

June 20, 2018

### **VIA FEDERAL EXPRESS**

Public Utilities Commission of Ohio Docketing Division 11th Floor 180 East Broad Street Columbus, Ohio 43215-3793

Re: RPA Energy, Inc. Renewal Application for Certification to Provide Competitive Retail

Natural Gas Service - CONFIDENTIAL VERSION

Docket No.: 16-0893-GA-CRS

Dear Docketing Division,

RPA Energy, Inc. ("RPA"), a CRNGS licensed in Docket No. 16-0893-GA-CRS, hereby submits the Confidential version of its Renewal Application pursuant to Rule 4929:20 for the license it received on July 21, 2016. Enclosed please find one original and three (3) copies of the Application and Attachments. RPA respectfully requests that its financial statements, financial arrangements, and forecasted financial statements, submitted under seal, be afforded protective treatment and confidentiality for the period of six (6) years as allowed by Rule 4901:1-24-08(A). The Public Version has been e-filed today under RPA's licensing docket number.

Please direct any correspondence and communication regarding this submission to the undersigned.

Respectfully Submitted

Kira S. Bryers

**Customized Energy Solutions** 

Phone: 267-238-4785

Email: kbryers@ces-ltd.com

On behalf of RPA Energy, Inc.

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.

Date Processed 6/2/118

Tel: 215-875-9440 · www.ces-ltd.com · Email: info@ces-ltd.com



PUCO USE ONLY - Version 1.08 May 2016							
Date Received	Renewal Certification Number	ORIGINAL CRS Case Number					
		16 -0893 - GA-CRS					

# RENEWAL CERTIFICATION APPLICATION COMPETITIVE RETAIL NATURAL GAS SUPPLIERS

Please type or print all required information. Identify all attachments with an exhibit label and title (*Example: Exhibit A-15 - Company History*). All attachments should bear the legal name of the Applicant. Applicants should file completed applications and all related correspondence with the Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus, Ohio 43215-3793.

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 - APPLICANT INFORMATION AND SERVICES

A-1	Applicant inte	ends to renew its	certificate as	: (check all tha	t apply)		
	Retail Natur	ral Gas Aggregatoi	Retail	Natural Gas Bro	oker	<b>Z</b> Re	tail Natural Gas Marketer
A-2	Applicant info	ormation:					
	Legal Name Address	RPA Energy, Inc.	rite 520, New Yo	rk, NY 10038			
	Telephone No.	800-685-0960		Web site	Address	www	.rpa-energy.com
	Current PUCO Co	ertificate No.	6-532G(1)	Effective Dates	July 2	0, 2016	- July 20, 2018
A-3	Applicant info	ormation under v	vhich applica	ant will do busi	ness in C	Ohio:	
	Name Address	RPA Energy, Inc. 111 John Street, St	uite 520, New Yo	ork, NY 10038			
	Web site Address	www.rpa-energy	.com	Telephor	ne No.	800-68	85-0960
<b>A-4</b>	List all names RPA Energy, Inc.	under which the	applicant do	nes business in i	North A	meric	a:
A-5	Contact perso	n for regulatory	or emergenc	y matters:			
	Name Brian	Trombino		Title	CEO & F	residen	t
	Business Address	111 John St	reet, Suite 520, î	New York, NY 1003	8		
	Telephone No.	516-858-3352	Fax No. 212	-898-1356	Email A	ddress	btrombino@rpaenergy.com

<b>A-6</b>	Contact person for Commission Staff use in investigating customer complaints:					
	Name Brian Trombino	Title	CEO & Preside	ent		
	Business address 111 John Street, Suite 520, New York, NY	10038				
	Telephone No. 516-858-3352 Fax No. 212-898-1356	:	Email Address	btrombino@rpaenergy.com		
<b>A-7</b>	Applicant's address and toll-free number for custo	mer servi	ce and compl	laints		
	Customer service address 111 John Street, Suite 520, New Y	ork, NY 1000	38			
	Toll-Free Telephone No. 800-685-0960 Fax No. 212-89	98-1356	Email Addr	ess btrombino@rpaenergy.com		
A-8	Provide "Proof of an Ohio Office and Employee," Revised Code, by listing name, Ohio office address designated Ohio Employee					
	Name Brian Trombino	Title	CEO & Preside	ent		
	Business address 9435 Waterstone Boulevard, Suite 140,	Cincinnati, O	)H 45249			
	Telephone No. 800-685-0960 Fax No.	Emai	l Address btror	mbino@rpa-energy.com		
A-9	Applicant's federal employer identification numbe	e <b>r</b> 45-378	55310			
A-10	Applicant's form of ownership: (Check one)					
	☐ Sole Proprietorship	☐ Partner	ship			
	Limited Liability Partnership (LLP)	limited	l Liability Con	npany (LLC)		
	☑ Corporation	Other				
A-11	(Check all that apply) Identify each natural gas currently providing service or intends to provide s	_		· · · · · · · · · · · · · · · · · · ·		

A-11 (Check all that apply) Identify each natural gas company service area in which the applicant is currently providing service or intends to provide service, including identification of each customer class that the applicant is currently serving or intends to serve, for example: residential, small commercial, and/or large commercial/industrial (mercantile) customers. (A mercantile customer, as defined in Section 4929.01(L)(1) of the Ohio Revised Code, means a customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within the state or consumes natural gas, other than for residential use, as part of an undertaking having more than three locations within or outside of this state. In accordance with Section 4929.01(L)(2) of the Ohio Revised Code, "Mercantile customer" excludes a not-for-profit customer that consumes, other than for residential use, more than 500,000 cubic feet of natural gas per year at a single location within this state or consumes natural gas, other than for residential use, as part of an undertaking having more than three locations within or outside this state that has filed the necessary declaration with the Public Utilities Commission.)

<u>L'</u> L	Columbia Gas of Obio  Dominion East Ohio		Commercial   Large Commercial / Industri
<u>                                     </u>	Duke Energy Ohio		Commercial \  \frac{\bigseleft}{\lambda} \  Large Commercial / Industri
ב ר			
Ľ	Vectren Energy Deliver	y of Ohio   Residential   Small (	Commercial Large Commercial / Industri
Progradate(	rams, for each services) that the applicant		ated in any of Ohio's Natural Gas (wide approximate start date(s) and/oservices.
	Columbia Gas of Ohio	The state of the s	TENSOR OF STEELS TO STORE THE STEELS THE STEELS TO STORE THE STEELS THE STEELS TO STORE THE STEELS TH
:	Residential	Beginning Date of Service	End Date
	Small Commercial	Beginning Date of Service	End Date
	Large Commercial	Beginning Date of Service	End Date
	Industrial	Beginning Date of Service	End Date
	Dominion East Ohio		
	Residential	Beginning Date of Service	End Date
	Small Commercial	Beginning Date of Service	End Date
!	Large Commercia	Beginning Date of Service	End Date
	Industrial	Beginning Date of Service	End Date
$\Box$ r	Ouke Energy Ohio		
	Residential	Beginning Date of Service	End Date
	Small Commercial	Beginning Date of Service	End Date
	Large Commercia	Beginning Date of Service	End Date
	Industrial	Beginning Date of Service	End Date
	Vectren Energy Delivery	of Ohio	
	Residential	Beginning Date of Service	End Date
		Beginning Date of Service	End Date
		Beginning Date of Service	
	Industrial	Beginning Date of Service	End Date

A-13 If not currently participating in any of Ohio's four Natural Gas Choice Programs, provide the approximate start date that the applicant proposes to begin delivering services:

<b>✓</b>	Columbia Gas of Ohio		Intended Start Date	September 1, 2018
<b>✓</b>	Dominion East Ohio		Intended Start Date	September 1, 2018
V	Duke Energy Ohio		Intended Start Date	July 1, 2018
1	Vectren Energy Delivery	of Ohio	Intended Start Date	September 1, 2018

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.

- A-14 Exhibit A-14 "Principal Officers, Directors & Partners," provide the names, titles, addresses and telephone numbers of the applicant's principal officers, directors, partners, or other similar officials.
- A-15 <u>Exhibit A-15 "Company History."</u> provide a concise description of the applicant's company history and principal business interests.
- A-16 <u>Exhibit A-16 "Articles of Incorporation and Bylaws</u>, provide the articles of incorporation filed with the state or jurisdiction in which the applicant is incorporated and any amendments thereto, only if the contents of the originally filed documents changed since the initial application.
- A-17 <u>Exhibit A-17 "Secretary of State,"</u> provide evidence that the applicant is still currently registered with the Ohio Secretary of the State.

### SECTION B - APPLICANT MANAGERIAL CAPABILITY AND EXPERIENCE

### PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- B-1 Exhibit B-1 "Jurisdictions of Operation," provide a current list of all jurisdictions in which the applicant or any affiliated interest of the applicant is, at the date of filing the application, certified, licensed, registered, or otherwise authorized to provide retail natural gas service, or retail/wholesale electric services.
- B-2 <u>Exhibit B-2 "Experience & Plans,"</u> provide a current description of the applicant's experience and plan for contracting with customers, providing contracted services, providing billing statements, and responding to customer inquiries and complaints in accordance with Commission rules adopted pursuant to Section 4929.22 of the Revised Code and contained in Chapter 4901:1-29 of the Ohio Administrative Code.
- B-3 <u>Exhibit B-3 "Summary of Experience,"</u> provide a concise and current summary of the applicant's experience in providing the service(s) for which it is seeking renewed certification (e.g., number and types of customers served, utility service areas, volume of gas supplied, etc.).
- B-4 Exhibit B-4 "Disclosure of Liabilities and Investigations," provide a description of all existing, pending or past rulings, judgments, contingent liabilities, revocations of authority, regulatory investigations, or any other matter that could adversely impact the applicant's financial or operational

status or ability to provide the services for which it is seeking renewed certification since applicant last filed for certification.

B-5	Exhibit B-5 "Disclosure of Consumer Protection Violations," disclose whether the applicant,
	affiliate, predecessor of the applicant, or any principal officer of the applicant has been convicted or held
	liable for fraud or for violation of any consumer protection or antitrust laws since applicant last filed for
	certification.

7	No	☐ Yes
I¥ L	110	

If Yes, provide a separate attachment labeled as <u>Exhibit B-5 "Disclosure of Consumer Protection Violations</u>," detailing such violation(s) and providing all relevant documents.

B-6 Exhibit B-6 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation," disclose whether the applicant or a predecessor of the applicant has had any certification, license, or application to provide retail natural gas or retail/wholesale electric service denied, curtailed, suspended, or revoked, or whether the applicant or predecessor has been terminated from any of Ohio's Natural Gas Choice programs, or been in default for failure to deliver natural gas since applicant last filed for certification.

	No	☐ Yes
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If Yes, provide a separate attachment, labeled as <u>Exhibit B-6 "Disclosure of Certification Denial</u>, <u>Curtailment</u>, <u>Suspension</u>, or <u>Revocation</u>," detailing such action(s) and providing all relevant documents.

### SECTION C - APPLICANT FINANCIAL CAPABILITY AND EXPERIENCE

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED

- C-1 Exhibit C-1 "Annual Reports," provide the two most recent Annual Reports to Shareholders. If applicant does not have annual reports, the applicant should provide similar information, labeled as Exhibit C-1, or indicate that Exhibit C-1 is not applicable and why.

  (This is generally only applicable to publicly traded companies who publish annual reports.)
- C-2 Exhibit C-2 "SEC Filings," provide the most recent 10-K/8-K Filings with the SEC. If applicant does not have such filings, it may submit those of its parent company. An applicant may submit a current link to the filings or provide them in paper form. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 that the applicant is not required to file with the SEC and why.
- C-3 <u>Exhibit C-3 "Financial Statements,"</u> provide copies of the applicant's two most recent years of audited financial statements (balance sheet, income statement, and cash flow statement). If audited financial statements are not available, provide officer certified financial statements. If the applicant has not been in business long enough to satisfy this requirement, it shall file audited or officer certified financial statements covering the life of the business. If the applicant does not have a balance sheet, income statement, and cash flow statement, the applicant may provide a copy of its two most recent years of tax returns (with social security numbers and account numbers redacted).
- C-4 <u>Exhibit C-4 "Financial Arrangements,"</u> provide copies of the applicant's current financial arrangements to conduct competitive retail natural gas service (CRNGS) as a business activity (e.g., guarantees, bank commitments, contractual arrangements, credit agreements, etc.)

Renewal applicants can fulfill the requirements of Exhibit C-4 by providing a current statement from an Ohio local distribution utility (LDU) that shows that the applicant meets the LDU's collateral requirements.

First time applicants or applicants whose certificate has expired as well as renewal applicants can meet the requirement by one of the following methods:

- 1. The applicant itself stating that it is investment grade rated by Moody's, Standard & Poor's or Fitch and provide evidence of rating from the rating agencies.
- 2. Have a parent company or third party that is investment grade rated by Moody's, Standard & Poor's or Fitch guarantee the financial obligations of the applicant to the LDU(s).
- 3. Have a parent company or third party that is not investment grade rated by Moody's, Standard & Poor's or Fitch but has substantial financial wherewithal in the opinion of the Staff reviewer to guarantee the financial obligations of the applicant to the LDU(s). The guarantor company's financials must be included in the application if the applicant is relying on this option.
- 4. Posting a Letter of Credit with the LDU(s) as the beneficiary.

If the applicant is not taking title to the electricity or natural gas, enter "N/A "in Exhibit C-4. An N/A response is only applicable for applicants seeking to be certified as an aggregator or broker.

- C-5 Exhibit C-5 "Forecasted Financial Statements," provide two years of forecasted income statements for the applicant's NATURAL GAS related business activities in the state of Ohio Only, along with a list of assumptions, and the name, address, email address, and telephone number of the preparer. The forecasts should be in an annualized format for the two years succeeding the Application year.
- C-6 Exhibit C-6 "Credit Rating," provide a statement disclosing the applicant's current credit rating as reported by two of the following organizations: Duff & Phelps, Fitch IBCA, Moody's Investors Service, Standard & Poor's, or a similar organization. In instances where an applicant does not have its own credit ratings, it may substitute the credit ratings of a parent or an affiliate organization, provided the applicant submits a statement signed by a principal officer of the applicant's parent or affiliate organization that guarantees the obligations of the applicant. If an applicant or its parent does not have such a credit rating, enter "N/A" in Exhibit C-6.

- C-7 Exhibit C-7 "Credit Report," provide a copy of the applicant's current credit report from Experion, Dun and Bradstreet, or a similar organization. An applicant that provides an investment grade credit rating for Exhibit C-6 may enter "N/A" for Exhibit C-7.
- C-8 <u>Exhibit C-8 "Bankruptcy Information,"</u> provide a list and description of any reorganizations, protection from creditors, or any other form of bankruptcy filings made by the applicant, a parent or affiliate organization that guarantees the obligations of the applicant or any officer of the applicant in the current year or within the two most recent years preceding the application.
- C-9 <u>Exhibit C-9 "Merger Information,"</u> provide a statement describing any dissolution or merger or acquisition of the applicant within the two most recent years preceding the application.
- C-10 Exhibit C-10 "Corporate Structure," provide a description of the applicant's corporate structure, not an internal organizational chart, including a graphical depiction of such structure, and a list of all affiliate and subsidiary companies that supply retail or wholesale electricity or natural gas to customers in North America. If the applicant is a stand-alone entity, then no graphical depiction is required and applicant may respond by stating that they are a stand-alone entity with no affiliate within the two most recent years preceding the application.

### SECTION D - APPLICANT TECHNICAL CAPABILITY

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED.

- **D-1** Exhibit D-1 "Operations," provide a current written description of the operational nature of the applicant's business. Please include whether the applicant's operations will include the contracting of natural gas purchases for retail sales, the nomination and scheduling of retail natural gas for delivery, and the provision of retail ancillary services, as well as other services used to supply natural gas to the natural gas company city gate for retail customers.
- D-2 <u>Exhibit D-2 "Operations Expertise</u>," given the operational nature of the applicant's business, provide evidence of the applicant's current experience and technical expertise in performing such operations.
- **D-3** Exhibit D-3 "Key Technical Personnel," provide the names, titles, email addresses, telephone numbers, and background of key personnel involved in the operational aspects of the applicant's current business.

Applicant Signature and Title

Sworn and subscribed before me this

y of

Month

2013 Year

Signature of official administering oath

Mana Lachennon HAtaney
Print Name and Title

President

My commission expires on

10/13/19

MARIA I ZACHARIADIS
Notary Public, State of New York
No. 02ZA6331462
Qualified in New York County
Commission Expires October 13, 2019



# The Public Utilities Commission of Ohio

Competitive Retail Natural Gas Service Affidavit Form (Version 1.07)

In t	ne Matter of the Application of
for	RPA Energy Inc.  a Certificate or Renewal Certificate to Provide  Case No. [6-0893] -GA-CRS
Cor	mpetitive Retail Natural Gas Service in Ohio.
	te of NY
	Brian Trombino PA Energy Inc. [Affiant], being duly sworn/affirmed, hereby states that:
(1)	The information provided within the certification or certification renewal application and supporting information is complete, true, and accurate to the best knowledge of affiant.
(2)	The applicant will timely file an annual report of its intrastate gross receipts and sales of hundred cubic feet of natural gas pursuant to Sections 4905.10(A), 4911.18(A), and 4929.23(B), Ohio Revised Code.
(3)	The applicant will timely pay any assessment made pursuant to Section 4905.10 or Section 4911.18(A), Ohio Revised Code.
(4)	Applicant will comply with all applicable rules and orders adopted by the Public Utilities Commission of Ohio pursuant to Title 49, Ohio Revised Code.
(5)	Applicant will cooperate with the Public Utilities Commission of Ohio and its staff in the investigation of any consumer complaint regarding any service offered or provided by the applicant.
(6)	Applicant will comply with Section 4929.21, Ohio Revised Code, regarding consent to the jurisdiction of the Ohio courts and the service of process.
(7)	Applicant will inform the Public Utilities Commission of Ohio of any material change to the information supplied in the certification or certification renewal application within 30 days of such material change, including any change in contact person for regulatory or emergency purposes or contact person for Staff use in investigating customer complaints.
(8)	Affiant further sayeth naught.
	Affiant Signature & Title President
	Sworn and subscribed before me this Way of Wear Month 2010 Year
	Mana Zachanasang Bittenery
	Signature of Official Administering Oath Print Name and Title
	MARIA FZACHARIADIS Notary Public, State of New York No. 02ZA6331462  My commission expires on 10/3/0  (CRNCS Supplies Recognition Recognit
(	Qualified in New York County  (CRNGS Supplier Renewal) - Version 1.08  Page 8 of 8  Commission Expires October 13, 2019

### Exhibit A-14 "Principal Officers, Directors & Partners"

### RPA Energy, Inc.

Brian Trombino
President & CEO
111 John Street, Suite 520
New York, NY 10038

Email: <u>btrombino@rpaenergy.com</u>

Phone: 516-858-3352 Fax 212-898-1356

Sylvester Allen Director of Compliance 111 John Street, Suite 520 New York, NY 10038

Email: sylvester@rpaenergy.com

Phone: 347-394-3823 Fax: 212-898-1356

### Exhibit A-15 "Company History"

### RPA Energy, Inc.

RPA Energy, Inc. is Delaware corporation formed in 2011. It received FERC Market-Based Rate Authority in 2013, and is currently licensed as a supplier of electricity and natural gas in PA, IL, MD, NJ, and OH.

In December of 2015, the company was sold by President and sole shareholder Michael Harris to Utility Expense Reduction Energy Services ("UERUS"), its current ultimate corporate parent. Brian Trombino, who is the sole shareholder of UERUS, is the current President and CEO of RPA Energy, Inc.

### Exhibit A-16 "Articles of Incorporation and Bylaws"

### RPA Energy, Inc.

There have been no changes to the information provided with RPA Energy Inc.'s original license application in 2016.

### Exhibit A-17 "Secretary of State"

RPA Energy, Inc.

# UNITED STATES OF AMERICA STATE OF OHIO OFFICE OF THE SECRETARY OF STATE

I, Jon Husted, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign business entities; that said records show RPA ENERGY INC., a Delaware corporation, having qualified to do business within the State of Ohio on April 11, 2016 under License No. 3891020 is currently in GOOD STANDING upon the records of this office.



Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 15th day of June, A.D. 2018.

**Ohio Secretary of State** 

Jon Hastel

Validation Number: 201816600974

# Exhibit B-1 "Jurisdictions of Operation" RPA Energy, Inc.

RPA Energy, Inc. is licensed in Pennsylvania, Illinois, New Jersey, Maryland, and Ohio, and is currently serving customers in the following states: both electric and natural gas customers in Pennsylvania, and electric customers in Illinois.

RPA's affiliate, Utility Expense Reduction, LLC, is licensed and currently serving electric and natural gas customers in New York, and electric customers in Massachusetts.

RPA's ultimate corporate parent, Utility Expense Reduction Energy Services, LLC, is licensed but no longer serving electric and natural gas customers in New York.

# Exhibit B-2 "Experience & Plans" RPA Energy, Inc.

### Experience:

The principals and management team of RPA Energy, Inc. have decades of experience in the energy marketing and services business, as well as experience in the contracting process with customers. President & CEO Brian Trombino has successfully managed several energy companies, as more fully documented on Exhibit D-2. ECI Infosystems provides EDI support.

### Plans:

The company intends to market to potential retail customers via direct marketing, telephone sales, broker channels, and internet. The company will bill customers through utility consolidated billing programs. Customer service issues related to billing inquires or complaints will be handled via its toll-free telephone number. The call center hours are regular business hours Monday through Friday. RPA fully complies with any and all Commission rules adopted pursuant to Section 4928.10 of the Ohio Revised Code.

# Exhibit B-3 "Summary of Experience" RPA Energy, Inc.

RPA Energy, Inc. was formed in 2011, and is licensed in Pennsylvania, Illinois, New Jersey, Maryland, and Ohio, and is currently serving customers in the following states: both electric and natural gas customers in Pennsylvania, and electric customers in Illinois.

RPA's affiliate, Utility Expense Reduction, LLC, is licensed and currently serving electric and natural gas customers in New York, and electric customers in Massachusetts.

RPA's ultimate corporate parent, Utility Expense Reduction Energy Services, LLC, is licensed but no longer serving electric and natural gas customers in New York.

# Exhibit B-4 "Disclosure of Liabilities and Investigations" RPA Energy, Inc.

RPA Energy, Inc. does not have any existing, pending or past rulings, judgments, contingent liabilities, revocation of authority, regulatory investigations, or any other matter that could adversely impact its financial or operational status or ability to provide the services for which it is seeking renewed certification since it last filed for certification.

Exhibit C-1 "Annual Reports"

RPA Energy, Inc.

RPA Energy, Inc. does not have shareholders and therefore, no Annual Reports to include.

# Exhibit C-2 "SEC Filings" RPA Energy, Inc.

RPA Energy, Inc. is not required to file with the SEC, as it is a privately held corporation.

# Exhibit C-3 "Financial Statements" RPA Energy, Inc.

Documentation submitted in connection with this Exhibit will be filed under seal pursuant to Ohio Admin. Code 4901:1-27-08(A).

# Exhibit C-4 "Financial Arrangements" RPA Energy, Inc.

Documentation submitted in connection with this Exhibit will be filed under seal pursuant to Ohio Admin. Code 4901:1-27-08(A).

### Exhibit C-5 "Forecasted Financial Statements"

### RPA Energy, Inc.

Documentation submitted in connection with this Exhibit will be filed under seal pursuant to Ohio Admin. Code 4901:1-27-08(A).

# Exhibit C-6 "Credit Rating" RPA Energy, Inc.

Please see the Dun and Bradstreet Information Services Report included in Exhibit C-7. Please also note that RPA Energy, Inc. is not rated by Fitch IBCA, Moody's Investors Service, or Standard & Poors.

### Exhibit C-7 "Credit Report"

### RPA Energy, Inc.

Please see the attached Dun and Bradstreet Report for RPA Energy, Inc.



### RPA ENERGY INC. DUNS: 05-601-7514

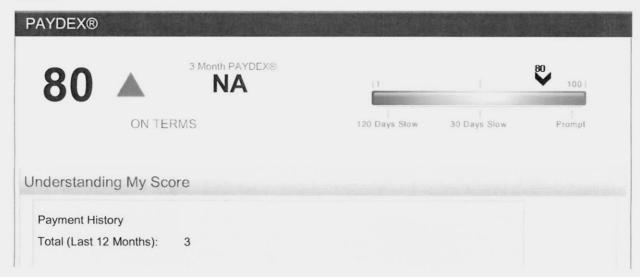
### Dashboard

Company Info		THE RESERVE OF THE PARTY OF THE	
Address: 111 John St Rm 520 New York, NY 10038 Mailing Address:	Phone: (800) 685-0960 Fax:	DBA's:	
		Location Type: Single location	

Scores							
PAYDEX®	Delinquency Predictor		Financial Stress		Credit Limit Rec.	DandB Rating	
Score 80 📥	Score 595	Class	Score 1527 ▲	Class	Recommendation \$35K	Rating	

### **Payments Summary** Current Equal to generally within terms PAYDEX®: **Industry Median:** Equal to 3 DAYS BEYOND terms **Payment Trend:** Unchanged, compared to payments three months ago Total payment Experiences in D&Bs File (HQ): Payments Within Terms (not dollar weighted): 100% Average Highest Credit: 268,333 Largest High Credit: 400,000 **Highest Now Owing:** 400,000

### Scores

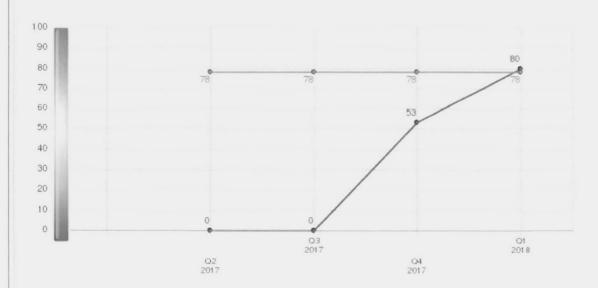


Date ▼	Paying Record	High Credit	Now Owes	Past Due	Selling Terms	Last sale w/f (Mo.)
01/2018	Ppt	\$400,000	\$400,000	so	N30	1 mo
01/2018	Ppt	\$400,000	\$400,000	so	N30	1 mo
01/2018	Ppt	\$5,000	\$0	\$0	N30	1 mo
		\$0				
		\$0				

K	OI	
11	CV	

PAYDEX®	Payment Practices	PAYDEX®	Payment Practices		
100	Anticipate	40	60 Days Beyond Terms		
90	Discount	30	90 Days Beyond Terms		
80	Prompt	20	120 Days Beyond Terms		
70	15 Days Beyond	1-19	Over 120 Days Beyond Terms		
60	22 Days Beyond Terms	UN	Unavailable		
50	30 Days Beyond Terms				

### Trending & Industry Comparison



• This Company (80) • Industry Median: (78)

	Jun 2017	Jul 2017	Aug 2017	Sep 2017	Oct 2017	Nov 2017	Dec 2017	Jan 2018	Feb 2018	Mar 2018	Apr 2018	May 2018
This Company	0	0	0	0	0	0	0	80	80	80	80	80
Industry Quartiles												
Upper	80			80			80			80		
Medium	78			78		**	78			78		
Lower	70			70			70			70	**	

Based on payments collected over the last 4 quarters.

- Current PAYDEX® for this business is 80, or equal to ON TERMS
- The 12-month high is 80 , or equal to ON TERMS terms.
- The 12-month low is 0, or equal to terms.
- The present industry median score is 78, or equal to 3 days beyond terms.

- Industry upper quartile represents the performance of the payers in the 75th percentile
- · Industry lower quartile represents the performance of the payers in the 25th percentile

### **Delinquency Predictor Score**

Score .

Class

Percentile

595

1

95%



Low risk of severe payment delinquency over next 12 months

### Understanding My Score

### Incidence of Delinquent Payment:

Among Companies with this Classification:

1.10%

Average compared to business in D&Bs database:

10.20%

# of Trade experiences exist for this company:

3

### **Factors Affecting Your Score:**

Limited time under present management control

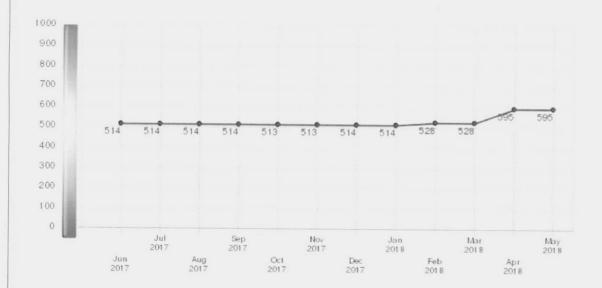
Higher risk industry based on delinquency rates for this industry

### Notes:

- The Delinquency Predictor Score Risk Class indicates that this firm shares some of the same business
  and financial characteristics of other companies with this classification. It does not mean the firm will
  necessarily experience severe delinquency.
- The probability of delinquency shows the percentage of firms in a given percentile that are likely to pay
  creditors in a severely delinquent manner. The average probability of delinquency is based on businesses
  in D&B's database and is provided for comparative purposes.
- The Delinquency Predictor Score percentile reflects the relative ranking of a firm among all scorable companies in D&B's file.
- The Delinquency Predictor Score offers a more precise measure of the level of risk than the Risk Class and Percentile. It is especially helpful to customers using a scorecard approach to determining overall business performance.

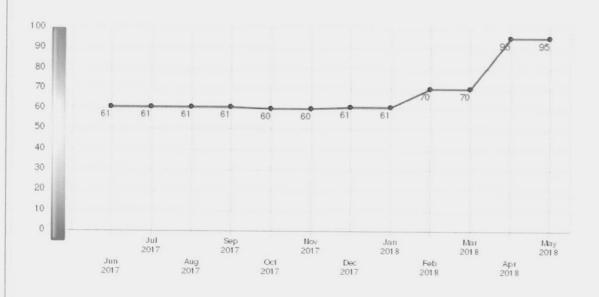
Score	Class	Percentile	Incidence of Delinquency
482 - 670	1	91 - 100	6.0%
451 - 481	2	71-90	10.6%
404-450	3	31-70	18.4%
351-403	4	11-30	31.5%
1-350	5	1-10	70.0%

Trends - Scores, 12 Month



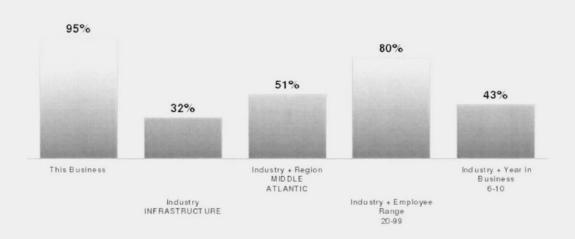
My Company (595)

Trends - Percentile, 12 Month



My Company (95%)

Industry Comparison



This business has a Credit Score Percentile that shows:

- · Lower risk than other companies in the same region.
- · Lower risk than other companies in the same industry.
- · Lower risk than other companies in the same employee size range.
- · Lower risk than other companies with a comparable number of years in business.

### Financial Stress Score

Score

Class

Nat'l %

**1527 A** 

2

77%

Moderate risk of severe financial stress, such as a bankruptcy, over the next 12 months

### Understanding My Score

### Incidence of Financial Stress:

Among Companies with this Classification:

0.09%

Average compared to business in D&Bs database:

0.48%

# of Trade experiences exist for this company:

3

### Factors Affecting This Company's Score:

### Limited time under present management control

The Financial Stress Class Summary Model predicts the likelihood of a firm ceasing business without
paying all creditors in full, or reorganization or obtaining relief from creditors under state/federal law over
the next 12 months. Scores were calculated using a statistically valid model derived from D&B's extensive
data files.

### Notes:

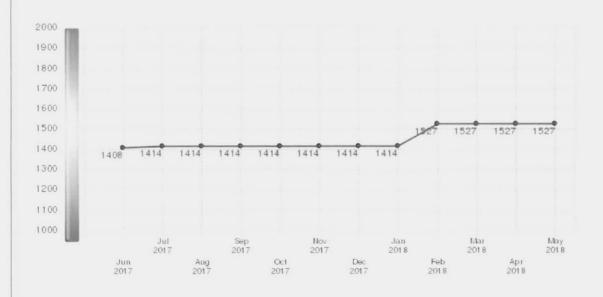
- The Financial Stress Class indicates that this firm shares some of the same business and financial characteristics of other companies with this classification. It does not mean the firm will necessarily experience financial stress.
- The Incidence of Financial Stress shows the percentage of firms in a given Class that discontinued
  operations over the past year with loss to creditors. The Incidence of Financial Stress National Average
  represents the national failure rate and is provided for comparative purposes.
- The Financial Stress National Percentile reflects the relative ranking of a company among all scorable

- companies in D&B's file.
- The Financial Stress Score offers a more precise measure of the level of risk than the Class and Percentile. It is especially helpful to customers using a scorecard approach to determining overall business performance.
- All Financial Stress Class, Percentile, Score and Incidence statistics are based on sample data from

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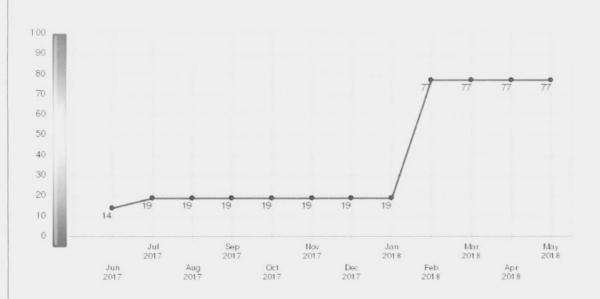
Score	Class	Percentile	Incidence of Financial Stress
1570-1875	1	95-100	0.03%
1510-1569	2	69-94	0.09%
1450-1509	3	34-68	0.24%
1340-1449	4	2-33	0.84%
1001-1339	5	1	4.70%

Trends - Scores, 12 Month



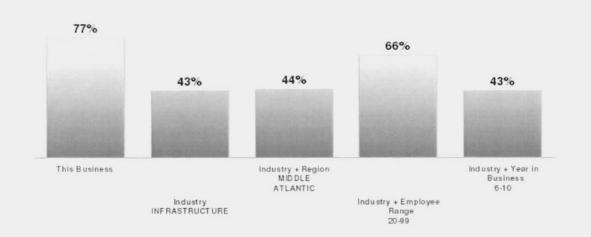
My Company (1,527)

Trends - Percentile, 12 Month



• My Company (77%)

### Industry - Comparison



This Business has a Financial Stress Percentile that shows:

- · Lower risk than other companies in the same region.
- · Lower risk than other companies in the same industry.

two recommended dollar guidelines:

- · Lower risk than other companies in the same employee size range.
- · Lower risk than other companies with a comparable number of years in business.

# Credit Limit Recommendation Conservative Credit Limit \$35k Aggressive Credit Limit \$70k Low Understanding My Score D&B's Credit Limit Recommendation is intended to help you more easily manage your credit decisions. It provides

A conservative limit, which suggests a dollar benchmark if your policy is to extend less credit to minimize risk.

An aggressive limit, which suggests a dollar benchmark if your policy is to extend more credit with potentially more risk.

The dollar guideline amounts are based on a historical analysis of credit demand of customers in D&B's U.S. payments database which have a similar profile to your business.

### **D&B** Rating

Rating

D&B Rating	Date Applied	
	2018-01-25	

### **Understanding My Score**

### **Factors Affecting Your Score**

# of Employees Total: 25

Payment Activity (based on 3 experiences):

Average High Credit: \$268,333 Highest Credit: \$400,000 \$805,000 Total Highest Credit:

Note: The Worth amount in this section may have been adjusted by D&B to reflect typical deductions, such as certain intangible assets.

### **Payments**

### Timeliness of Historical Payments

Current

80 Equal to ON TERMS

PAYDEX®:

Industry Median:

78 Equal to 3 DAYS BEYOND terms

Payment Trend: Unchanged, compared to payments three months ago

Total payment Experiences in D&Bs File (HQ):

3 Total payment Experiences during the last 3 NA

months:

100

Payments Within Terms (not dollar weighted): **Total Placed For Collection:** 

NA

Average Highest Credit: 268,333 Largest High Credit:

400,000

400,000 **Highest Now Owing: Highest Past Due:** 

NA

### **Payment Summary**

Total (Last 12 Months):

	Total Received	Total Dollar Amount	Largest High Credit Payment summary	Within Terms	31	Days 30-80	<b>Slow</b> 81-90	90
Top Industries								
Electric services	1	\$400,000	\$400,000	100%	0	0	0	0
Business consulting	1	\$400,000	\$400,000	100%	0	0	0	0
Legal services	1	\$5,000	\$5,000	100%	0	0	0	0
Other Categories								
Cash experiences	0	\$0	\$0					
Unknown	0	\$0	\$0					
Unfavorable comments	0	\$0	\$0		**			
Placed for collections with D&B:	0	\$0	\$0					
Other	0	N/A	so	**			**	
Total in D&B's file	3	\$805,000	\$400,000			**		***

### Payments Beyond Terms

You have no payments beyond terms in the last 12 months.

### All Payments

01/2018

Total (Last 12 Months):

Ppt

Date	Paying Record	High Credit	Now Owes	Past Due	Selling Terms	Last sale w/f (Mo.)
01/2018	Ppt	\$400,000	\$400,000	\$0	N30	1 mo
01/2018	Ppt	\$400,000	\$400,000	\$0	N30	1 mo

\$0

\$5,000

Indications of slowness can be the result of disputes over merchandise, skipped invoices, etc. Accounts are sometimes placed in collection even though the existence or amount of debt is disputed.

\$0 N30

1 mo

The public record items contained in this report may have been paid, terminated, vacated or released prior to the date this report was printed.

### History & Operations

Currency: Shown in USD unless otherwise indicated

Company Name:	RPA ENERGY INC.	URL:	NA
Doing Business As:	RPA ENERGY INC.	Stock Symbol:	NA
Street Address:	111 John St Rm 520	History:	NA
	New York, NY 10038	Operations:	NA
Mail Address:	NA	Present Management Control:	NA
Phone:	(800) 685-0960	Annual Sales:	NA
Line of Business:	Electric services	Year Started:	2011
		Manager:	NA
		Gross Revenue:	NA
		Financial Condition:	NA

### History

The following information was reported: 03/07/2018

Officer(s):

### BRIAN TROMBINO, PRES

The Delaware Secretary of State's business registrations file showed that RPA Energy Inc. was registered as a Corporation on October 31, 2011, under file registration number 5059216.

Business started 2011

BRIAN TROMBINO. 2015-present active here.

### **Business Registration**

We currently don't have enough data to display this section.

### Operations

### 03/07/2018

Description:

Provides electric services, specializing in electric power broker (100%).

Terms are on a fee basis. Sells to undetermined

Employees: 25 which includes officer(s).

Facilities: Occupies premises in a building

### SIC & NAICS

### SIC:

Based on information in our file, D&B has assigned this company an extended 8-digit SIC. D&B's use of 8-digit SICs enables us to be more specific to a company's operations that if we use the standard 4-digit code. The 4-digit SIC numbers link to the description on the Occupational Safety & Health Administration (OSHA) Web site. Links open in a new browser window.

4911 9904 Electric power broker

### NAICS:

221122 Electric Power Distribution

### **Public Filings**

Currency: Shown in USD unless otherwise indicated

### Summary

The following data includes both open and closed filings found in D&B's database on this company.

Record Type	# of Records	Most Recent Filing Date
Bankruptcy Proceedings	0	
Judgments	0	-
Liens	0	-
Suits	0	-
UCCs	0	

Evidence of bankruptcy, fraud, or criminal proceedings in the history of business or its management:

No

Noteworthy special events in the company's file:

### 01/30/2018

The Chief Executive Officer is now Brian Trombino, President.

Value of Open suits, liens and judgments for the company:

Suits

0

Liens 0 Judgments NA

The following Public Filing data is for information purposes only and is not the official record Certified copies can only be obtained from the official source.

### **Judgments**

We currently don't have enough data to display this section.

### Liens

We currently don't have enough data to display this section.

### Suits

We currently don't have enough data to display this section.

### **UCC** Filings

We currently don't have enough data to display this section

### Government Activity

### Summary

Borrower (Dir/Guar):

NO

Administrative Debt:

Contractor:

NO

Grantee:

NO

NO

Party excluded

from federal program(s):

Possible Candidate:

Labor Surplus Area:

N/A

NO

Small Business:

N/A

8(A) Firm:

N/A

The public record items contained herein may have been paid, terminated, vacated, or released prior to today's date

The public record items contained herein may have been paid, terminated, vacated or released prior to today's date.

### **Financials**

Key Business Ratios from D&B

We currently do not have enough information to generate the graphs for the selected Key Business Ratio.

### • This Company

### Key Financial Comparisons

and the state of t	(5)	(\$)	(\$)
This Company's Operating Results Year Over Year			
Net Sales	NA	NA	NA
Gross Profit	NA	NA	NA
Net Profit	NA	NA	NA
Dividends / Withdrawals	NA.	NA	NA
Working Capital	NA	NA	NA
This Company's Assets Year Over Year			
Cash	NA	NA	NA
Accounts Receivable	NA	NA	NA
Notes Receivable	NA	NA	NA
Inventories	NA	NA	NA
Other Current	NA	NA	NA
Total Current	NA	NA	NA
Fixed Assets	NA	NA	NA
Other Non Current	NA	NA	NA
Total Assets	NA	NA	NA
This Company's Liabilities Year Over Year			
Accounts Payable	NA	NA	NA
Bank Loan	NA	NA	NA
Notes Payable	NA	NA	NA
Other Current Liabilities	NA	NA	NA
Total Current Liabilities	NA	NA	NA
Other Long Term and Short Term Liabilities	NA	NA	NA
Defferred Credit	NA	NA	NA
Net Worth	NA	NA	NA
Total Liabilities and Net Worth	NA	NA	NA

We currently do not have any recent financial statements on file for your business. Submitting financial statements can help improve your D&B scores. To submit a financial statement, please call customer service at 800-333-0505.

### Key Business Ratios

	This Company	Industry Median	Industry Quartile
Solvency			
Quick Ratio	NA	NA	NA
Current Ratio	NA	NA	NA
Current Liabilities to Net Worth	NA	NA	NA
Current Liabilities to Inventory	NA	NA	NA
Total Current	NA	NA	NA
Fixed Assets to Net Worth	NA	NA	NA
Efficiency			
Collection Period	NA	NA	NA
Inventory Turn Over	NA	NA	NA
Sales to NWC	NA	NA	NA
Acct Pay to Sales	NA	NA	NA
Profitability			
Return on Sales	NA	NA	NA
Return on Assets	NA	NA	NA
Return on NetWorth	NA	NA	NA

### Corporate Linkage

Parent				
Company Name	DUNS#	City, State		
RPA ENERGY INC.	05-601-7514	NEW YORK, NEW YORK		

### Exhibit C-8 "Bankruptcy Information" RPA Energy, Inc.

RPA Energy, Inc. has never had any reorganizations, protection from creditors or any other form of bankruptcy filings by itself, a parent or affiliate organization that guarantees RPA Energy, Inc. or any officer of RPA Energy, Inc. in the current year or within the two most recent years preceding this application.

# Exhibit C-9 "Merger Information" RPA Energy, Inc.

On August 31, 2015, Michael Harris, an individual with an address at 304 Indian Trace, Suite 177, Weston, FL 33326 ("Seller") and Utility Expense Reduction Energy Services, LLC, a New York limited liability company with an address at 401 Franklin Avenue, Suite 103, Garden City, NY 11530 ("Buyer"), entered into a Letter of Intent ("LOI") for the sale of RPA Energy, Inc. On December 15, 2015, the Buyer's Certificate was duly signed and certified.

# Exhibit C-10 "Corporate Structure" RPA Energy, Inc.

Please see the enclosed organizational chart for RPA Energy, Inc.

Brian Trombino Owns 100% of Utility Expense Reduction Energy Services LLC which owns RPA Energy Inc.

**Brian Trombino** 



Utility Expense Reduction Energy Services LLC



RPA Energy Inc.

Utility Expense Reduction LLC is an affiliate of Utility Expense Reduction Energy Services LLC Utility Expense Reduction LLC is 100% owned by Brian Trombino

### Exhibit D-1 "Operations"

### RPA Energy, Inc.

RPA Energy, Inc.'s operations are managed by direct staff, consultants, and service providers. As more fully described in Exhibits B-2, D-2, and D-3, the expertise of RPA Energy's principals ensures that it can continue to fulfill all requirements of a Competitive Retail Natural Gas Supplier ("CRNGS"). It has also contracted with leading service providers and consultants to ensure it can continue to fulfill all requirements of a CRNGS.

RPA Energy will purchase natural gas through its scheduler Big Apple Energy, and deliver gas to retail customers through local utilities. RPA Energy utilizes consolidated billing and does not intend to send separate bills to retail customers.

# Exhibit D-2 "Operations Expertise" RPA Energy, Inc.

Under the direction of Brian Trombino (who owns and manages both RPA Energy and UER), RPA has assembled a skilled and experienced team of industry professionals to ensure technical and financial success in providing electric service to retail customers. Together, RPA Energy's leadership team has over 20 years of experience in utilities, risk management, and commodity trading. Additionally, RPA will have the input of highly experienced vendors to assist in services in support of its business operations.

# Exhibit D-3 "Key Technical Personnel" RPA Energy, Inc.

Brian Trombino, President, btrombino@rpaenergy.com, (516) 858-3352

Larry Maglione, lmaglione@emcpallc.com, (631) 993-4594

Sylvester Allen, Director of Compliance, sylvester@rpaenergy.com, (347) 394-3823

Additionally, RPA Energy Inc. has strategic partnerships with the following:

ECI Infosystems
Bob Hoenig
Operations Manager
EC Infosystems, Inc.
50 Charles Lindbergh Blvd, Suite 411
Uniondale, NY 11553
Tel: 516-874-8002

Email: bhoenig@ecinfosystems.com Web: www.ecinfosystems.com

Big Apple Energy, LLC Victor Ferreira 100 Crossways Park Drive West, Suite 405 Woodbury, NY 1179 Office: (516) 558-7966

Email: vferreira@bigappleenergy.com