

FILE

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14-0792-GA-AGG

19-0001-AU-RPT

TO: Public Utilities Commission of Ohio

ADDRESS: 180 East Broad Street
 Columbus, Ohio 43215

DATE: October 30, 2019

SUBJECT: Application for Rehearing

Enclosed please find the Application for Rehearing for M3 Consulting, LLC dba M3 Energy.

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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of Annual Reports for the
Fiscal Assessment of all Regulated
Entities for Calendar Year 2018

CASE NO.: 19-0001-AU-RPT

APPLICATION FOR REHEARING AND REQUEST FOR ACCEPTANCE OF LATE
FILING OF 2018 ANNUAL REPORT AND WAIVER OF CIVIL FORFEITURE

M3 Consulting, LLC dba M3 Energy ("M3 Energy"), through its undersigned counsel, respectfully submits this application for rehearing of the August 28, 2019 Finding and Order by the Public Utilities Commission of Ohio ("Commission"), and respectfully requests that the Commission accept its 2018 annual report for electricity and natural gas service in Ohio and waive the \$1,000.00 civil forfeiture against M3 Energy as set forth in paragraph 4 of the Commission's Order.

M3 Energy is authorized to operate as a Competitive Retail Natural Gas Service Aggregators/Power Broker pursuant to Certificate 14-355G(3), which was issued by the commission on May 30, 2018, in Case No. 14-0792-GA-AGG. Further, M3 Energy is authorized to operate as a Competitive Retail Electric Power Broker/ Aggregator pursuant to Certificate 14-796E(3), which was issued by the commission on April 17, 2018, in Case No. 14-0405-EL-AGG.

Good cause supports M3 Energy's application for rehearing and request for acceptance of its late filing and for waiver of the civil forfeiture. M3 Energy attempted to timely file the annual reports. M3 Energy periodically logs into various portals provided by Commission. At the time the annual reports were due, M3 Energy did not see any required filing pending or due.

M3 Energy is aware of the annual report filing requirements for regulated entities provided by Ohio law, and it had every intention to meet this regulatory obligation for both natural gas and electricity services, as evidenced by its successful and timely filing of previous annual reports. In further support of this rehearing application and request for acceptance of late filing and waiver of civil forfeiture, M3 Energy states that it immediately filed its 2018 annual report for natural gas and electricity service in Ohio through PUCO Community on September 3, 2019. This immediate corrective action further demonstrates M3 Energy's good faith intention to comply with the Ohio rules regarding the timely filing of annual reports.

In sum, M3 Energy believed there were no filings pending or due. M3 Energy immediately filed the natural gas and electricity service upon notice that they were past due. Because the facts demonstrate M3 Energy's intention to comply with the Ohio rules and its steps to take immediate corrective action, and because the failure to file the electricity service 2018 annual report was likely due to an inadvertent technical issue or confusion regarding the proper system to file the report, M3 Energy respectfully requests a rehearing of the Commission's August 28, 2019 Finding and Order, and further respectfully requests that the Commission waive the \$1,000.00 civil forfeiture assessed against M3 Energy.

Dated: October 30, 2019

Respectfully submitted,

A handwritten signature in cursive script that reads "Brooke Bonelli".

Brooke Bonelli (0087696)

Brooke.bonelli@gmail.com (Will Accept Email Service)

Bonelli Law, LLC

330-603-8375

Counsel for M3 Consulting, LLC dba M3 Energy