



Phillips Lytle LLP

Ms. Tanowa M. Troupe, Secretary
Public Utilities Commission of Ohio
180 East Broad Street, 11th Floor
Columbus, OH 43215-3793

June 18, 2020

Re: Case No. 20-1137-GE-WVR

Dear Ms. Troupe:

On June 11, 2020, SFE Energy Ohio, Inc. and StateWise Energy Ohio LLC (collectively, “StateWise”) submitted an Application for Waiver of the door-to-door marketing restrictions set forth by the Commission’s March 17, 2020 directive in Case No. 20-591-AU-UNC.¹ StateWise’s Application for Waiver outlined a multi-pronged marketing proposal consistent with the Ohio Department of Health (“ODOH”) guidelines and thus requested permission to conduct door-to-door marketing activity consistent with such protocols. The Application for Waiver was premised, in part, on previously filed comments from Commission Staff indicating that waivers may be handled on a case-by-case basis based on supplier-specific compliance plans.

On June 17, 2020, the Commission issued an order in Case Nos. 20-591-AU-UNC and 20-1040-GE-UNC (“June 17 Entry”) which found that, in light of the orders issued by ODOH, door-to-door solicitation by retail electric and gas suppliers may resume on a statewide and uniform basis subject to all relevant requirements and best practices issued by the ODOH and any relevant local health authority.² The Commission also imposed several additional compliance and monitoring requirements for retail suppliers that engage in door-to-door marketing.

StateWise commends the Commission for acting promptly and appropriately to allow door-to-door marketing activity to resume statewide on a uniform basis subject to the above-referenced health and safety requirements and enhanced monitoring protocols.

¹ *In re the Proper Procedures and Process for the Commission’s Operations and Proceedings During the Declared State of Emergency and Related Matters*, Case No. 20-591-AU-UNC (Emergency Case), Entry (Mar. 17, 2020).

² *Id.* at Entry ¶ 15 (June 17, 2020).

ATTORNEYS AT LAW

JON P. YORMICK SPECIAL COUNSEL DIRECT +1 216 928 3474 JYORMICK@PHILLIPSLYTLE.COM

ONE CLEVELAND CENTER 1375 EAST 9TH STREET 30TH FLOOR CLEVELAND, OHIO 44114-1797 PHONE +1 (216) 928-3474
NEW YORK: ALBANY, BUFFALO, CHAUTAUQUA, GARDEN CITY, NEW YORK, ROCHESTER | OHIO: CLEVELAND | WASHINGTON, DC |
CANADA: WATERLOO REGION | PHILLIPSLYTLE.COM



June 18, 2020

Page 2

In light of the June 17 Entry, StateWise's Application for Waiver is now moot and StateWise hereby withdraws the Application for Waiver in its entirety. StateWise appreciates the Commission's swift action and will strictly adhere to the Commission's directives set forth in the June 17 Entry as it resumes marketing activity in Ohio.

Respectfully submitted,

Phillips Lytle LLP

By *Jon P. Yormick*

Jon P. Yormick

cc: Thomas F. Puchner (tpuchner@phillipslytle.com)
Kevin C. Blake (kblake@phillipslytle.com)

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

6/22/2020 3:23:15 PM

in

Case No(s). 20-1137-GE-WVR

Summary: Notice of withdrawal Notice of Withdrawal of Application electronically filed by Mr. Jon P Yormick on behalf of StateWise Energy Ohio LLC and SFE Energy Ohio, Inc.