

FILE

June 10, 2020

Retail Energy Partners LLC  
171 Franklin Street  
Dublin, OH 43017

Public Utilities Commission of Ohio  
Docketing Division  
180 East Broad Street  
Columbus, OH 43215-3793

**RE: CONFIDENTIAL TREATMENT REVISION REQUEST**

Certification Case No.: **14-0963-EL-AGG**

Certification Expiration Date: **6/1/2020**

Hi Melissa:

Regarding the renewal application that was submitted on May 20, 2020, for Certification Case No. **14-0963-EL-AGG**, I would like to formally request that only the credit report in Section C-7 be treated as confidential material, due to the personal nature of that document. All other sections can be made public.

Thank you,  
Chris Bailey  
Owner

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician DR Date Processed 6/20/20

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**6/25/2020 8:19:39 AM**

**in**

**Case No(s). 14-0963-EL-AGG**

Summary: Letter of Notification electronically filed by Mr. Christian V Bailey on behalf of Retail Energy Partners LLC and Mr. Christian Von Bailey

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**\*\*\*CONFIDENTIAL TREATMENT HAS BEEN REQUESTED FOR  
THIS DOCUMENT AND ALL ENCLOSURES. \*\*\***

May 20, 2020

Retail Energy Partners LLC  
171 Franklin Street  
Dublin, OH 43017

Public Utilities Commission of Ohio  
Docketing Division  
180 East Broad Street  
Columbus, OH 43215-3793

**RE: NOTICE OF PENDING EXPIRATION OF PUCO CERTIFICATION**  
Certification Case No.: **14-0963-EL-AGG**  
Certification Expiration Date: **6/1/2020**

Dear Ms. Magaziner-Tempesta:

Please find enclosed copy of our renewal application for Certification Case No. 14-0963-EL-AGG. There is confidential and personal information contained within this document, so I would like to formally request it be handled confidentially.

Please contact me with any questions.

Thank you,  
Chris Bailey   
Cell: 614-361-1525  
Email: [chris@retailenergypartners.com](mailto:chris@retailenergypartners.com)

2020 MAY 26 PM 4:52  
PUCO



**Public Utilities  
Commission**

Mike DeWine, Governor  
Sam Randazzo, Chairman

**Commissioners**

M. Beth Trombold  
Lawrence K. Friedeman  
Dennis P. Deters  
Daniel R. Conway

April 27, 2020

RETAIL ENERGY PARTNERS LLC  
171 FRANKLIN STREET  
DUBLIN OH 43017

**Notice of Pending Expiration of PUCO Certification**

Company Name: RETAIL ENERGY PARTNERS LLC  
Certification Case No.: 14-0963-EL-AGG  
Certificate Expiration Date: 6/29/2020

To Whom It May Concern:

This letter serves to provide notice that the above-listed certificate issued by the Public Utilities Commission of Ohio pursuant to the Ohio Revised Code, is due to expire on **6/29/2020**. If you have already filed your renewal application, or if you do not want to renew your certificate, **please disregard this letter.**

Rule 4901:1-24-09 O.A.C. requires renewal applications to be filed no less than 30 and no more than 60 days **prior** to the certificate expiration date. If the listed company wishes to continue to operate under the above certificate, a renewal application must be filed **at least 30 days prior** to the expiration date.

If the listed company has missed the 30-day deadline but the certificate has yet to expire, a motion to extend must be filed in the existing case by an attorney licensed to practice law in Ohio. A renewal application should be filed at the same time.

If the certificate has expired and the company wishes to continue operations in Ohio, a new certificate application must be filed. A motion requesting an extension of the original certificate and requesting to operate during pendency of the new certification application must be filed by an attorney licensed to practice law in Ohio. If you have additional questions you may call the Commission representative listed below.

Any company or company officer that continues to provide Ohio jurisdictional service under an expired certificate without Commission authorization may be assessed a civil forfeiture pursuant to Section 4905.54 of the Ohio Revised Code.

Questions regarding this notice should be directed to Melissa Scarberry of the Commission's Reliability and Service Analysis Division, Service Monitoring and Enforcement Department, at [melissa.scarberry@puco.ohio.gov](mailto:melissa.scarberry@puco.ohio.gov) or at 614-644-7960.

Sincerely,

Melissa Scarberry  
Utility Specialist II



## Public Utilities Commission

Original AGG Case Number	Version
14 -0963 -EL-AGG	May 2016

### RENEWAL APPLICATION FOR ELECTRIC AGGREGATORS/POWER BROKERS

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 certified as: (check all that apply)



Power Broker



Aggregator

A-2 Applicant's legal name, address, telephone number, PUCO certificate number, and web site address

Legal Name Retail Energy Partners LLC

Address 171 Franklin Street, Dublin, OH 43017

PUCO Certificate # and Date Certified 14-830E and 06/30/2014

Telephone # (614) 441-9096 Web site address (if any) www.retailenergypartners.com

A-3 List name, address, telephone number and web site address under which Applicant will do business in Ohio

Legal Name Retail Energy Partners LLC

Address 171 Franklin Street, Dublin, OH 43017

Telephone # (614) 441-9096 Web site address (if any) www.retailenergypartners.com

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

Retail Energy Partners LLC

\_\_\_\_\_

\_\_\_\_\_

A-5 Contact person for regulatory or emergency matters

Name Christian V. Bailey

Title Owner

Business address 171 Franklin Street, Dublin, OH 43017

Telephone # (614) 441-9096

Fax # \_\_\_\_\_

E-mail address chris@retailenergypartners.com

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

Name Christian V. Bailey  
Title Owner  
Business address 171 Franklin Street, Dublin, OH 43017  
Telephone # (614) 441-9096 Fax # \_\_\_\_\_  
E-mail address chris@retailenergypartners.com

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

Customer Service address 171 Franklin Street, Dublin, OH 43017  
Toll-free Telephone # (888) 298-9856 Fax # \_\_\_\_\_  
E-mail address chris@retailenergypartners.com

**A-8 Applicant's federal employer identification number # 46-5691513**

**A-9 Applicant's form of ownership (check one)**

- |  |   |
|--|---|
| <input type="checkbox"/> Sole Proprietorship                 | <input type="checkbox"/> Partnership                                |
| <input type="checkbox"/> Limited Liability Partnership (LLP) | <input checked="" type="checkbox"/> Limited Liability Company (LLC) |
| <input type="checkbox"/> Corporation                         | <input type="checkbox"/> Other _____                                |

**PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:**

**A-10 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.**

**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 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 including aggregation services.**
- B-2 Exhibit B-2 "Experience & Plans," 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 including aggregation 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. 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 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** **Exhibit C-2 "SEC Filings,"** 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 Exhibit C-4 "Financial Arrangements,"** 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.).

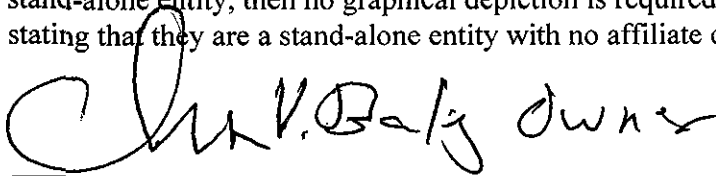
Renewal applicants can fulfill the requirements of Exhibit C-4 by providing a current statement from an Ohio local distribution utility (LDU) that shows that the applicant meets the LDU's collateral requirements.

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 **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.
- 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 **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.



Signature of Applicant & Title

STATE OF OHIO COUNTY OF FRANKLIN

Sworn and subscribed before me this 20 day of MAY, 2020

Month



**ROGER RILL**  
Notary Public, State of Ohio  
My Commission Expires  
March 14, 2023



Signature of official administering oath

**ROGER RILL, Notary**  
Print Name and Title **PUBLIC**

My commission expires on 3-14-2023

# **AFFIDAVIT**

State of OHIO :

DUBLIN ss.  
(Town)

County of FRANKLIN :

Christian V. Bailey Affiant, being duly sworn/affirmed according to law, deposes and says that:

He/She is the Owner (Office of Affiant) of Retail Energy Partners, LLC (Name of Applicant);

That he/she is authorized to and does make this 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 fully comply with Section 4928.09 of the Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
7. 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.
8. 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.
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.

Ch. V. Baly, owner

Signature of Affiant & Title

STATE OF OHIO COUNTY OF FRANKLIN

Sworn and subscribed before me this 20 day of MAY, 2020  
Month Year

R. Rill

Signature of official administering oath

ROGER RILL, Notary Public

Print Name and Title



**ROGER RILL** My commission expires on 3-14-2023  
Notary Public, State of Ohio  
My Commission Expires  
March 14, 2023

**Exhibit A-10: Corporate Structure**

**Corporate Structure Description:** Retail Energy Partners LLC, an Ohio Limited Liability Company, with principal place of business at 171 Franklin Street, Dublin OH 43017

**Corporate Structure Graphical Depiction:**

Retail Energy Partners LLC

***\*\*\*No other affiliates, subsidiary companies available\*\*\****

**Exhibit B-1: Jurisdictions of Operation**

Retail Energy Partners LLC does not have any previous authorizations to provide retail or wholesale electric services including aggregation services.

### **Exhibit B-2: Experience & Plans**

Retail Energy Partners LLC is owned by Christian Bailey. Mr. Bailey has worked for several retail providers over the past twenty years, including DTE Energy Supply, AEP Energy, Accent Energy (Now IGS Energy) and Enron Energy Services. As part of his responsibilities with overseeing broker relationships over the years, Mr. Bailey has developed a deep understanding of the specific rules governing competitive retail energy supply in the state of Ohio. Retail Energy Partners LLC plans on working with registered CRES companies in a broker relationship and will adhere to all codes of conduct and all other rules and regulations overseeing competitive retail supply in the state of Ohio.

**Exhibit B-3: Disclosure of Liabilities and Investigations**

There have not been any judgments against Retail Energy Partners LLC in the past or that are currently pending.

**Exhibit C-1: Annual Reports**

**Retail Energy Partners LLC does not have Annual Reports because it is a new company with one shareholder/owner.**

**Exhibit C-2: SEC Filings**

Retail Energy Partners LLC does not have SEC Filings because it is a new- company with one shareholder/owner.

# Exhibit C-3: "Financial Statements"

RETAIL ENERGY PARTNERS LLC  
BALANCE SHEET  
FOR THE YEARS ENDING 12/31/2018 & 12/31/2019  
CASH BASIS

	<u>12/31/2018</u>	<u>12/31/2019</u>
Bank Accounts	5,152	6,721
Fixed Assets	2,500	2,500
Accumulated Depreciation	(2,500)	(2,500)
Intangible Assets	29,282	29,282
Accumulated Amortization	(7,228)	(9,181)
<b>Total Assets</b>	<b>27,206</b>	<b>26,822</b>
 Total Liabilities	 0	 0
 Member Capital		
Beginning of Year Capital	38,217	27,206
Member Contributions	0	837
Member Distributions	(9,948)	0
Current Year Book Income	(1,063)	(1,221)
<b>Total Member Capital</b>	<b>27,206</b>	<b>26,822</b>
 <b>Total Liabilities &amp; Equity</b>	 <b>27,206</b>	 <b>26,822</b>

**RETAIL ENERGY PARTNERS LLC**  
**PROFIT & LOSS STATEMENT**  
**FOR THE YEARS ENDING 12/31/2018 & 12/31/2019**  
**CASH BASIS**

	<u>12/31/2018</u>	<u>12/31/2019</u>
Gross Revenue	3,942	1,569
Expenses		
Amortization	(1,953)	(1,953)
Phone & Internet Service	(1,892)	(321)
Licenses & Fees	(100)	(200)
Postage & Shipping	(22)	(33)
Software Expenses	(224)	(235)
Web Service	(814)	0
Parking & Tolls	0	(48)
<u>Total Expenses</u>	<u>(5,005)</u>	<u>(2,790)</u>
<u>Net Income</u>	<u>(1,063)</u>	<u>(1,221)</u>

**Exhibit C-4: Financial Arrangements**

N/A

Exhibit C-5: Forecasted Financial Statements

Annual income statement

FY	<del>200</del>	<del>201</del>
	2020	2021
Revenue	\$12,000	\$12,000
Cost of goods sold	\$0	\$0
Gross profit	12,000	12,000
	100.0%	100.0%
Salaries & Benefits	0	0
Customer acquisition costs	0	0
Other operating costs	0	0
Bad debt	\$0	\$0
EBITDA	\$12,000	\$12,000
Depreciation	0	0
Amortization	0	0
EBIT	12,000	12,000

**Exhibit C-7: Credit Report**

Retail Energy Partners LLC does not have a Credit Report because it is a new company.

**Exhibit C-8: Bankruptcy Information**

Retail Energy Partners LLC does not have Bankruptcy Filings because it is a new company with one shareholder/owner.

**Exhibit C-9: Merger Information**

Retail Energy Partners LLC has not had any or does not plan to have any dissolutions, mergers or acquisitions.