

FILE

Texzon Utilities, Ltd.

09-1046-GA-AGG

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Date Received	Renewal Certification Number	ORIGINAL AGG Case Number
		09 - 1046 - GA-AGG

RENEWAL CERTIFICATION APPLICATION COMPETITIVE RETAIL NATURAL GAS BROKERS/AGGREGATORS

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 intends to renew its certificate as: (check all that apply)

☐ Retail Natural Gas Aggregator ☒ Retail Natural Gas Broker

A-2 Applicant information:

Legal Name Texzon Utilities, Ltd.
Address 408 Water Street Waxahachie, TX 75165
Telephone No. (972) 938-0533 Web site Address www.texzon.com
Current PUCO Certificate No. 09-168G (5) Effective Dates December 5, 2017 through December 5, 2019

A-3 Applicant information under which applicant will do business in Ohio:

Name Texzon Utilities, Ltd.
Address 408 Water Street Waxahachie, TX 75165
Web site Address www.texzon.com Telephone No. (972) 938-0533

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

Texzon Utilities, Ltd.

A-5 Contact person for regulatory or emergency matters:

Name Steve Wilson Title CEO & Managing Partner
Business Address 408 Water Street Waxahachie, TX 75165
Telephone No. (972) 938-0533 Fax No. (214) 279-0115 Email Address swilson@texzon.net

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

Name Richard E. Miller

Title Chief Operating Officer

Business address 408 Water Street Waxahachie, TX 75165

Telephone No. (972) 938-0533

Fax No. (214) 279-0115

Email Address richard@texzon.net

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

Customer service address 408 Water Street Waxahachie, TX 75165

Toll-Free Telephone No. (888) 683-9966

Fax No. (214) 279-0115

Email Address admin@texzon.net

A-8 Provide "Proof of an Ohio Office and Employee," in accordance with Section 4929.22 of the Ohio Revised Code, by listing name, Ohio office address, telephone number, and Web site address of the designated Ohio Employee

Name CT Corporation

Title

Business address 4400 Easton Commons Way Suite 125 Columbus, OH 43219

Telephone No.

Fax No.

Email Address

A-9 Applicant's federal employer identification number 20-8543830

A-10 Applicant's form of ownership: (Check one)

☐ Sole Proprietorship

☒ Partnership

☐ Limited Liability Partnership (LLP)

☐ Limited Liability Company (LLC)

☐ Corporation

☐ Other

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.)

<input checked="" type="checkbox"/> Columbia Gas of Ohio	<input checked="" type="checkbox"/> Residential	<input checked="" type="checkbox"/> Small Commercial	<input checked="" type="checkbox"/> Large Commercial / Industrial
<input checked="" type="checkbox"/> Dominion East Ohio	<input checked="" type="checkbox"/> Residential	<input checked="" type="checkbox"/> Small Commercial	<input checked="" type="checkbox"/> Large Commercial / Industrial
<input checked="" type="checkbox"/> Duke Energy Ohio	<input checked="" type="checkbox"/> Residential	<input checked="" type="checkbox"/> Small Commercial	<input checked="" type="checkbox"/> Large Commercial / Industrial
<input checked="" type="checkbox"/> Vectren Energy Delivery of Ohio	<input checked="" type="checkbox"/> Residential	<input checked="" type="checkbox"/> Small Commercial	<input checked="" type="checkbox"/> Large Commercial / Industrial

A-12 If applicant or an affiliated interest previously participated in any of Ohio's Natural Gas Choice Programs, for each service area and customer class, provide approximate start date(s) and/or end date(s) that the applicant began delivering and/or ended services.

☐ Columbia Gas of Ohio

<input type="checkbox"/> Residential	Beginning Date of Service	End Date
<input type="checkbox"/> Small Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Large Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Industrial	Beginning Date of Service	End Date

☐ Dominion East Ohio

<input type="checkbox"/> Residential	Beginning Date of Service	End Date
<input type="checkbox"/> Small Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Large Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Industrial	Beginning Date of Service	End Date

☐ Duke Energy Ohio

<input type="checkbox"/> Residential	Beginning Date of Service	End Date
<input type="checkbox"/> Small Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Large Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Industrial	Beginning Date of Service	End Date

☐ Vectren Energy Delivery of Ohio

<input type="checkbox"/> Residential	Beginning Date of Service	End Date
<input type="checkbox"/> Small Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> Large Commercial	Beginning Date of Service	End Date
<input type="checkbox"/> 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:

<input type="checkbox"/>	Columbia Gas of Ohio	Intended Start Date	
<input type="checkbox"/>	Dominion East Ohio	Intended Start Date	
<input type="checkbox"/>	Duke Energy Ohio	Intended Start Date	
<input type="checkbox"/>	Vectren Energy Delivery of Ohio	Intended Start Date	

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 Exhibit A-15 "Company History,"** provide a concise description of the applicant's company history and principal business interests.
- A-16 Exhibit A-16 "Articles of Incorporation and Bylaws,"** 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 Exhibit A-17 "Secretary of State,"** 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 Exhibit B-2 "Experience & Plans,"** 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 Exhibit B-3 "Summary of Experience,"** 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.

☒ 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 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

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.

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. If the applicant does not have such filings, then the applicant may indicate in Exhibit C-2 whether 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-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.

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 functions.
- D-2 Exhibit D-2 "Operations Expertise,"** 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

Richard E. Miller

Chief Operating Officer

Sworn and subscribed before me this

24

day of

OCT

Month 2019

Year

Signature of official administering oath

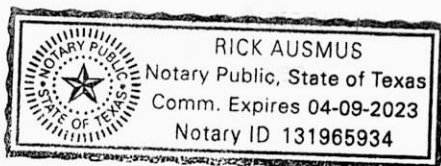
Rick Ausmus

RICK AUSMUS - NOTARY

Print Name and Title

My commission expires on

4-9-23





The Public Utilities Commission of Ohio

Competitive Retail Natural Gas Service Affidavit Form (Version 1.07)

In the Matter of the Application of)

Texzon Utilities, Ltd.)

for a Certificate or Renewal Certificate to Provide)
Competitive Retail Natural Gas Service in Ohio.)

Case No. 09 - 1046 -GA-AGG

County of Ellis

State of Texas

Richard E. Miller

[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

Richard E. Miller

Chief Operating Officer

Sworn and subscribed before me this

24

day of

OCT

Month

2019

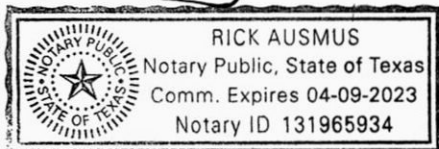
Year

Rick Ausmus

Signature of Official Administering Oath

RICK AUSMUS - NOTARY

Print Name and Title



My commission expires on

4-9-23

Exhibit A-14 “Principal Officers, Directors & Partners”

Steve Wilson
Managing Partner
2401 Laneview Drive
Ennis, TX 75119
(972) 898-5904

Richard E. Miller
Chief Operating Officer
138 Keowee Circle
Waxahachie, TX 75165
(972) 489-7676

Exhibit A-15 “Company History”

Texzon Utilities, Ltd. is an aggregator/ broker of electricity services, working with over 20 electric providers. We have been doing so in the state of Texas for over 17 years, having been legally formed in February 2002. (Prior to August 2006, we were known as Texxon Utilities, Ltd. The Exxon/Mobil legal department contacted us and demanded that we change our name due to their interpretation that our name infringed on their name. We changed our name at that time to Texzon Utilities, Ltd.) We have helped over 5,000 commercial and 3,000 residential clients contract with REPs (Retail Electric Providers in Texas), helping them obtain lower pricing than they normally would on their own.

For commercial clients, Texzon typically obtains 12 months usage from the incumbent provider through an LOA process and then shops this with one or more providers to get the best price that we can for the client.

We do not actively solicit residential clients. We do, however, try to help commercial clients and their employees with their own homes, and those that learn of our services. We attempt to help all residential clients through online signups so that there is less chance of misunderstanding on their part.

Texzon does not take title to the power at any point in the process. We do not bill the client, as the REPs pay us a commission out of the final price quoted to the client.

Natural gas is not deregulated in Texas. However, we market gas in deregulated states in the same way as we do electricity, by contacting commercial clients directly.

Exhibit A-16 “Articles of Incorporation and Bylaws”

No change in documents since original application.

Exhibit A-17 “Secretary of State”

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

I, Frank LaRose, 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 TEXZON UTILITIES, LTD., a Texas Limited Partnership, Registration Number 1888980, filed on October 13, 2009, is currently in FULL FORCE AND EFFECT upon the records of this office.



*Witness my hand and the seal of the
Secretary of State at Columbus, Ohio
this 15th day of October, A.D. 2019.*

A handwritten signature in cursive script, appearing to read "Frank LaRose".

Ohio Secretary of State

Validation Number: 201928802074

Exhibit B-1 “Jurisdictions of Operations”

Texzon Utilities has been registered as an Electricity Aggregator in the State of Texas since April 2002. (PUC # 80097) Texzon Utilities registered as a Broker under the new Public Utility Commission of Texas broker program in August 2019. (BR190326)

Texzon Utilities has been registered as a Broker/Marketer of retail electric power in the State of Pennsylvania since September 2010. (A-2010-2187969)

Texzon Utilities has been registered as a Competitive Retail Electric Service Provider (Certificate # 09-178E (5)) and a Natural Gas Governmental Aggregator (Certificate # 09-168G (5)) in the State of Ohio since December 2011.

Texzon Utilities has been registered as a Broker of retail electric power in the State of Illinois since October 2012. (12-0539)

Exhibit B-2 “Experience and Plans”

Texzon Utilities, Ltd. is an aggregator/ broker of electricity services, working with over 20 electric providers. We have been doing so in the state of Texas for over 17 years, having been legally formed in February 2002. (Prior to August 2006, we were known as Texxon Utilities, Ltd. The Exxon/Mobil legal department contacted us and demanded that we change our name due to their interpretation that our name infringed on their name. We changed our name at that time to Texzon Utilities, Ltd.) We have helped over 5,000 commercial and 3,000 residential clients contract with REPs (Retail Electric Providers in Texas), helping them obtain lower pricing than they normally would on their own.

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Natural gas is not deregulated in Texas. However, we market gas in deregulated states in the same way as we do electricity, by contacting commercial clients directly.

Exhibit B-3 “Summary of Experience”

Texzon Utilities, Ltd. is an aggregator/ broker of electricity services, working with over 20 electric providers. We have been doing so in the state of Texas for over 17 years, having been legally formed in February 2002. (Prior to August 2006, we were known as Texxon Utilities, Ltd. The Exxon/Mobil legal department contacted us and demanded that we change our name due to their interpretation that our name infringed on their name. We changed our name at that time to Texzon Utilities, Ltd.) We have helped over 5,000 commercial and 3,000 residential clients contract with REPs (Retail Electric Providers in Texas), helping them obtain lower pricing than they normally would on their own.

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Natural gas is not deregulated in Texas. However, we market gas in deregulated states in the same way as we do electricity, by contacting commercial clients directly.

Exhibit B-4 “Disclosure of Liabilities and Investigations”

Texzon Utilities does not have any past or current rulings, judgments, contingent liabilities, revocations of authority, regulatory investigations or any other legal matters that could adversely impact Texzon Utilities’ financial or operational status or ability to provide the services for which we are seeking to be certified to provide our customers.

Exhibit C-1 “Annual Reports”

Texzon Utilities, Ltd. is a privately owned limited partnership formed in Texas, and therefore, is not required to file Annual Reports.

Exhibit C-2 “SEC Filings”

Texzon Utilities, Ltd. is a privately owned limited partnership formed in Texas, and therefore, is not required to file with the SEC.

Exhibit C-4 “Financial Arrangements”

N/A

Exhibit C-6 “Credit Rating”

N/A

Exhibit C-8 “Bankruptcy Information”

Texzon Utilities, Ltd. has never filed for reorganization, protection from creditors or any other form of bankruptcy.

Exhibit C-9 “Merger Information”

Texzon Utilities, Ltd. was formed in February 2002,
and has not been a party to any acquisitions or mergers.

Exhibit C-10 “Corporate Structure”

Texzon Utilities, Ltd. is a stand-alone entity with no affiliate or subsidiary companies.

Exhibit D-3 Key “Technical Personnel”

Management Team

Texzon has a well-developed management team with extensive backgrounds in the duties they perform.

Here's a list of its key people, including their responsibilities and experience.

Steve Wilson (Founder and Managing Partner) - Steve founded Texzon to explore opportunities in the deregulated electricity markets after a highly successful career of 20 years in the deregulated telecommunication industry. His primary responsibilities at Texzon include product development, strategic ventures, vendor relations, and directing the Texzon team.

Richard Miller (Chief Operating Officer) – Richard's responsibilities include sales direction and training, opening new markets, agent recruitment, product development, and Technology Advancement. Richard received his Bachelor's degree with an emphasis in Economics from The University of New Orleans. Richard joined Texzon after an extensive career as an entrepreneur in the home improvement business. He was also a project manager with Cardinal Health Corporation and a successful licensed Realtor.

Tom Spradling (Controller) - Tom came to Texzon in 2006 after working more than 30 years in the banking industry. Tom oversees all Texzon financial expenditures, budgets, invoicing, receivables, payroll, reporting and taxes. Tom graduated Magna Cum Laude with a Bachelor of Business Administration degree from Baylor University.

Larry Eon (Sales Executive) - Larry started with Texzon in 2006 after retiring from a 25-year career with Shell Oil as a regional sales manager. Larry handles Texas electricity sales opportunities, customer service, pricing, contracts, and renewals. Larry graduated from Texas A&M University with a Bachelor of Science degree.

Stephanie Wilson (Director of Operations) - Stephanie came to Texzon in 2003, serving as receptionist, phone attendant, and secretary. She now tracks all agent commissions and helps process customer contracts. Stephanie works directly with REP's to maintain strong relationships.