

FILE

**FirstEnergy
Solutions**

facsimile transmittal

FAX

To: Ms. Renee Jenkins, PUCO Fax: 614-466-0313

From: Brenda Fargo, Gov't Agg. Manager Date: 4/5/2007

Re: City of Barberton Affidavit & Application Form Pages: 5

CC: Chuck Stockhausen, PUCO
Fax: 614-644-8964☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Please see attached The City of Barberton Affidavit and Renewal Application Form and file under Case # 01-0736-EL-GAG. Hard copies will be submitted via overnight mail along with the entire Certification Application on April 6, 2007.

Thank you,


Brenda Fargo

330-315-6898

PUCO

2007 APR -5 PM 3:52

RECEIVED-DOCKETING DIV

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The Public Utilities Commission of Ohio

Original GAG Case Number	Version
01-0736-EL-GAG	July 2002

RENEWAL APPLICATION FOR GOVERNMENTAL AGGREGATORS

Please print or type all required information. Identify all attachments with an exhibit label and title (Example: Exhibit A-4 Opt-Out Form). All attachments should bear the legal name of the Applicant and should be included on the electronic copy provided. Applicants should file completed applications and all related correspondence with: Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus, OH 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's legal name, address, telephone number, PUCO certificate number, and web site address

Legal Name City of Barberton
 Address City Hall, 576 W. Park Av., Barberton, OH 44203
 PUCO Certificate # and Date Certified 01-072(3) issued 5/3/2005
 Telephone # (330) 848-6719 Web site address (if any) n/a

A-2 Exhibit A-2 "Authorizing Ordinance" provide a copy of the ordinance or resolution authorizing the formation of a governmental aggregation program adopted pursuant to Section 4928.20(A) of the Revised Code.

A-3 Exhibit A-3 "Operation and Governance Plan" provide a copy of the applicant's current plan for operation and governance of its aggregation program adopted pursuant to Section 4928.20(C) of the Revised Code. The Operation and Governance Plan explained in Exhibit A-3 should include:

- Terms and conditions of enrollment including:
 - Rates
 - Charges
 - Switching fees, if any
- Policies associated with customers moving into/out of aggregation area
- Billing procedures
- Procedures for handling complaints and disputes including the toll-free telephone number and address for customer contacts

A-4 **Exhibit A-4 Automatic Aggregation Disclosure-"Opt-out Form"** provide a copy of the disclosures/"opt-out" required by Section 4928.20(D) of the Revised Code, if its aggregation program provides for automatic aggregation in accordance with Section 4928.20(A) of the Revised Code. If the opt-out is in draft form, docket the final opt-out (including beginning and ending dates of the 21-day opt-out period and the selected CRES supplier) with the Commission within 10 days prior to providing or offering service. See #12 in the attached Affidavit.

A-5 **Contact person for regulatory or emergency matters**

Name Brenda Fargo
Title Government Aggregation Manager
Business address FirstEnergy Solutions, 395 Ghent Rd., Ste. 408, Akron, OH 44332
Telephone # (330) 315-6898 Fax # (330) 315-6889
E-mail address (if any) fargo@fes.com

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

Name Mary Ann Lepp
Title Customer Care Manager
Business address FirstEnergy Solutions, 395 Ghent Rd., Ste 413, Akron OH 44333
Telephone # (330) 315-6772 Fax # (330) 315-6913
E-mail address (if any) leppm@fes.com

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

Customer Service address FirstEnergy Solutions Corp., 395 Ghent Rd., Akron 44331
Toll-free Telephone # (866) 636-3749 Fax # (330) 315-6913
E-mail address (if any) leppm@fes.com


Signature of Applicant & Title

Sworn and subscribed before me this 5th day of April, 2007 Year

Month

Lisa A. Howe
Signature of official administering oath

Lisa A. Howe, notary
Print Name Title

RESIDENT OF SUMMIT COUNTY
NOTARY PUBLIC, STATE OF OHIO

My commission expires on MY COMMISSION EXPIRES 11-02-09

AFFIDAVIT

State of OHIO :Barberton ss
(Town)County of Summit :RANDY HART

Affiant, being duly sworn/affirmed according to law, deposes and says that:

He/She is the MAYOR (Office of Affiant) of BARBERTON (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 comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
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.
12. The Applicant herein, attests that it will docket with the Commission's Docketing Division the final opt-out and any supplemental opt-outs (including beginning and ending dates of the 21-day opt-out period and the selected CRES supplier) at a minimum 10 days prior to sending the opt-outs to customers.

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.

Sandy Hart
Signature of Agent & Title

Sworn and subscribed before me this 5th day of April, 2007
Month Year

Lisa A. Howe
Signature of official administering oath

Lisa A. Howe, notary
Print Name and Title

LISA A. HOWE

RESIDENT OF SUMMIT COUNTY

NOTARY PUBLIC, STATE OF OHIO

My commission expires on 11-02-09
MY COMMISSION EXPIRES