

EAGLE ENERGY

4925 CLEVES PIKE • CINCINNATI, OH 45238 • (513) 251 7283

10

FILE

April 13, 2001

Ms. Daisy Crockron
Public Utilities Commission of Ohio
Docketing Department
10th Floor
180 East Broad Street
Columbus, Ohio 43215-3793

RE: Certification Application of Eagle Energy LLC)
for Authority to Provide Aggregation and/or) Case No. 01-677-EL-AGG
Power Broker Services.)

Dear Ms. Crockron:

Enclosed for filing are an original and ten copies of supplemental responses in the above referenced Case. Specifically, the supplemental responses are Exhibit No. A-5, A-6, A-13, A-14 and B-2. Please return one copy of the supplemental responses.

If there are any questions concerning this filing, please contact me at (513) 251-7283.
Thank you in advance for your assistance in this matter.

Sincerely,



Donald I. Marshall,
President

cc: Mr. Mark Eifert
Ms. Tammy Turkenton

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"Great Accomplishments Require Great Vision"

CERTIFICATION APPLICATION

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A. APPLICANT INFORMATION

A-1 Applicant's legal name, address, telephone number and web site address.

Legal Name: Eagle Energy, LLC
Address: 4925 Cleves Pike, Cincinnati, Ohio 45238
Telephone: (513) 251-7283 Web site address: EagleEnergy.com (To be developed)

A-2 List all names under which the applicant does business in North America.

Eagle Energy, LLC is the only corporate name doing business and is only rendering business in the State of Ohio.

A-3 Contact person for regulatory or emergency matters.

Name: Donald I. Marshall
Address: 4925 Cleves Pike, Cincinnati, Ohio 45238
Telephone: (513) 251-7283
E-mail address: Donaldcamdim@AOL.com

A-4 Contact person for Commission Staff use in investigating customer complaints.

Name: Donald I. Marshall
Address: 4925 Cleves Pike, Cincinnati, Ohio 45238
Telephone: (513) 251-7283
E-mail Address: Donaldcamdim@AOL.com

A-5 Applicant's address and toll-free number for customer service and complaints.

Customer Service Address: 4925 Cleves Pike, Cincinnati, Ohio 45238
Toll-free Telephone Number: 1-800-728-4647
E-mail address: EagleEnergy.com (To Be Developed)

A-6 Applicant's federal employer identification number.

Eagle Energy's Federal tax identification number is 31-1761356 and was issued on March 21, 2001.

A-7 Applicant's form of ownership.

Limited Liability Corporation (LLC).

Exhibit A-13

Articles of Incorporation and By-laws.

Attached are the Articles of Incorporation.



Prescribed by **J. Kenneth Blackwell**

Please obtain fee amount and mailing instructions from the Forms Inventory List (using the 3 digit form # located at the bottom of this form). To obtain the Forms Inventory List or for assistance, please call Customer Service:
Central Ohio: (614)-466-3910 Toll Free: 1-877-SOS-FILE (1-877-767-3453)

ARTICLES OF ORGANIZATION

(Under Section 1705.04 of the Ohio Revised Code)
Limited Liability Company

The undersigned, desiring to form a limited liability Company, under Chapter 1705 of the Ohio Revised Code, do hereby state the following:

FIRST: The name of said limited liability company shall be:
Eagle Energy, LLC

(the name must include the words "limited liability company", "limited", "Ltd.", "Ltd.", "LLC", or "L.L.C.")

SECOND: This limited liability company shall exist for a period of unlimited duration unless sooner dissolved

THIRD: The address to which interested persons may direct requests for copies of any operating agreement and any bylaws of this limited liability company is:

4925 Cleves Pike

(street name or post office box)

Cincinnati

(city, village, or township)

Ohio

(state)

45238

(zip code)

☐ Please check this box if additional provisions are attached hereto

Provisions attached hereto are incorporated herein and made a part of these articles of organization.

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SECRETARY OF STATE

J. Kenneth Blackwell

Secretary of State

FOURTH: Purpose (optional)

To operate a business for aggregating end-user demand for electricity and
arranging the delivery of the supply of energy and to engage in any lawful
act or acts for which limited liability companies may lawfully be formed under
Title 17 of the Ohio Revised Code.

IN WITNESS WHEREOF, we have hereunto subscribed our names on

March 13, 2001

(date)

Signed

Name: Alan S. Fershtman

Signed

Name:

Signed

Name:

Signed

Name:

Signed

Name:

Signed

Name:

Signed

Name:

Signed

Name:

Signed

Name:

Signed

Name:

(If insufficient space for all signatures, please attach a separate sheet containing additional signatures)



J. Kenneth Blackwell

Prescribed by:
J. Kenneth Blackwell
Secretary of State
30 East Broad St. 14th Floor
Columbus, Ohio 43266-0418

ORIGINAL APPOINTMENT OF AGENT

(for limited liability company)

The undersigned, being at least a majority of the members of Eagle Energy, LLC
(name of limited liability company)
hereby appoint KMK Service Corp. to be the agent upon whom any process, notice or
(name of agent)
demand required or permitted by statute to be served upon the limited liability company may be served. The complete address
of the agent is:

1400 Provident Tower, One East Fourth Street
(street name)
Cincinnati, Ohio 45202
(city, village, township) (zip)

By: Alan S. Fershtman
(authorized member, manager, or representative)
Name: Alan S. Fershtman

By: _____
(authorized member, manager, or representative)
Name: _____

By: _____
(authorized member, manager, or representative)
Name: _____

By: _____
(authorized member, manager, or representative)
Name: _____

By: _____
(authorized member, manager, or representative)
Name: _____

By: _____
(authorized member, manager, or representative)
Name: _____

ACCEPTANCE OF APPOINTMENT

The undersigned, named herein as the statutory agent for Eagle Energy, LLC
(name of limited liability company)
hereby acknowledges and accepts the appointment of agent for said limited liability Company.

Timothy S. Smith, Esq.
Agent's signature KMK Service Corp.



Prescribed by **J. Kenneth Blackwell**

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CONSENT FOR USE OF SIMILAR NAME

(Where consenting entity is a corporation)

Eagle Energy, Inc.
(Name of Corporation giving consent)
(Charter/License Number) 1215328
gives its consent to Eagle Energy, LLC
(Name of individual or proposed corporation receiving consent)
to use the name Eagle Energy, LLC

This document is signed by any authorized corporate officer.

Date March 13, 2001

Signed *Alan S. Fershtman*
Name: Alan S. Fershtman
Title: Incorporator

Exhibit A-14

Secretary of State.

The Secretary of State filing for authority to do business within the State of Ohio was made on March 20, 2001. Attached is a copy of the certificate from the Secretary of State.



DATE:	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
03/21/2001	200108003320	ARTICLES OF ORGANIZATION/DOM. LLC (LCA)	85.00	10.00	.00	.00	.00

Receipt

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

KEATING, MUETHING & KLEKAMP, PLL
ONE E. FOURTH STREET
SUITE 1400
CINCINNATI, OH 45202

STATE OF OHIO

Ohio Secretary of State, J. Kenneth Blackwell

1216901

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

EAGLE ENERGY, LLC

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

Document(s)

ARTICLES OF ORGANIZATION/DOM. LLC

Document No(s):

200108003320



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

Witness my hand and the seal of
the Secretary of State at Columbus,
Ohio this 20th day of March, A.D.
2001.

J. Kenneth Blackwell
Ohio Secretary of State

Exhibit B-2

Experience and Plans.

The applicant intends to be very focused on residential and small commercial customers by identifying their electrical energy demand and matching the customers' energy requirements with available resources from suppliers certified by the Commission. Eagle Energy intends to provide aggregation and power brokering services to retail end-user customers when this Application is approved.

The business plans call for direct contact with customers and identifying potential energy savings, depending upon available supplies. The specific services to be rendered include price comparison, energy savings and monitoring Commission activities that may impact future actions by the customer. In all cases, the customer will remain the unilateral decision-maker in determining energy supplies.

Eagle Energy intends to make the decision-making process clearer for the customer. The management team has a combined one-hundred years' of experience in regulatory and utility matters, including numerous proceedings before the Commission and it will utilize this expertise in working with and informing customers.