

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of E Source)
Companies LLC for Certification as a) Case No. 09-20-GA-^{AGG}CRS
Competitive Retail Natural Gas Supplier in)
Ohio.) *WPK*

ENTRY

The attorney examiner finds:

- (1) On January 9, 2009, E Source Companies LLC (E Source) filed an application for a certificate allowing it to provide competitive retail natural gas service in various service territories in Ohio.
- (2) Retail natural gas suppliers are required to maintain an office and an employee in the state of Ohio. Section 4929.22(G), Revised Code; Rule 4901:1-27-04(B)(1)(e), Ohio Administrative Code (O.A.C.). The application filed by E Source does not reflect that it has an office and an employee in the state of Ohio.
- (3) Pursuant to the terms of Section 4929.20, Revised Code, and Rule 4901:1-27-06(A), O.A.C., E Source's certification application is subject to a 30-day automatic approval process. The rule also provides that, upon good cause shown, the Commission or an attorney examiner may suspend consideration of a certification application.
- (4) The attorney examiner finds that, because the application does not reflect that E Source has an office and an employee in the state of Ohio, good cause has been shown to suspend the 30-day automatic approval process for its application for certification, in order that the Commission and its staff may further review this matter.
- (5) The attorney examiner notes that Rule 4901:1-27-06(A)(2)(b), O.A.C., requires that, if consideration of a certification application is suspended, the Commission must act to approve or deny the application within 90 days of the suspension. In addition, Rule 4901:1-27-06(A)(2)(c), O.A.C., allows the Commission or the attorney examiner to set the matter for hearing.

It is, therefore,

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ORDERED, That consideration of the application by E Source for certification as a competitive retail natural gas supplier in Ohio be suspended. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record in these proceedings.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Jeanne W. Kingery
Attorney Examiner

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J;geb

Entered in the Journal
FEB 05 2009



Renee J. Jenkins
Secretary