



**Public Utilities  
Commission**

**RETAIL NATURAL GAS SERVICE SUPPLIER/GOVERNMENTAL AGGREGATOR SERVICE  
OPERATIONS AND CERTIFICATE ABANDONMENT APPLICATION**

*Preface*

*This form is intended for the purpose of making application to The Public Utilities Commission of Ohio (PUCO) for the voluntary cessation of natural gas services and operations and the abandonment of certificate issued for competitive retail natural gas service(s) or governmental aggregation, within the service areas of all Ohio-regulated local gas distribution (LDC) companies.*

**Filing Instructions**

The following cover form and application are designed so that you may directly input information onto the form. You may also download the entire application package by saving it to your local disk.

Please print or type all required information. Identify all attachments with an exhibit label and title (***Example: Exhibit C-2 LDC Notice***). All attachments should bear the legal name (and any references to which the Applicant is doing business in Ohio), and should be included on the electronic copy provided.

To file application, send or deliver the original completed cover form, application, affidavit, and all supporting information, along with 3 copies to:

***The Public Utilities Commission of Ohio, Docketing  
Division 180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, OH 43215-3793.***

# *The Public Utilities Commission of Ohio*

## RETAIL NATURAL GAS SUPPLIER/GOVERNMENTAL AGGREGATOR FILING COVER FORM POST INITIAL CERTIFICATION

In the Matter of the Application of )  
Compass Energy Gas Services, LLC ) Case No. **07 - 0670 -GA- CRS**  
)  
to: Abandon CRNGS Certificate )

Name of Applicant: Compass Energy Gas Services, LLC

Applicant's Address: 9960 Corporate Campus Drive, Suite 2000, Louisville KY 40223

Contact Person or Counsel: Darcy Fabrizious

Telephone Number: 262-506-6631

Mark the reason for filing this form, application, and supporting information. Check only one of the five main categories. Use separate copies of this form for each type of application.

1. ☐ Certification Renewal Application (to be filed 30 to 60 days prior to expiration of current certificate) per Rules 4901:1-27-09 and 4901:1-27-04 of the Ohio Administrative Code.
2. ☐ Notification of Material Change in Business (to be filed in the initial or most recent certification docket and within 30 days of the material change occurring) per Rule 4901:1-27-11 of the Ohio Administrative Code. Please check the following material change(s) that is(are) involved with this filing:
  - ☐ Change in ownership of five percent or more
  - ☐ Affiliation with public utility or change in affiliation with a public utility in this state
  - ☐ Retirement or other long-term changes to supply sources
  - ☐ Revocation, restriction, or termination of interconnection or service agreement with pipeline company or natural gas company
  - ☐ Fall of bond rating below BBB-
  - ☐ Fall of bond rating below Baa3
  - ☐ Filed or intend to file for some form of bankruptcy
  - ☐ Receipt of judgment, finding, or ruling that could affect fitness or ability to provide service
  - ☐ Other (please describe):
3. ☐ Certificate Transfer Application per Rule 4901:1-27-12 of the Ohio Administrative Code.
4. ☒ Abandonment Application (to be filed at least 90 days prior the effective date of the abandonment) per Rule 4901:1-27-12 of the Ohio Administrative Code. Please indicate which of the following two situations applies to the proposed abandonment:
  - ☒ Seek to abandon operations with no existing customers
  - ☐ Seek to abandon operations with existing customers
5. ☐ Other application (please describe):

# *The Public Utilities Commission of Ohio*

## **RETAIL NATURAL GAS SERVICE SUPPLIER/GOVERNMENTAL AGGREGATOR OPERATIONS AND CERTIFICATE ABANDONMENT APPLICATION**

*This PDF form is designed so that you may directly input information onto the form. You may also download the form by saving it to your local disk.*

### **SECTION A - GENERAL INFORMATION**

#### **A-1 Applicant Information:**

**Name** Compass Energy Gas Services, LLC

**Address** 9960 Corporate Campus Drive, Suite 2000, Louisville KY 40223

**Telephone #** 502-426-4500

**Web site address** www.constellation.com

**PUCO Certification Case #** 07-0670-GA-CRS

**Certificate #** 07-130G(6)

#### **A-2 Contact person for regulatory or emergency matters:**

**Name** Darcy Fabrizious

**Title** Manager, State Government & Regulatory Affairs

**Business Address** N21 W23340 Ridgeview Parkway, Waukesha WI 53188

**Telephone #** 262-506-6631

**Fax #** 262-506-6611

**Email Address** darcy.fabrizius@constellation.com

### **SECTION B - OPERATIONS/SERVICE INFORMATION**

**B-1 Date Applicant Will Cease Operations.** August 1st 2017

**B-2 Are customers being switched back to LDC** ☐ **or contracts assigned** ☐ **?**

**B-3 If contracts were/will be assigned, to whom?** Constellation NewEnergy - Gas Division, LLC assumed all customers

**B-4 In which month's billing cycle will the customers be switched?** June/July 2017

**B-5 Indicate total number of Ohio customers currently served** 0 **, and by service territory:**

**CGO** 0

**DEO** 0

**DUKE** 0

**VEDO** 0

- B-6** Pursuant to Rule 4901:1-27-12 (B), applicant acknowledges that all contract terms and conditions were fulfilled prior to abandoning the operations provided under its certificate, or applicant has assigned such contracts to another retail natural gas supplier to fulfill the unexpired contract terms and conditions. YES ☒ NO ☐

***SECTION C - EXHIBITS***

- C-1** Exhibit C-1 "Notice to Director of the Consumer Services Department" provide a dated copy of the written notice that notified PUCO Department Director of Applicant's intent to assign customer contracts, pursuant to Rule 4901:1-29-10(D)(1)(a) of the Ohio Administrative Code.
- C-2** Exhibit C-2 "LDC Notice" provide a dated copy of the written notice provided to each LDC in each certified territory the CRNGS supplier operates of its intent to cease providing service pursuant to Rule 4901:1-27-12(B)(2) of the Ohio Administrative Code.
- C-3** Exhibit C-3 "Customer Notice" provide a dated copy of the notice that notified customers of the company's intent to abandon service pursuant to Rule 4901:1-27-12(B)(3); and if applicable, provide a dated copy of the notice that also notified customers of the company's intent to assign contracts to another supplier.
- C-4** Exhibit C-4 "Affidavit" provide a signed and notarized affidavit (*approved form attached herein*).

Applicant Signature:



Title: Assistant Secretary

Date: December 8, 2017

# *The Public Utilities Commission of Ohio*

## RETAIL NATURAL GAS SERVICE SUPPLIER/GOVERNMENTAL AGGREGATOR OPERATIONS AND CERTIFICATE ABANDONMENT AFFIDAVIT EXHIBIT C-4

### AFFIDAVIT

In the Matter of the Application of )  
Compass Energy Gas Services, LLC ) Case No.  
To Abandon Retail Natural Gas Service Supplier )  
Or Ohio Natural Gas Governmental Aggregation )  
Operations and Certificate in Ohio. )

County of Jefferson

State of Kentucky

Joseph Kirwan Affiant, being duly sworn/affirmed according to law, deposes and says that:  
He/She is the Assistant Secretary (Office of Affiant) of Compass Energy Gas  
Services, LLC (Name of Applicant).

1. Affiant is authorized to and does make this affidavit for said Applicant.
2. Applicant herein attests under penalty of false statement that all statements made in the application are true and complete.
3. Affiant further sayeth naught.

Affiant Signature & Title  Joseph Kirwan, Assistant Secretary

Sworn and subscribed before me this 8<sup>th</sup> day of December Month 2017 Year

Signature of Official Administering Oath



Print Name and Title

Andrea Whitaker Kullman

My commission expires on May 4, 2020



**Compass Energy Gas Services, LLC (Licensee")**  
**Certificate 07-130G(6)**  
**Certificate Abandonment Application**

- **Exhibit C-1** "Notice to Director of the Consumer Services Department" provide a dated copy of the written notice that notified PUCO Department Director of Applicant's intent to assign customer contracts, pursuant to Rule 4901:1-29-10(D)(1)(a) of the Ohio Administrative Code.

**Due to the merger of the Licensee with and into Constellation NewEnergy – Gas Division, LLC ("CNEG"), there was no assignment of customers as the Licensee's customers automatically became CNEG's customers. Please refer to Compass Energy Gas Services, LLC's Notice of Material Change to the Commission dated August 28<sup>th</sup> 2017.**

- **Exhibit C-2** "LDC Notice" provide a dated copy of the written notice provided to each LDC in each certified territory the CRNGS supplier operates of its intent to cease providing service pursuant to Rule 4901:1-27-11(B)(2) of the Ohio Administrative Code.

**Due to the merger of the Licensee with and into CNEG, there has been no cessation of service in certified territories, i.e. customers continue to be served by CNEG.**

- **Exhibit C-3** "Customer Notice" provide a dated copy of the notice that notified customers of the company's intent to abandon service pursuant to Rule 4901:1-27-11(B)(3); and if applicable, provide a dated copy of the notice that also notified customers of the company's intent to assign contracts to another supplier.

**Due to the merger of the Licensee with and into CNEG, there was no assignment of customers as the Licensee's customers became CNEG's with no change to contracts, rates, or services.**

August 28, 2017

Secretary  
Public Utilities Commission of Ohio  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus OH 43215-3793

**RE: Compass Energy Gas Services, LLC ("Licensee")  
Case No. 07-0670-GA-CRS  
Notice of Material Change**

Dear Secretary:

Compass Energy Gas Services, LLC is a licensed third party supplier of natural gas (07-130G).

On August 1<sup>st</sup> 2017, there was an organizational restructuring which merged the Licensee into Constellation NewEnergy – Gas Division, LLC ("CNEG") with CNEG being the surviving entity. CNEG is also a licensed third party supplier of natural gas (02-021G).

Attached as Exhibit A is a chart showing the ownership and corporate organizational structure of Exelon's retail energy entities before the merger. Attached as Exhibit B is a diagram showing the ownership and corporate organizational structure of the entities after the August 1<sup>st</sup> 2017 merger. Exhibit C is comprised of the relevant Delaware and Virginia Secretary of State merger documentation.

The merger will not affect the Licensee's customer contracts, rates, or services.

Should you have any questions or need further information, please contact me at 972-813-6157 or by email at [stephen.baker@constellation.com](mailto:stephen.baker@constellation.com)

Sincerely yours,



Stephen Baker, Legal Compliance

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**1/9/2018 1:35:38 PM**

**in**

**Case No(s). 18-0084-GA-ABN**

Summary: Notice of withdrawal electronically filed by Mr. Stephen D Baker on behalf of  
Compass Energy Gas Services, LLC