

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In Re: Application of NRG Kiosk, LLC)
as Competitive Retail Natural Gas)
Aggregator/Broker)

Case No. 15-1569-GA-AGG

MOTION FOR EXTENSION OF CERTIFICATE EXPIRATION DATE

NOW COMES NRG Kiosk, LLC (the "Provider), by and through its undersigned counsel, and moves this Commission for an order pursuant to OAC 4901:1-27-09 extending the expiration date of the Provider's Competitive Retail Natural Gas Aggregator/Broker Certificate (the "Certificate"). The grounds for this motion are set forth more fully in the attached memorandum in support.

Respectfully Submitted,


Patrick M. Quinn (0081692)

BRUNNER QUINN

35 N. Fourth Street, Suite 200

Columbus, Ohio 43215

Tel: (614) 241-5550

Fax: (614) 241-5551

Email: pmq@brunnerlaw.com

Attorney for NRG Kiosk, LLC

MEMORANDUM IN SUPPORT OF MOTION FOR EXTENSION

On October 9, 2015, NRG Kiosk, LLC was granted certificate number 15-470G(1) to act as an Ohio Competitive Retail Natural Gas Aggregator/Broker. Pursuant to OAC 4901:1-27-10, the Certificate is valid through and until October 9, 2017.

An application for renewal of the Certificate was filed under this case number on September 27, 2017 – twelve (12) days prior to the expiration of the Certificate. As this filing is outside of the thirty (30) day window for the filing of renewal applications under OAC 4901:1-27-09(A), the Provider respectfully requests that this Commission grant an extension of the Certificate until such time as it can adjudicate the now-pending renewal application.

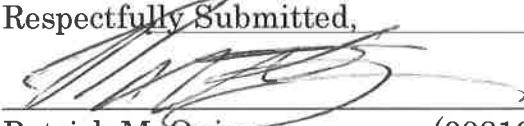
Pursuant to OAC 4901:1-27-09(B), this Commission is empowered to extend the expiration of the Certificate in order to allow sufficient time for review of and decision on the renewal application. Such an extension is warranted here. The submission of the renewal application outside of the window in 4901:1-27-09(A) was not the result of any intentional disregard by the Provider, but rather was the product of an administrative oversight. In addition, as a review of the renewal application will indicate, the Provider and its operations as an Aggregator/Broker have not materially changed since the issuance of the original Certificate. Further, this is the first time that the Provider has sought to renew its Certificate, which counsels in favor of a grant of brief extension. *See, e.g., In re Application of Community Energy Advisors, LLC*, PUCO No. 13-2139-GA-AGG, 2015 WL 9459729; *In re Application of*

Diversegy, LLC, PUCO No. 12-2880-GA-AGG, 2014 WL 6687268. Finally, a brief extension will not prejudice or harm any parties or the public at large, and will instead simply allow Provider to continue to operate as it has for the past two years without incident while affording Commission Staff sufficient time to review the renewal application. *See In re Application of the City of Fostoria*, PUCO No. 06-995-GA-GAG, 2014 WL 4639847.

For all of these reasons, NRG Kiosk, LLC respectfully moves this Commission for an order pursuant to OAC 4901:1-27-09(B) extending the expiration of Certificate Number 15-470G(1) through and until such time as this Commission reviews and rules upon the pending renewal application filed on September 27, 2017.

Date: October 9, 2017
Columbus, Ohio

Respectfully Submitted,



Patrick M. Quinn (0081692)

BRUNNER QUINN

35 N. Fourth Street, Suite 200

Columbus, Ohio 43215

Tel: (614) 241-5550

Fax: (614) 241-5551

Email: pmq@brunnerlaw.com

Attorney for NRG Kiosk, LLC

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Summary: Motion Motion to Extend 15-1569-GA-AGG electronically filed by Mr. Hamed Babai on behalf of NRG Kiosk