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The Public Utilities Commission of Ohio

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Date Received	Case Number	Version
FEB 06 2012	12-0555	June 2002

12-0555

CERTIFICATION APPLICATION FOR GOVERNMENTAL AGGREGATORS

Please print or type all required information. Identify all attachments with an exhibit label and title (Example: Exhibit A-5 Experience). 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. APPLICANT INFORMATION

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

Name Yellow Creek TownshipAddress 42793 Oak Ridge Road, Wellsville, Ohio 43968Telephone Number (330) 632-2745

Web site address (if any) _____

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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 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

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.

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A-4 **Exhibit A-4 "Automatic Aggregation Disclosure"** provide a copy of the disclosures 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

A-5 **Exhibit A-5 "Experience"** provide a detailed description of the applicant's experience and plan for providing aggregation services, including contracting with retail generation providers, providing billing statements, responding to customer inquiries and complaints, and complying with all applicable provisions of commission rules adopted pursuant to section 4928.10 of the Revised Code.

A-6 **Contact person for regulatory or emergency matters**

Name Brenda Fargo

Title Government Aggregation Manager, FirstEnergy Solutions

Business address 341 White Pond Drive, Bldg. B-2, Akron, Ohio 44320

Telephone number (330) - 315 - 6898 Fax # (330) - 777 - 6529

E-mail address fargo@fes.com

A-7 **Contact person for Commission Staff use in investigating customer complaints**

Name Arland Smith

Title Manager, FES Call Center

Business address 3330 West Market Street, Akron, Ohio 44333

Telephone number (330) 436 - 1000 Fax # (888) - 820 - 1416

E-mail address smithaj@fes.com

A-8 **Applicant's address and toll-free number for customer service and complaints**

Address FirstEnergy Solutions, 341 White Pond Drive, B-3, Akron, Ohio 44320

Toll-free telephone number (888) - 636 - 3749

Fax # (888) - 820 - 1416

Deborah A. Lyle Fiscal Officer
Signature of Applicant & Title

Sworn and subscribed before me this 15th day of Feb, 2012
Month Year

Lynsey Lyle-Opalenik
Signature of official administering oath

Lynsey Lyle-Opalenik, Notary Public
Print Name and Title Attorney



LYNSEY LYLE-OPALENIK
NOTARY PUBLIC, STATE OF OHIO
COLUMBIANA COUNTY
My Commission does not expire

Commission expires on no expiration date.

AFFIDAVIT

State of Ohio :

____ ss.
(Town)

County of Columbiana :

Deborah A. Kyle, Affiant, being duly sworn/affirmed according to law, deposes and says that:

He/She is the Fiscal Officer (Office of Affiant) of Yellow Creek Twp (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 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 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.

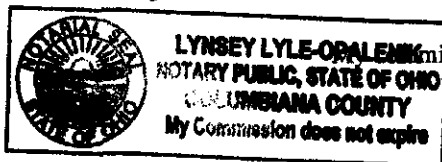
That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief and that he/she expects said Applicant to be able to prove the same at any hearing hereof.

Dorothy A. Lyle, Fiscal Officer
Signature of Affiant & Title

Sworn and subscribed before me this 15th day of Feb, 2012
Month Year

Lynsey Lyle-Opalenik
Signature of official administering oath

Lynsey Lyle-Opalenik, Notary Public/
Print Name and Title
Attorney



Commission expires on no expiration date.

**RESOLUTION 1-2012
ELECTRIC AGGREGATION PLAN**

The **Board of Trustees** of Yellow Creek Township, Columbiana County, Ohio met in regular session on the 27th day of January, 2012 at the Yellow Creek Township Building, 42793 Oakridge Road, Wellsville, Ohio with the following present:

David Boyd
Kenny Biacco
Larry Brewer

Mr. Boyd moved the adoption of the following resolution:

BE IT RESOLVED by the Board of Trustees of YELLOW CREEK TOWNSHIP, COLUMBIANA COUNTY, to enter into contract with First Energy on the Electric Power Aggregation Plan of Operation and Governance.

Mr. Biacco seconded the RESOLUTION and the roll being called upon its adoption the vote resulted as follows:

Mr. Boyd	Yes
Mr. Biacco	Yes
Mr. Brewer	Yes

Adopted January 27, 2011

Deborah A. Lyle
Fiscal Officer, Board of Township Trustees

CERTIFICATE

STATE OF OHIO, COLUMBIANA COUNTY, OHIO

I, THE UNDERSIGNED Fiscal Officer of Yellow Creek Township, Columbiana County, Ohio, certify that the foregoing Resolution Number 1-2012 is taken and copied from the record of proceedings of the township, and that it has been compared by me with the resolution on record and is a true copy.

January 27, 2012

Deborah A. Lyle, Fiscal Officer