

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE APPLICATION OF
VOLUNTEER ENERGY SERVICES, INC., FOR
CERTIFICATION AS A COMPETITIVE
RETAIL NATURAL GAS SUPPLIER.

CASE NO. 02-1786-GA-CRS

IN THE MATTER OF THE APPLICATION OF
VOLUNTEER ENERGY SERVICES, INC., FOR
CERTIFICATION AS A RETAIL
GENERATION PROVIDER AND POWER
MARKETER.

CASE NO. 15-375-EL-CRS

ENTRY

Entered in the Journal on June 9, 2022

{¶ 1} R.C. 4928.08 and 4929.20 provide that competitive retail electric service (CRES) providers and competitive retail natural gas service (CRNGS) suppliers, respectively, must be certified by the Commission.

{¶ 2} Volunteer Energy Services, Inc. (VESI), is a certified CRNGS supplier and CRES provider. *In re Application of Volunteer Energy Services Inc., for Certification as a Competitive Retail Natural Gas Supplier*, Case No. 02-1786-GA-CRS, Certificate #02-022G (Sept. 1, 2020); *In re Application of Volunteer Energy Services, Inc., for Certification as a Retail Generation Provider and Power Marketer*, Case No. 15-375-EL-CRS, Certificate #15-950E (Mar. 22, 2021).

{¶ 3} Ohio Adm.Code 4901:1-24-12 and 4901:1-27-12 set forth certain requirements regarding the transfer or abandonment of CRES and CRNGS certificates, respectively. As is relevant herein, CRES providers and CRNGS suppliers may not abandon the services they provided under a certificate without filing an abandonment application and without Commission approval. The supplier or provider shall fulfill the terms of all existing contracts with customers or assign such contracts to another supplier or provider prior to abandoning service. A CRES supplier or CRNGS provider shall file its application for

abandonment at least 90 days prior to the effective date upon which service or provision shall cease, in addition to the remaining requirements in the abandonment rules.

{¶ 4} On May 4, 2022, VESI filed applications to abandon its CRES and CRNGS certificates in their respective case dockets. Also on May 4, 2022, VESI filed motions for waiver of Ohio Adm.Code 4901:1-24-12(B) and 4901:1-27-12(B). VESI seeks waivers of the 90-day provisions and requests that it be granted 180 days before the Commission issues orders in these cases. In support of its motions for waiver, VESI argues that it is working diligently in its bankruptcy case to conduct an orderly wind-down of its affairs while concurrently working to ensure an orderly transition of its customers. VESI states that, while it has accomplished many necessary tasks concerning the winding-down of its business, it still has many to complete and does not think it will be complete the rule requirements within 90 days of the filing of its applications. VESI, therefore, asserts that good cause exists to grant its motion for waiver of the 90-day provisions of Ohio Adm.Code 4901:1-24-12(B) and 4901:1-27-12(B).

{¶ 5} No memoranda contra were filed in response to VESI's motions for waiver.

{¶ 6} Upon review, the attorney examiner finds good cause to grant VESI's unopposed motions for waiver, as VESI appears to be working to complete the necessary tasks for both its bankruptcy case and abandonment of its CRES and CRNGS certificates.

{¶ 7} Accordingly, VESI's motions for waiver are hereby granted and any order addressing VESI's applications to abandon its certificates shall be in accordance with this Entry.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That VESI's motions for waiver filed in both of these cases on May 4, 2022, be granted. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/Jesse M. Davis

By: Jesse M. Davis
Attorney Examiner

MLW/mef

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in

Case No(s). 02-1786-GA-CRS, 15-0375-EL-CRS

Summary: Attorney Examiner Entry granting the motions for waiver as detailed herein electronically filed by Ms. Mary E. Fischer on behalf of Jesse M. Davis, Attorney Examiner, Public Utilities Commission of Ohio