



**Public Utilities  
Commission**

**PUCO USE ONLY**

Date Received	Case Number	Version
18-	1793-EL-AGG	May 2016

**INITIAL CERTIFICATION APPLICATION FOR ELECTRIC  
AGGREGATORS/ POWER BROKERS**

Please print or type all required information. Identify all attachments with an exhibit label and title (Example: Exhibit A-12 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 input information directly onto the form.  
You may also download the form, by saving it to your local disk, for later use.

**A. APPLICANT INFORMATION**

**A-1 Applicant intends to be certified as: (check all that apply)**

☒ Power Broker ☒ Aggregator

**A-2 Applicant's legal name, address, telephone number and web site address**

Legal Name Energy Partner Consultants Inc.  
Address 52 mill road, Iatham, NY 12110  
Telephone # 518-331-4627 Web site address (if any) www.energypartnerconsultants.com

**A-3 List name, address, telephone number and web site address under which Applicant will do business in Ohio**

Legal Name Energy Partner Consultants Inc.  
Address 52 mill road, Iatham, NY 12110  
Telephone # \_\_\_\_\_ Web site address (if any) \_\_\_\_\_

**A-4 List all names under which the applicant does business in North America**

Energy Partner Consultants Inc.  
\_\_\_\_\_  
\_\_\_\_\_

**A-5 Contact person for regulatory or emergency matters**

Name Wendy Martin  
Title CEO

This is to certify that the foregoing is a true and accurate and complete representation of the information document delivered in the regular course of business.  
Technician A Date Processed 12/3/18

RECEIVED-DOCKETING DIV  
2018 DEC -3 PM 2:48  
PUCO



Business address 52 mill Road, Ithaca, NY 14850  
Telephone # 518-331-4627 Fax # \_\_\_\_\_  
E-mail address Wendy.m@epchq.com

**A-6 Contact person for Commission Staff use in investigating customer complaints**

Name Wendy Martin  
Title CEO  
Business address 52 mill Road, Ithaca, NY 14850  
Telephone # 518-331-4627 Fax # \_\_\_\_\_  
E-mail address Wendy.m@epchq.com

**A-7 Applicant's address and toll-free number for customer service and complaints**

Customer Service address 52 mill Road  
Toll-free Telephone # 1-800-378-9703 Fax # 1-631-649-8165  
E-mail address info@epchq.com

**A-8 Applicant's federal employer identification number # 27-1166899**

**A-9 Applicant's form of ownership (check one)**

- |  |  |
|--|--|
| <input type="checkbox"/> Sole Proprietorship                 | <input type="checkbox"/> Partnership                     |
| <input type="checkbox"/> Limited Liability Partnership (LLP) | <input type="checkbox"/> Limited Liability Company (LLC) |
| <input checked="" type="checkbox"/> Corporation              | <input type="checkbox"/> Other _____                     |

**A-10 (Check all that apply) Identify each electric distribution utility certified territory in which the applicant intends to provide service, including identification of each customer class that the applicant intends to serve, for example, residential, small commercial, mercantile commercial, and industrial. (A mercantile customer, as defined in (A) (19) of Section 4928.01 of the Revised Code, is a commercial customer who consumes more than 700,000 kWh/year or is part of a national account in one or more states).**

- |  |                                      |  |                                     |                                     |
|--|--------------------------------------|--|-------------------------------------|-------------------------------------|
| <input type="checkbox"/> First Energy                    |                                      |  |                                     |                                     |
| <input type="checkbox"/> Ohio Edison                     | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Toledo Edison                   | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Cleveland Electric Illuminating | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Duke Energy                     | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Monongahela Power               | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> American Electric Power         |                                      |  |                                     |                                     |
| <input type="checkbox"/> Ohio Power                      | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Columbus Southern Power         | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |
| <input type="checkbox"/> Dayton Power and Light          | <input type="checkbox"/> Residential | <input checked="" type="checkbox"/> Commercial | <input type="checkbox"/> Mercantile | <input type="checkbox"/> Industrial |



- A-11 Provide the approximate start date that the applicant proposes to begin delivering services

Feb 2019

PROVIDE THE FOLLOWING AS SEPARATE ATTACHMENTS AND LABEL AS INDICATED:

- A-12 **Exhibit A-12 "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-13 **Exhibit A-13 "Company History,"** provide a concise description of the applicant's company history and principal business interests.
- A-14 **Exhibit A-14 "Articles of Incorporation and Bylaws,"** if applicable, provide the articles of incorporation filed with the state or jurisdiction in which the Applicant is incorporated and any amendments thereto.
- A-15 **Exhibit A-15 "Secretary of State,"** provide evidence that the applicant has registered with the Ohio Secretary of the State.

## **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 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 or wholesale electric services including aggregation services.
- B-2 **Exhibit B-2 "Experience & Plans,"** provide a 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 4928.10 of the Revised Code.



**B-3** **Exhibit B-3 "Summary of Experience,"** provide a concise summary of the applicant's experience in providing aggregation service(s) including contracting with customers to combine electric load and representing customers in the purchase of retail electric services. (e.g. number and types of customers served, utility service areas, amount of load, etc.).

**B-4** **Exhibit B-4 "Disclosure of Liabilities and Investigations,"** provide a description of all existing, pending or past rulings, judgments, contingent liabilities, revocation 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 it is seeking to be certified to provide.

**B-5** Disclose whether the applicant, a predecessor of the applicant, or any principal officer of the applicant have ever been convicted or held liable for fraud or for violation of any consumer protection or antitrust laws within the past five years.

☐ No ☐ Yes

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

**B-6** Disclose whether the applicant or a predecessor of the applicant has had any certification, license, or application to provide retail or wholesale electric service including aggregation service denied, curtailed, suspended, revoked, or cancelled within the past two years.

☐ No ☒ Yes

If yes, provide a separate attachment labeled as **Exhibit B-6 "Disclosure of Certification Denial, Curtailment, Suspension, or Revocation"** detailing such action(s) and providing all relevant documents.

## **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 in 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 the 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 Exhibit C-3 “Financial Statements,”** 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 Exhibit C-4 “Financial Arrangements,”** provide copies of the applicant's financial to satisfy collateral requirements to conduct retail electric/gas business activity (e.g., parental or third party guarantees, 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 **ELECTRIC 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 credit rating as reported by two of the following organizations: Duff & Phelps, Dun and Bradstreet Information Services, Fitch IBCA, Moody’s Investors Service, Standard & Poors, 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 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 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 Exhibit C-8 “Bankruptcy Information,”** 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 Exhibit C-9 “Merger Information,”** 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 or subsidiary companies.

\_\_\_\_\_  
**Signature of Applicant & Title**

Sworn and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
Month Year

\_\_\_\_\_  
**Signature of official administering oath**

\_\_\_\_\_  
**Print Name and Title**

My commission expires on \_\_\_\_\_



## EXHIBIT A/12

"Principle Officers, Directors and Partners

Wendy Martin : CEO and founder

52 mill Rd

Latham, N.Y 12110

518-331-4627



## EXHIBIT A/13

10.) Energy Partner Consultants Inc. was started in 2009. we work with customers to educate about the Retail energy and gas market. We provide them with the necessary information so that they can make an informed decision about their account. Our client base is industrial, universities, National Chains. And other various businesses


Energy Partner Consultants Inc. is a brokerage company for the electric and gas. Company is based in New York and receives referrals in several of the deregulated states. Our referrals are provided by current customers that recommend us to other companies. Example: We were referred to work with several of the Planet Fitness in Ohio, and the corporate location is in New York. Our company does not practice or encourage door to door sales. Energy Partner has shopping electric and gas for customers and contracted arrangement through third-party. EPC receives the bill and a signed LOA from the customer. This allows for the historical information to be analyzed by the third-party supplier to provide an accurate supply rates for the terms that the customer has requested.

EPC will be providing no billing statements to the customer. These will all be provided by the Third-Party Supplier that the customer chooses to sign a contract with.

Customers are provided a direct representative phone number and an office number to call if there is a complaint. When EPC receives a complaint about their bill we will assist and finding out the information from the Third-Party Supplier.



EXHIBIT A/14  
Business Filing and Registration

 **IRS** DEPARTMENT OF THE TREASURY  
INTERNAL REVENUE SERVICE  
CINCINNATI OH 45999-0023

Date of this notice: 10-22-2009

Employer Identification Number:  
27-1166899

Form: SS-4

Number of this notice: CP 575 A

ENERGY PARTNER CONSULTANTS INC  
878 OBRIEN AVE  
SCHENECTADY, NY 12303

For assistance you may call us at:  
1-800-829-4933

IF YOU WRITE, ATTACH THE  
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 27-1166899. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1120

12/15/2010

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, *Accounting Periods and Methods*.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, *Entity Classification Election*. See Form 8832 and its instructions for additional information.

IMPORTANT INFORMATION FOR S CORPORATION ELECTION:

If you intend to elect to file your return as a small business corporation, an election to file a Form 1120-S must be made within certain timeframes and the corporation must meet certain tests. All of this information is included in the instructions for Form 2553, *Election by a Small Business Corporation*.





# Internal Revenue Service

United States Department of the Treasury

## EIN Assistant

Your Progress:

1. Identity ✓

2. Authenticate ✓

3. Addresses ✓

4. Details ✓

5. EIN Confirmation

**Congratulations! Your EIN has been successfully assigned.**

EIN Assigned: 27-1166899

Legal Name: ENERGY PARTNER CONSULTANTS INC

### IMPORTANT:

Save and/or print this page and the confirmation letter below for your permanent records.

The confirmation letter below is your official IRS notice and contains important information regarding your EIN.



[CLICK HERE for Your EIN Confirmation Letter](#)

Help with saving and  
printing your letter

Once you have saved or printed your letter, click "Continue" to get additional information about using your new EIN.

[Continue >>](#)

### Help Topics

- What if I do not have access to a printer at this time?
- Can I access this letter at a later date?





DATE	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
06/28/2016	201617902736	TRADE NAME REGISTRATION (RNO)	39.00	0.00	0.00	0.00	0.00

**Receipt**

This is not a bill. Please do not remit payment.

ENERGY PARTNER CONSULTANTS  
WENDY MARTIN  
52 MILL RD.  
LATHAM, NY 12110

# STATE OF OHIO CERTIFICATE

Ohio Secretary of State, Jon Husted  
3916509

It is hereby certified that the Secretary of State of Ohio has custody of the business records for  
**ENERGY PARTNER CONSULTANTS**

and, that said business records show the filing and recording of:

Document(s)

**TRADE NAME REGISTRATION**

Effective Date: 06/21/2016

Document No(s):

**201617902736**

Date of First Use: 10/09/2009

Expiration Date: 06/21/2021

WENDY MARTIN  
878 OBREIN AVE  
SCHENECTADY, NY 12303



United States of America  
State of Ohio  
Office of the Secretary of State

Witness my hand and the seal of the  
Secretary of State at Columbus, Ohio this  
28th day of June, A.D. 2016.

*Jon Husted*  
Ohio Secretary of State



B. Applicants Managerial Capabilities and Experience

B-1: Exhibit B-1 "Jurisdiction of Operation

We currently provide services for NY, CT, NM, FL, NJ,

We currently have pending applications in MA, and PA for license in those states.

Agreements attached



## **B-2 Exhibit B-2 " Experience & Plans**

Energy Partner experience with and plan for contracting with customers is a contractual arrangement through third-party. EPC receives the bill and a signed LOA from the customer. This allows for the historical information to be analyzed by the third party supplier to provide an accurate supply rates for the terms that the customer has requested.

EPC will be providing no billing statements to the customer. These will all be provided by the Third Party Supplier that the customer chooses to sign a contract with.

Customers are provided a direct representative phone number and an office number to call if there is a complaint. When EPC receives a complaint about their bill we will assist and finding out the information from the Third Party Supplier. EPC will follow -up with the customer and the TPS to make sure the the issue is resolve in a timely and satisfactory manner.

Our current practice with all of our client is to ensure complete customer satisfaction.



### **B-3**

Currently we provide the information to the Third Party supplier so that they can aggregate the customer loads. We assist the customer in getting the information needed for the Third Party Suppliers to provide pricing. We assist customers across utilities over several states to get the best prices by bidding it out to different suppliers.

90 percent of our client base is customers that have more than one location.

Current Sates and Utilities that we provided this service are:

MA-Eversource-

Car dealerships-10 buildings 100,000 therms

CT-

New Jersey -JCPL-PSEG-ACP-

Retail, Hotels and manufactures -3,000,000 therms

New York -National Grid-

Colleges, Car Dealerships, Manufactures, industrial, Hotels, retail chains, banks -30,000,00 therms

New York -NYSEG

Car Dealers, Banks, Colleges, Hotel, Industrial, retail chains -1,000,000 therms



**B-4 Disclosure of Liabilities and Investigations**

**No Judgments, liabilities, revocations, or financial adversity**



**B-5- 'Disclosure of Liabilities and investigations'**

Never had any



B- 6- I have enclosed a copy of our license that expired in September of 2018. I not sure if this falls under this category. Our mailing address changed so the renewal notice got lost in the mail.



FILE

Ohio

Public Utilities  
Commission

John Kasich, Governor  
Asim Z. Haque, Chairman

Exhibit B-6

Commissioners  
Lynn Staby  
M. Beth Trombold  
Thomas W. Johnson  
M. Howard Petricoff

3

**PUBLIC UTILITIES COMMISSION OF OHIO**

*Certified as a Competitive Retail Electric Service Provider*

Certificate Number:

**16-1096E (1)**

Issued Pursuant to Case Number(s):

**16-1251-EL-AGG**

A certificate as a Competitive Retail Electric Service Provider is hereby granted to, **Energy Partner Consultants, Inc.** whose office or principal place of business is located at **878 Obrien Ave., Schenectady, NY 12110** to provide **aggregation and power broker** services within the State of Ohio effective **July 09, 2016**.

The certification of competitive retail electric suppliers is governed by Section 4901:1-24-(01-13) of the Ohio Administrative Code, Section 4901:1-21-(01-15) of the Ohio Administrative Code, and Section 4928.08 of the Ohio Revised Code.

This Certificate is revocable if all of the conditions set forth in the aforementioned case(s) are not met.

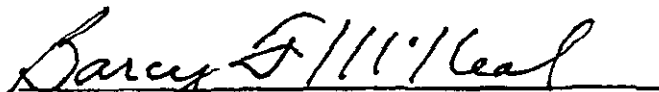
Subject to all rules and regulations of the Commission, now existing or hereafter promulgated.

Witness the seal of the Commission affixed at Columbus, Ohio.

Dated: **July 11, 2016**

By Order of

PUBLIC UTILITIES COMMISSION OF OHIO



Barcy F. McNeal, Secretary

Tanowa M. Troupe, Acting Secretary

Felecia D. Burdett, Acting Secretary

Certificate Expires: **July 09, 2018**

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.

180 East Broad Street  
Columbus, Ohio 43215-3793

Technician Su

Date Processed **JUL 11 2016**

(614) 466-3016  
www.PUCO.ohio.gov



## **CRES AUTOMATIC CASE ACTION FORM**

Case No. 16-1251-EL-AGG

Date Sent: 7-11-16

Effective Date of Certificate: 7-9-16

Certificate Expires: 7-9-18

Company Name and Company Name d/b/a: Energy Partner Consultants Inc.

☐ Renewal

### **Action Needed:**

☒ Issue Certificate Number to: Energy Partner Consultants Inc. at (address): 878  
Obrien Ave., Schenectady NY 12110

☒ Certified To Provide the Following Services:

- ☐ Retail Generation
- ☒ Aggregation
- ☐ Power Marketer
- ☒ Power Broker
- ☐ Governmental Aggregation

☐ Renew Certificate No. to

☐ Revise Certificate No. to (check all applicable):

☐ Reflect name change from to

☐ Reflect address change from to

☐ Add new service offering to certificate:

- ☐ Retail Generation
- ☐ Aggregator
- ☐ Power Marketer
- ☐ Power Broker
- ☐ Natural Gas Governmental Aggregator

☐ Correct Administrative Error

☐ Reflect Change of Ownership to:

☐ Cancel Certificate No.

☐ Protect Un-redacted copies until

☐ Close Case File, Case Withdrawn at Applicant's Request

☐ Close Case File



**CASE NUMBER:** 16-1251-EL-AGG  
**CASE DESCRIPTION:** ENERGY PARTNER CONSULTANTS INC  
**DATE OF SERVICE:** 7/11/2016  
**DOCUMENT SIGNED ON:** 7/11/16

Sign Here: \_\_\_\_\_

*Sandy*

**APPLICANT**

**PARTY OF RECORD**

**ATTORNEY**

Energy Partner Consultants Inc.

NONE

878 Obilen Avre

Sdienectady, NY 12110

Phone: 518-331-4627

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## **Financial Capabilities and Experience**

C-1 : Annual Report

This is not applicable cause we are not a publicly traded company

C:2 SEC Filings

Not provided – No shareholders

C-3 Financial Agreements.-

We are not providing the actual Electric supply to the customer

C-4-N/A Applicant is only seeking to broker license

C-5-We will be working on a chain of gym in Ohio. We currently not doing business in Ohio for the gas. We were waiting for our license. Anticipated income will be 1,200 dollars a year.


C-6-N/A

C-7-NA

C-8 Exhibit- No bankruptcy

C-9 Merger information-No Merger or or acquisitions last two years



 **IRS** DEPARTMENT OF THE TREASURY  
INTERNAL REVENUE SERVICE  
CINCINNATI OH 45999-0023

Date of this notice: 10-22-2009

Employer Identification Number:  
27-1166899

Form: SS-4

Number of this notice: CP 575 A

ENERGY PARTNER CONSULTANTS INC  
878 OBRIEN AVE  
SCHENECTADY, NY 12303

For assistance you may call us at:  
1-800-829-4933

IF YOU WRITE, ATTACH THE  
STUB AT THE END OF THIS NOTICE.

#### WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 27-1166899. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1120

12/15/2010

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, *Accounting Periods and Methods*.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, *Entity Classification Election*. See Form 8832 and its instructions for additional information.

#### IMPORTANT INFORMATION FOR S CORPORATION ELECTION:

If you intend to elect to file your return as a small business corporation, an election to file a Form 1120-S must be made within certain timeframes and the corporation must meet certain tests. All of this information is included in the instructions for Form 2553, *Election by a Small Business Corporation*.



# **AFFIDAVIT**

State of New York :

Latham ss.  
(Town)

County of Albany :

Wendy Martin, Affiant, being duly sworn/affirmed according to law, deposes and says that:

He/She is the CEO (Office of Affiant) of Energy Partner Consultants Inc (Name of Applicant);

That he/she is authorized to and does make this affidavit for said Applicant,

1. The Applicant herein, attests under penalty of false statement that all statements made in the application for certification are true and complete and that it will amend its application while the application is pending if any substantial changes occur regarding the information provided in the application.
2. The Applicant herein, attests it will timely file an annual report with the Public Utilities Commission of Ohio of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Division (A) of Section 4905.10, Division (A) of Section 4911.18, and Division (F) of Section 4928.06 of the Revised Code.
3. The Applicant herein, attests that it will timely pay any assessments made pursuant to Sections 4905.10, 4911.18, or Division F of Section 4928.06 of the Revised Code.
4. The Applicant herein, attests that it will comply with all Public Utilities Commission of Ohio rules or orders as adopted pursuant to Chapter 4928 of the Revised Code.
5. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, and its Staff on any utility matter including the investigation of any consumer complaint regarding any service offered or provided by the Applicant.
6. The Applicant herein, attests that it will fully comply with Section 4928.09 of the Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
7. The Applicant herein, attests that it will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. The Applicant herein, attests that it will use its best efforts to verify that any entity with whom it has a contractual relationship to purchase power is in compliance with all applicable licensing requirements of the Federal Energy Regulatory Commission and the Public Utilities Commission of Ohio.
9. The Applicant herein, attests that it will cooperate fully with the Public Utilities Commission of Ohio, the electric distribution companies, the regional transmission entities, and other electric suppliers in the event of an emergency condition that may jeopardize the safety and reliability of the electric service in accordance with the emergency plans and other procedures as may be determined appropriate by the Commission.
10. If applicable to the service(s) the Applicant will provide, the Applicant herein, attests that it will adhere to the reliability standards of (1) the North American Electric Reliability Council (NERC), (2) the appropriate regional reliability council(s), and (3) the Public Utilities Commission of Ohio. (Only applicable if pertains to the services the Applicant is offering)



11. The Applicant herein, attests that it will inform the Commission of any material change to the information supplied in the application within 30 days of such material change, including any change in contact person for regulatory purposes or contact person for Staff use in investigating customer complaints.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief and that he/she expects said Applicant to be able to prove the same at any hearing hereof.

*[Signature]* CEO  
Signature of Affiant & Title

Sworn and subscribed before me this 21<sup>st</sup> day of November, 2018  
Month Year

*Dolnesha R. Figueroa*  
Signature of official administering oath

Dolnesha R. Figueroa  
Print Name and Title

My commission expires on \_\_\_\_\_  
Dolnesha R. Figueroa  
Notary Public - State of New York  
No. 01F16329652  
Qualified in Rensselaer County  
My Commission Exp. 11/02/2019