

# THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE ANNUAL  
REPORTS FOR THE FISCAL ASSESSMENT  
OF ALL REGULATED ENTITIES FOR  
CALENDAR YEAR 2014.

CASE NO. 15-01-AU-RPT

## THIRD FINDING AND ORDER

Entered in the Journal on September 14, 2016

### I. SUMMARY

{¶ 1} The Commission rescinds the applicable certificate or operating authority for the listed companies who have failed to pay the listed 2015 fiscal assessments and directs that any unpaid assessments or forfeiture amounts be certified to the Attorney General for collection.

### II. DISCUSSION

{¶ 2} R.C. 4905.10 requires each railroad and public utility to pay an annual assessment based upon their intrastate gross earnings for the purpose of maintaining the operations of this Commission and the Ohio Consumers' Counsel (OCC).<sup>1</sup> In order to calculate such assessment, R.C. 4905.14 requires each public utility to file an annual report with the Commission. R.C. 4905.10(A) sets a minimum assessment of \$100 per company, regardless of their intrastate gross revenues in the reporting year.

{¶ 3} R.C. 4905.54 empowers the Commission to assess a forfeiture of not more than \$10,000 per day for each violation or failure of a public utility or railroad, or an officer of a public utility or railroad, to comply with an order, direction, or requirement of the Commission made under authority of R.C. Chapter 4905.

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<sup>1</sup> R.C. 4905.03(A) defines public utility companies to include telephone companies, electric light companies (except regional transmission organizations), heating or cooling companies, natural gas distribution companies, pipeline companies, and water-works and sewage disposal system companies. Railroad, bridge, and water transportation companies are included in the annual reporting requirement under R.C. 4907.02 and 4907.20. All certified retail electric and natural gas suppliers and aggregators are also subject to this reporting requirement under R.C. 4928.06 and 4929.23; while R.C. 4905.10(D) provides that, for the purpose of annual assessment, "public utility" includes electric and gas suppliers and aggregators subject to certification under R.C. 4928.08 and 4929.20, respectively.

{¶ 4} On December 16, 2015, the Commission issued its Second Finding and Order in this case, directing that the 81 companies listed on the attachment pay the indicated 2015 assessment amounts due the Commission and/or OCC, or file a request for additional time, by December 31, 2015.

{¶ 5} The Commission's records currently reflect that the 16 companies listed on the attachment to this order have failed to file a response or pay the indicated assessment(s). Accordingly, each listed certificate should now be rescinded. Each listed company must now immediately cease providing regulated service in the state of Ohio under the listed certificate, and immediately notify any Ohio jurisdictional customers still being served thereunder that the company is no longer permitted to operate under such authority. Any company that continues to provide regulated service under a cancelled certificate may be subject to a forfeiture up to \$10,000 per day under R.C. 4905.54.

{¶ 6} The Docketing Division is directed to notify each listed company of the rescission of its certificate via certified mail in addition to any other means of service, cancel all applicable tariffs, and remove each listed certificate from the Commission's regulated company list. Further, the Fiscal Division is directed to certify any unpaid assessments or forfeiture amounts owed to the Commission by each listed company to the Attorney General for collection, pursuant to R.C. 131.02.

### III. ORDER

{¶ 7} It is, therefore,

{¶ 8} ORDERED, That each active certificate listed on the Attachment to this Third Finding and Order above be rescinded. It is, further,

{¶ 9} ORDERED, That each company listed on the Attachment immediately cease providing regulated service in the state of Ohio under the rescinded certificate, and immediately notify any Ohio jurisdictional customers still being served thereunder that the company is no longer permitted to operate under such authority. It is, further,

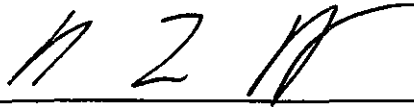
{¶ 10} ORDERED, That the Commission's Docketing Division cancel all applicable tariffs, and remove any active certificates listed on the Attachment from the Commission's regulated company list. It is, further,

{¶ 11} ORDERED, That the Commission's Fiscal Division certify to the Attorney General for collection any unpaid assessments or forfeiture amounts owed to the Commission by any company listed on the Attachment. It is, further,

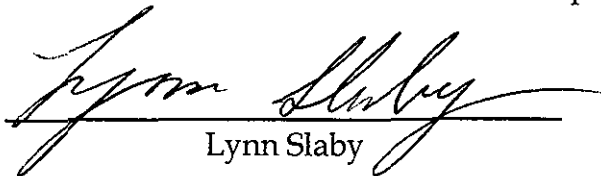
{¶ 12} ORDERED, That a copy of this Third Finding and Order and the Attachment be served upon each listed company via certified and regular mail, in addition to any notice sent via electronic mail to all viable contact addresses for each listed company in the Commission's records. It is, further,

{¶ 13} ORDERED, That notice of this Third Finding and Order be served via the Electric-Energy, Gas-Pipeline, Railroad, Telephone, and Water industry list serves, and upon all parties of record.

## THE PUBLIC UTILITIES COMMISSION OF OHIO

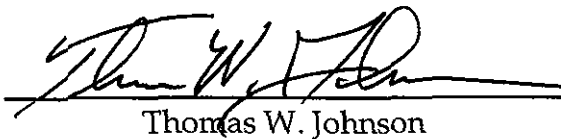


Asim Z. Haque, Chairman



Lynn Slaby

M. Beth Trombold



Thomas W. Johnson

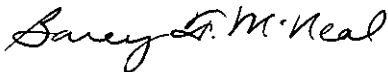


M. Howard Petricoff

RMB/dah

Entered in the Journal

SEP 14 2016

Barcy F. McNeal  
Secretary

Attachment to the September 14, 2016 Third Finding and Order in Case No. 15-01-AU-RPT.

The following assessments owed to the PUCO and/or the Ohio Consumers' Counsel (OCC) for the certificate or operating authority listed below have not been paid:

	Company	Certificate	PUCO ID	Amount due PUCO	Amount due OCC
1.	Coast International	90-5145	300341	100.00	
2.	Connixture LLC	14-910E	371760	100.00	100.00
3.	DNE Sales	13-694E 13-305G	356125	100.00	100.00
4.	iNetworks Group Inc	90-6383	311773	100.00	
5.	Insight Energy LLC	13-733E	358973	100.00	
6.	Lakeshore Marketing Group, Inc	14-816E	365220	770.70	132.24
7.	Metromedia Energy Inc	02-034G	300144	664.13	
8.	Metromedia Power Inc	09-187E	322246	100.00	
9.	Nationwide New Energy Management Group, LLC	14-786E	363288	100.00	
10.	Network Services Corp	14-824E	365537	100.00	
11.	Pennell & Wiltberger, Inc	14-825E	365752	100.00	
12.	Stone Pillar Energy LLC, dba URC Energy	13-758E 14-408G	347620	100.00	100.00
13.	Torch Energy Solutions LLC	13-744E	359939	100.00	
14.	United American Technology Inc	90-6194	301639	100.00	
15.	Unitycomm, LLC, dba U4	90-9415	366334	963.25	
16.	Yestel USA Inc	90-6354	301963	100.00	100.00