale sales at market-based rates. *See FirstEnergy Solutions Corp.*, Docket No. ER19-454-000 (Jan. 30, 2019) (unpublished letter order). Energy Harbor LLC will be filing a Notice of Succession with FERC pursuant to 18 C.F.R. § 35.16 to provide notification that it is succeeding to the FirstEnergy Solutions Corp. market-based rate tariff.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

3/23/2020 12:45:05 PM

in

Case No(s). 00-1742-EL-CRS

Summary: Application Renewal Application for Retail Generation Providers and Power Marketers of Energy Harbor LLC electronically filed by Mr. Mark T Keaney on behalf of Energy Harbor LLC