

## THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE ANNUAL  
REPORTS FOR CALENDAR YEAR 2016 FOR  
THE FISCAL ASSESSMENT OF ALL  
REGULATED ENTITIES.

CASE NO. 17-01-AU-RPT

### ENTRY

Entered in the Journal on October 26, 2017

{¶ 1} 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.<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. Every company that conducted jurisdictional operations during calendar year 2016 is required to file a report.

{¶ 2} Lykins Oil Company dba Lykins Energy Solutions (Lykins Energy) is authorized to provide electric marketer, power broker, and aggregation services in Ohio pursuant to Certificate No. 14-828E(2), which was issued by the Commission on June 27, 2016, in Case No. 14-931-EL-CRS.

{¶ 3} By Entry issued February 1, 2017, the Commission directed each company subject to Commission jurisdiction to file by May 31, 2017, a report documenting intrastate gross revenues for calendar year 2016 for purposes of calculating the company's annual assessment.

{¶ 4} Lykins Energy timely filed an annual report on May 24, 2017.

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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.

{¶ 5} Based upon the annual reports received, the Commission calculated the annual assessment due and sent out invoices to each company subject to assessment on or before October 1, 2017. Pursuant to R.C. 4905.10(B), payment of the assessment must be made to the Commission by November 1, 2017.

{¶ 6} On October 25, 2017, Lykins Energy filed an application requesting leave to amend its 2016 annual report. In support, Lykins Energy states that, as a result of a recent internal review, Lykins Energy has determined that it incorrectly reported its 2016 gross receipts. Lykins Energy recognizes that the change in the reported 2016 revenues will affect the amount of the Commission assessment due November 1, 2017. Lykins Energy commits to promptly remit the adjusted amount owed as determined by the Commission's Fiscal Office.

{¶ 7} The attorney examiner determines that the request of Lykins Energy for leave to amend its annual report should be granted for good cause shown.

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That the request of Lykins Energy be granted in accordance with paragraph 7. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon Lykins Oil Company dba Lykins Energy Solutions.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Jeffrey R. Jones

By: Jeffrey R. Jones  
Attorney Examiner

sjp/vrm

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**Case No(s). 17-0001-AU-RPT**

Summary: Attorney Examiner Entry granting request of Lykins Energy for leave to amend its annual report; electronically filed by Vesta R Miller on behalf of Jeffrey R. Jones, Attorney Examiner, Public Utilities Commission of Ohio