



DIS Case Number: 11-2410-GA-CRS

## Section A: Application Information

### A-1. Provider type:

☐ Retail Natural Gas  
Broker

☒ Retail Natural Gas  
Aggregator

☒ Retail Natural Gas  
Marketer

### A-2. Applicant's legal name and contact information.

**Legal Name:** Cincinnati Bell Energy, LLC

**Country:** United States

**Phone:** 2148124600    **Extension (if applicable):**

**Street:** 6555 Sierra Drive

**Website (if any):** www.cincinnatibell.com

**City:** Irving

**Province/State:** TX

**Postal Code:** 75039

### A-3. Names and contact information under which the applicant will do business in Ohio

Provide the names and contact information the business entity will use for business in Ohio. This does not have to be an Ohio address and may be the same contact information given in A-2.

Name	Type	Address	Active?	Proof
Cincinnati Bell Energy, LLC	Official Name	6555 Sierra Drive Irving, TX 75039	Yes	File

### A-4. Names under which the applicant does business in North America

Provide all business names the applicant uses in North America, including the names provided in A-2 and A-3.

Name	Type	Address	Active?	Proof
Cincinnati Bell Energy, LLC	Official Name	6555 Sierra Drive Irving, TX 75039	Yes	File

### A-5. Contact person for regulatory matters



David Ricketts (2)  
1005 Congress Avenue, Suite 750  
Austin, TX 78701  
US  
david.ricketts@vistracorp.com  
5123496441

**A-6. Contact person for PUCO Staff use in investigating consumer complaints**

Jim Vermeulen (2)  
6555 Sierra Drive  
Irving, TX 75039  
US  
jim.vermeulen@vistracorp.com  
9728683945

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

<b>Phone:</b> 866-852-6849	<b>Extension (if applicable):</b>	<b>Country:</b> United States
<b>Fax:</b>	<b>Extension (if applicable):</b>	<b>Street:</b> 6555 Sierra Drive
<b>Email:</b> support@cincinnatienergy.com		<b>City:</b> Irving
		<b>Province/State:</b> TX
		<b>Postal Code:</b> 75039

**A-8. Applicant's federal employer identification number**

27-1786285

**A-9. Applicant's form of ownership**

**Form of ownership:** Limited Liability Company (LLC)

**A-10. Identify current or proposed service areas**

Identify each service area in which the applicant is currently providing service or intends to provide service and identify each customer class that the applicant is currently serving or intends to serve.

**Service area selection**

Columbia Gas of Ohio

Dominion Energy Ohio  
Duke Energy Ohio  
Vectren Energy Delivery of Ohio

### Class of customer selection

Industrial  
Residential  
Small Commercial  
Large Commercial

### A-11. Start date

Indicate the approximate start date the applicant began/will begin offering services: 05-03-2011

### A-12. Principal officers, directors, and partners

Please provide all contacts that should be listed as an officer, director or partner.

Name	Email	Title	Address
Gabe Vazquez	gabe.vazquez@vistracorp.com	Vice President, Associate General Counsel	6555 Sierra Drive Irving, TX 75039 US
Paul Reyes	paul.reyes@vistracorp.com	Vice President	6555 Sierra Drive Irving, TX 75039 US
Carrie Kirby	carrie.kirby@vistracorp.com	Executive Vice President, Chief Administrative Officer	6555 Sierra Drive Irving, TX 75039 US
Carla Howard	carla.howard@vistracorp.com	Senior Vice President, General Tax Counsel	6555 Sierra Drive Irving, TX 75039 US
Kristopher Moldovan	kristopher.moldovan@vistracorp.com	Senior Vice President, Treasurer	6555 Sierra Drive Irving, TX 75039 US
Claudia Morrow	claudia.morrow@vistracorp.com	Senior Vice President	6555 Sierra Drive Irving, TX 75039 US
Curtis Morgan	curtis.morgan@vistracorp.com	Chief Executive Officer	6555 Sierra Drive Irving, TX 75039 US
Samudra Sen	samudra.sen@vistracorp.com	Vice President	6555 Sierra Drive Irving, TX 75039 US



## Public Utilities Commission

John Duessel	john.duessel@vistracorp.com	Senior Vice President	6555 Sierra Drive Irving, TX 75039 US
Sydney Seiger	sydney.seiger@vistracorp.com	Senior Vice President	6555 Sierra Drive Irving, TX 75039 US
Christy Dobry	christy.dobry@vistracorp.com	Vice President, Controller	6555 Sierra Drive Irving, TX 75039 US
Seth Rasmussen	seth.rasmussen@vistracorp.com	Assistant Secretary	6555 Sierra Drive Irving, TX 75039 US
Yuki Whitmire	yuki.whitmire@vistracorp.com	Vice President, Associate General Counsel, Corporate Secretary	6555 Sierra Drive Irving, TX 75039 US
Darshan Bhate	darshan.bhate@vistracorp.com	Senior Vice President	6555 Sierra Drive Irving, TX 75039 US
Stephanie Zapata Moore	stephanie.moore@vistracorp.com	Executive Vice President, General Counsel, Chief Compliance Officer	6555 Sierra Drive Irving, TX 75039 US
Stephen Muscato	stephen.muscato@vistracorp.com	Executive Vice President, Chief Commercial Officer	6555 Sierra Drive Irving, TX 75039 US
Tom Farrah	tom.farrah@vistracorp.com	Senior Vice President, Chief Information Officer	6555 Sierra Drive Irving, TX 75039 US
Gabriel Castro	gabriel.castro@vistracorp.com	Senior Vice President	6555 Sierra Drive Irving, TX 75039 US
Scott Hudson	scott.hudson@vistracorp.com	President, Vistra Retail	6555 Sierra Drive Irving, TX 75039 US
Daniel Kelly	daniel.kelly@vistracorp.com	Senior Vice President and Deputy General Counsel	6555 Sierra Drive Irving, TX 75039 US
James Burke	jim.burke@vistracorp.com	Chief Financial Officer	6555 Sierra Drive Irving, TX 75039 US
Ruben Garcia	ruben.garcia@vistracorp.com	Assistant Treasurer	6555 Sierra Drive Irving, TX 75039 US

### A-13. Company history

On July 15, 2019 Crius Energy Inc. (Crius) and Vistra Corp. (Vistra) merged with and into Vistra (the Merger). Following the Merger, Vistra became the ultimate parent company of Cincinnati Bell Energy, LLC.

#### **A-14. Secretary of State**

Secretary of State Link:

#### **A-15. Proof of Ohio Employee and Office**

Provide proof of an Ohio Office and Employee in accordance with Section 4929.22 of the Ohio Revised Code. List the designated Ohio employee's name, Ohio office address, telephone number and web site address

**Employee Name:** Katie Kiefer  
312 Walnut Street  
Cincinnati, OH 45202  
US  
katie.kiefer@vistracorp.com  
5137628201

## **Section B: Applicant Managerial Capability and Experience**

#### **B-1. Jurisdiction of operations**

List all jurisdictions in which the applicant or any affiliated interest of the applicant is certified, licensed, registered or otherwise authorized to provide retail natural gas service or retail/wholesale electric service as of the date of filing the application..

File Attached

#### **B-2. Experience and plans**

Describe the applicant's experience in providing the service(s) for which it is applying (e.g., number and type of customers served, utility service areas, amount of load, etc.). Include the 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 Sections 4928.10 and/or 4929.22 of the Ohio Revised Code.



File(s) attached

**B-3. Disclosure of liabilities and investigations**

For the applicant, affiliate, predecessor of the applicant, or any principal officer of the applicant, describe all existing, pending or past rulings, judgments, findings, contingent liabilities, revocation of authority, regulatory investigations, judicial actions, or other formal or informal notices of violations, or any other matter related to competitive services in Ohio or equivalent services in another jurisdiction..

File Attached

**B-4. Disclosure of consumer protection violations**

Has the applicant, affiliate, predecessor of the applicant, or any principal officer of the applicant been convicted or held liable for fraud or for violation of any consumer protection or antitrust laws within the past five years?

**No**

**B-5. Disclosure of certification, denial, curtailment, suspension or revocation**

Has the applicant, affiliate, or a predecessor of the applicant had any certification, license, or application to provide retail natural gas or retail/wholesale electric service denied, curtailed, suspended, revoked, or cancelled or been terminated or suspended from any of Ohio's Natural Gas or Electric Utility's Choice programs within the past two years?

**No**

## **Section C: Applicant Financial Capability and Experience**

**C-1. Financial reporting**



## Public Utilities Commission

Provide a current link to the most recent Form 10-K filed with the Securities and Exchange Commission (SEC) or upload the form. If the applicant does not have a Form 10-K, submit the parent company's Form 10-K. If neither the applicant nor its parent is required to file Form 10-K, state that the applicant is not required to make such filings with the SEC and provide an explanation as to why it is not required.

Financial Reports Link(s): <https://investor.vistracorp.com/investor-relations/financial-information/financials/default.aspx>

### C-2. Financial statements

Provide copies of the applicant's two most recent years of audited financial statements, including a 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, provide 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 bank account numbers redacted**.

If the applicant is unable to meet the requirement for two years of financial statements, the Staff reviewer may request additional financial information.

Links to Financial Statement(s): <https://investor.vistracorp.com/investor-relations/financial-information/financials/default.aspx>

### C-3. Forecasted financial statements

Provide two years of forecasted income statements **based solely on the applicant's anticipated business activities in the state of Ohio**.

Include the following information with the forecast: a list of assumptions used to generate the forecast; a statement indicating that the forecast is based solely on Ohio business activities only; and the name, address, email address, and telephone number of the preparer of the forecast.

The forecast may be in one of two acceptable formats: 1) an annual format that includes the current year and the two years succeeding the current year; or 2) a monthly format showing 24 consecutive months following the month of filing this application broken down into two 12-month periods with totals for revenues, expenses, and projected net incomes for both periods. Please show revenues, expenses, and net income (revenues minus total expenses) that is



expected to be earned and incurred in **business activities only in the state of Ohio** for those periods.

If the applicant is filing for both an electric certificate and a natural gas certificate, please provide a separate and distinct forecast for revenues and expenses representing Ohio electric business activities in the application for the electric certificate and another forecast representing Ohio natural gas business activities in the application for the natural gas certificate.

Preferred to file confidentially

#### **C-4. Credit rating**

Provide a credit opinion disclosing the applicant's credit rating as reported by at least one of the following ratings agencies: Moody's Investors Service, Standard & Poor's Financial Services, Fitch Ratings or the National Association of Insurance Commissioners. If the applicant does not have its own credit ratings, substitute the credit ratings of a parent or an affiliate organization and submit 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 'Not Rated'.

This does not apply

#### **C-5. Credit report**

Provide a copy of the applicant's credit report from Experian, Equifax, TransUnion, Dun and Bradstreet or a similar credit reporting organization. If the applicant is a newly formed entity with no credit report, then provide a personal credit report for the principal owner of the entity seeking certification. At a minimum, the credit report must show summary information and an overall credit score. **Bank/credit account numbers and highly sensitive identification information must be redacted.** If the applicant provides an acceptable credit rating(s) in response to C-4, then the applicant may select 'This does not apply' and provide a response in the box below stating that a credit rating(s) was provided in response to C-4.

This does not apply.

#### **C-6. Bankruptcy information**

Within the previous 24 months, have any of the following filed for reorganization, protection from creditors or any other form of bankruptcy?





## Public Utilities Commission

- Applicant
- Parent company of the applicant
- Affiliate company that guarantees the financial obligations of the applicant
- Any owner or officer of the applicant

No

### **C-7. Merger information**

Is the applicant currently involved in any dissolution, merger or acquisition activity, or otherwise participated in such activities within the previous 24 months?

Merger Information: On July 15, 2019 Crius Energy Inc. (Crius) and Vistra Corp. (Vistra) merged with and into Vistra (the Merger). Following the Merger, Vistra became the ultimate parent company of Cincinnati Bell Energy, LLC.

### **C-8. Corporate structure**

Provide a graphical depiction of the applicant's corporate structure. Do not provide an internal organizational chart. The graphical depiction should include all parent holding companies, subsidiaries and affiliates as well as 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 the applicant may respond by stating that it is a stand-alone entity with no affiliate or subsidiary companies.

File(s) attached

### **C-9. Financial arrangements**

Provide copies of the applicant's financial arrangements to satisfy collateral requirements to conduct retail electric/natural gas business activities (e.g., parental guarantees, letters of credit, contractual arrangements, etc., as described below).

Renewal applicants may provide a current statement from an Ohio local distribution utility (LDU) that shows that the applicant meets the LDU's collateral requirements. The statement or letter must be on the utility's letterhead and dated within a 30-day period of the date the applicant files its renewal application.

First-time applicants or applicants whose certificate has expired must meet the requirements of C-9 in one of the following ways:

1. The applicant itself states that it is investment grade rated by Moody's Investors Service, Standard & Poor's Financial Services, or Fitch Ratings and provides evidence of rating



from the rating agencies. If you provided a credit rating in C-4, reference the credit rating in the statement.

2. The applicant's parent company is investment grade rated (by Moody's, Standard & Poor's, or Fitch) and guarantees the financial obligations of the applicant to the LDU(s). Provide a copy of the most recent credit opinion from Moody's, Standard & Poor's or Fitch.
3. The applicant's parent company 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 parent company's financials and a copy of the parental guarantee must be included in the application if the applicant is relying on this option.
4. The applicant can provide evidence of posting a letter of credit with the LDU(s) listed as the beneficiary, in an amount sufficient to satisfy the collateral requirements of the LDU(s).

Preferred to file confidentially

## Section D: Applicant Technical Capacity

### D-1. Operations

Gas Marketers: Describe the operational nature of the applicant's business, specifying whether operations will include the contracting of natural gas purchases for retail sales, the nomination and scheduling of retail natural gas for delivery, and/or 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.

File(s) attached

### D-2. Operations Expertise & Key Technical Personnel

Given the operational nature of the applicant's business, provide evidence of the applicant's experience and technical expertise in performing such operations. Include the names, titles, e-mail addresses, and background of key personnel involved in the operations of the applicant's business.

File(s) attached



Public Utilities  
Commission

# Application Attachments

## BUSINESS DETAILS & FILINGS

[✕ Close](#)

### Business Details

Entity #:	1981822	Business Name:	CINCINNATI BELL ENERGY LLC
Filing Type:	FOREIGN LIMITED LIABILITY COMPANY	Status:	Active
Original Filing Date:	12/09/2010	Exp. Date:	-

### AGENT/REGISTRANT INFORMATION

CAPITOL CORPORATE SERVICES, INC.  
4568 MAYFIELD RD STE 204  
CLEVELAND OH 44121  
07/16/2019  
Active

Business ID Theft  
Protect Yourself

Sign up to receive e-mail notifications of any changes or updates  
made to this business entity.

### FILINGS

## **Exhibit B-2**

### **Experience and Plans**

Describe the applicant's experience in providing the service(s) for which it is applying (e.g., number and type of customers served, utility service areas, amount of load, etc.). Include the plan for contracting with customers, providing contracted services, providing billing statements and responding to customer inquiries and complaints in accordance with commission ruled adopted pursuant to Sections 4928.10 and/or 4929.22 of the Ohio Revised Code.

#### **Experience**

The Vistra Corp family of brands connects with energy customers through an innovative family of brands, strategy, and multi-channel marketing approach. This unique combination creates multiple access points to a broad suite of energy products and services that make it easier for consumers to make informed decisions about their energy needs. Vistra Corp. brands market energy products in 19 states and the District of Columbia with plans to continue expanding its geographic reach.

#### **Contracting with Customers**

Cincinnati Bell Energy, LLC is actively participating in Ohio's competitive retail electric market. Cincinnati Bell Energy, LLC is not marketing its products in Ohio through the traditional channels of partnership, digital advertising, in-person marketing for any customers. Cincinnati Bell Energy, LLC is not currently engaging in D2D marketing and sales.

Enrollment: There are five ways a potential customer could be enrolled:

1. *Paper Enrollment.* Potential customers can use a paper enrollment form that they fill out and it is faxed into Applicant's headquarters after which customer receives a welcome package with copies of all the forms.
2. *Web Enrollment.* Potential customers can visit <http://www.cincinnati-bell.com> to enroll online. From the website, potential customers may print forms and information. Upon receipt of the enrollment at Cincinnati Bell Energy, LLC's headquarters, the customer receives a welcome package with all copies of the forms.
3. *Telephonic Enrollment.* Potential commercial customers may be solicited over the phone by Cincinnati Bell Energy, LLC's vendors and may decide to sign up over the telephone and complete a third-party verification confirming the decision to enroll.
4. *Customer Care Center.* Potential customers can call Cincinnati Bell Energy, LLC Customer Care Center. A call center representative will enroll the customer and a third-party verification will be taken after such enrollment and a welcome package will be sent.

5. *Retention Center.* Cincinnati Bell Energy, LLC makes outbound telemarketing calls to existing or former customers only for renewal or re-enrollment purposes.

### **Providing Contracted Services**

Cincinnati Bell Energy, LLC currently provides customers with affordable electricity in Ohio.

### **Providing Billing Statements**

Cincinnati Bell Energy, LLC does not provide its own billing statements. It will provide consolidated billing with the utility.

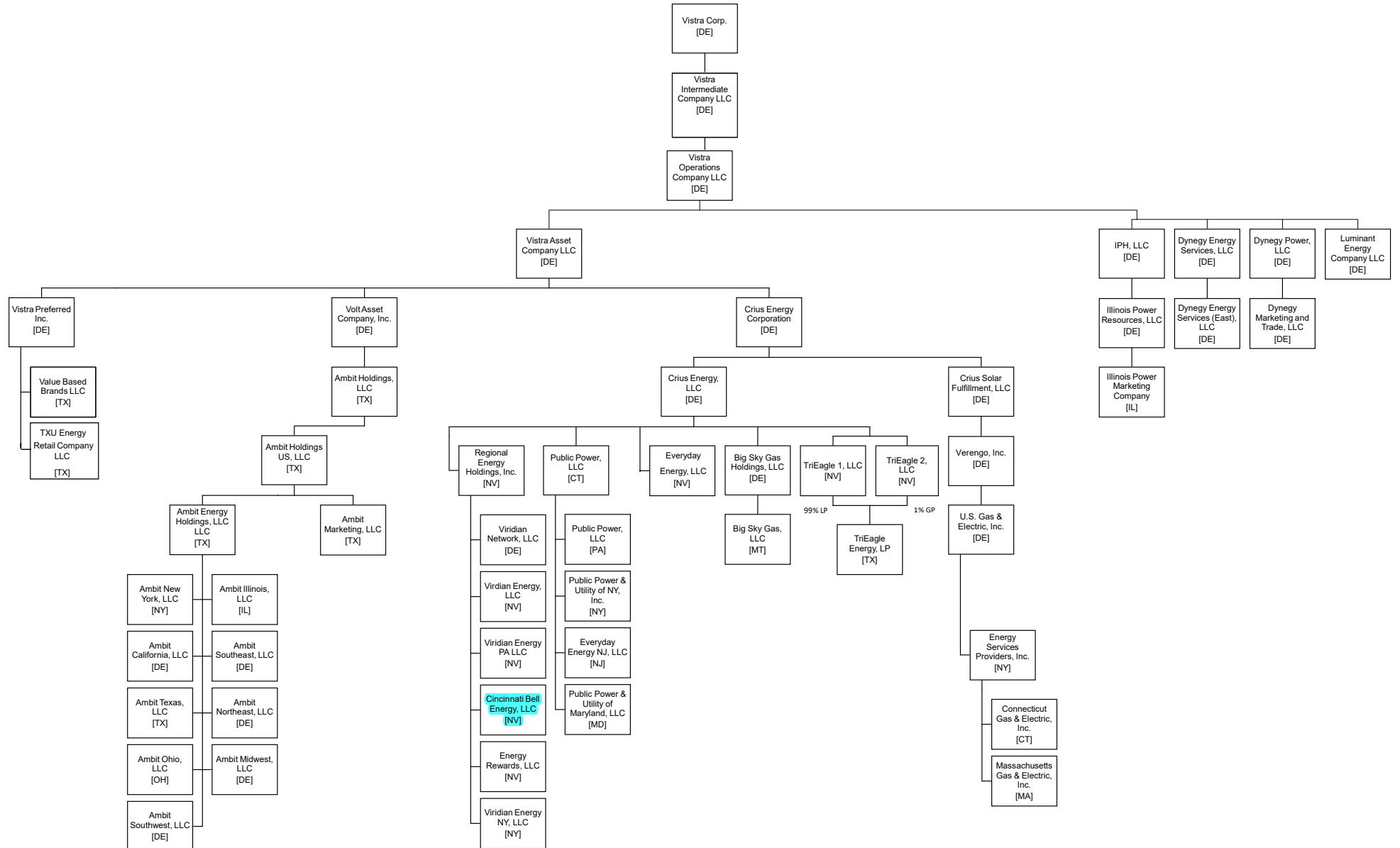
### **Responding to Customer Inquiries and Complaints**

Cincinnati Bell Energy, LLC operates an in-house telephone customer care center to answer any questions that customers may have. When a customer calls in with a question or complaint, the customer service representative will work with them to address any issue or problem. If the customer asks to have their enrollment cancelled, the customer service representative processes it immediately.

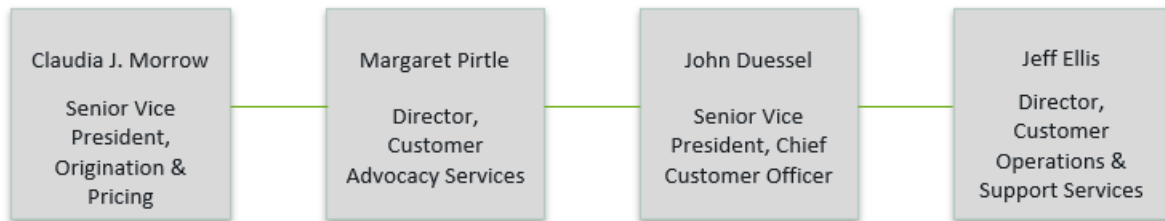
Any complaints or questions that are not resolved by the customer care representatives are then escalated to the Customer Advocacy Department, who will work directly with the customer to investigate and address the issue with the goal of achieving customer satisfaction.

# Vistra Corp. Organizational Structure U. S. Retail Entity Excerpt

\*\*All ownership interest 100% unless otherwise indicated.



## Managerial Leadership:



### **Claudia J. Morrow**

Senior Vice President, Origination & Pricing

Years of Experience 19

Claudia is responsible for commodity cost forecasting and portfolio management of the commodity price risk associated with Vistra's subsidiaries' retail electricity sales through procurement of power and power related products. The portfolio value is in the range of \$3 billion dollars. She also leads a retail gas sales team with large industrial and commercial customers across the state of Texas.

Claudia joined Vistra's predecessor (TXU Corp.) in July of 2001 with multiple years of experience in commodities markets at JP Morgan Chase and Morgan Stanley.

Claudia has a bachelor's degree from Texas A&M University.

### **Margaret Pirtle**

Director, Customer Advocacy Services

Years of Experience 12

Margaret Pirtle is the Director of Customer Advocacy Services for Vistra Energy Corp. (Vistra). Margaret joined Vistra's predecessor (TXU Corp.) in April 2007 and has over 12 years of experience in the competitive electricity industry. When she joined the company, Margaret was responsible for establishing the operations policy and procedures team, which implemented and ensured compliance with operational policies. In her current role, she is responsible for driving improved customer experiences by managing all lines of customer escalations including those to the state commissions, Attorney General's office, and the Better Business Bureau. She also oversees the Energy Assistance program that provides financial support to customers in need. Additionally, Margaret is responsible for managing the relationships with the Transmission and Distribution Utilities, ERCOT, and the state commissions to ensure operational readiness.

Margaret has a bachelor's degree in business administration from Texas Tech University  
– Rawls College of Business.

### **John Duessel**

Senior Vice President, Chief Customer Officer

Years of Experience 10

John Duessel is a Vice President and the Chief Customer Officer for Vistra and has over 10 years of experience in the competitive electricity industry. John joined Vistra's predecessor (Energy Future Holdings Corp. (EFH)) in April 2010 and has been the Chief Customer Officer for Vistra since October 2016. In his current role, John leads the customer experience services organizations that are responsible for delivering exceptional experiences to customers for Vistra's retail subsidiaries.



Prior to his role as the Chief Customer Officer, John was a Senior Director and then a Vice President of the revenue operations division, and, in those roles, he led teams dedicated to delivering seamless customer experiences across all core revenue cycle management functions. John began at the company as a Director in the credit, collections, and bad debt management department, where he was responsible for credit assessment / credit management and collections functions across all lines of the business.

John received a master in business administration in finance degree from Southern Methodist University – Cox School of Business and has a juris doctor degree from Columbus School of Law.

### **Jeff Ellis**

Director, Customer Operations & Support Services

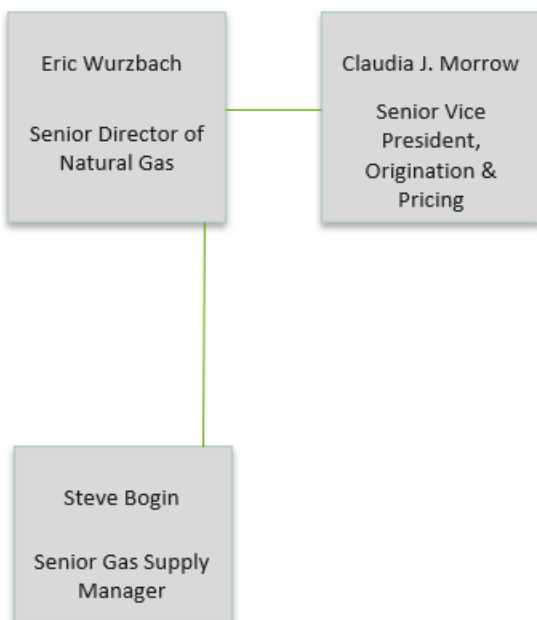
Years of Experience 20

Jeff Ellis is the Director of Customer Operations & Support Services at Vistra and has 20 years of experience in the competitive electricity industry. In his current role with Vistra, Jeff oversees contact center operations, including customer experience execution as well as contact center support functions such as process optimization, learning and development, quality insights, and compliance.

Jeff began his career with Vistra's predecessor (TXU Corp.) in 1999, supporting customer system enhancements that prepared TXU Corp. to transition into the Texas competitive retail electric market. Jeff subsequently worked for a consulting firm that managed customer operations for several other Texas retail electric providers, before returning to Vistra's predecessor (then EFH) in 2009.

Jeff has a degree in management information systems and business management from University of Oklahoma – Price College of Business

### **Technical Leadership:**



**Claudia J. Morrow**

Senior Vice President, Origination & Pricing

Years of Experience 19

Claudia is responsible for commodity cost forecasting and portfolio management of the commodity price risk associated with Vistra's subsidiaries' retail electricity sales through procurement of power and power related products. The portfolio value is in the range of \$3 billion dollars. She also leads a retail gas sales team with large industrial and commercial customers across the state of Texas.

Claudia joined Vistra's predecessor (TXU Corp.) in July of 2001 with multiple years of experience in commodities markets at JP Morgan Chase and Morgan Stanley.

Claudia has a bachelor's degree from Texas A&M University.

**Eric Wurzbach**

Senior Director of Natural Gas

Years of Experience 20

Eric Wurzbach is the Senior Director of Natural Gas at Vistra and has over 20 years of experience in the natural gas industry having worked in the areas risk analyst, gas scheduling, and gas trading.

Eric has a B.B.A., Economics, International Business, and Business from Baylor University – Hankamer School of Business, and an MBA from University of Houston, C.T. Bauer College of Business, Certificates of Energy Risk Management, Energy Investment Analysis, and Energy Accounting & Finance.

**Steve Bogin**

Senior Gas Supply Manager

Years of Experience 11

Steve Bogin is the Senior Gas Supply Manager with proven ability of enhancing portfolio optimization and achievements in the energy trading industry. He has extensive experience in load and capacity forecasting, invoice reconciliation, process reengineering and due diligence activities around new market entry.

In Steve's current and past roles, he has been responsible for the market entry for new gas markets, forecasting customer usage, and procurement and financial hedging. He has also been scheduling pipeline nominations and LDC nominations for 10 different market areas. He maintains the racking of all transactions, confirms deals with third parties ensuring accuracies. Additionally, he has been responsible for financial reporting such as Pnl and Gross Margin reports.

Steve has degree from Rockland Community College, Rockland, NY

**Exhibit D-1**

**Operations**

Describe the operational nature of the applicant's business, specifying whether operations will include the generation of power for retail sales, the scheduling of retail power for transmission and delivery, the provision of retail ancillary services, as well as other services used to arrange for the purchase and delivery of electricity to retail customers.

Cincinnati Bell Energy, LLC does market natural gas as a licensed competitive retail natural gas services supplier in Ohio to residential, commercial, and industrial customers. Cincinnati Bell Energy, LLC will contract natural gas purchases for retail sales, as well as nominate and schedule retail electricity for delivery to small commercial and residential choice customers.

# Competitive Retail Electric Service Affidavit

County of Dallas :

State of Texas :

Gabe Vazquez, 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, and that it will amend its application while it is pending if any substantial changes occur regarding the information provided.
2. The applicant will timely file an annual report of its intrastate gross receipts, gross earnings, and sales of kilowatt-hours of electricity pursuant to Sections 4905.10(A), 4911.18(A), and 4928.06(F), Ohio Revised Code.
3. The applicant will timely pay any assessment made pursuant to Sections 4905.10, 4911.18, and 4928.06(F), Ohio Revised Code.
4. The 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. The applicant 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 will fully comply with Section 4928.09, Ohio Revised Code regarding consent to the jurisdiction of Ohio Courts and the service of process.
7. The applicant will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. The applicant 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 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, 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.
11. The Applicant will inform the Public Utilities Commission of Ohio 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 consumer complaints.

12. The facts set forth above are true and accurate 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.

13. Affiant further saith naught.

*Gilbert Ogny*  
Signature of Affiant & File

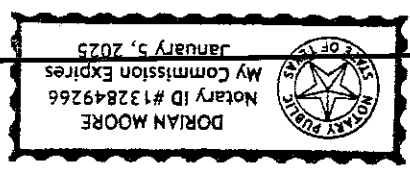
Sworn and subscribed before me this 24 day of March, 2021 Year

*Dorian Moore*  
Signature of official administering oath

*Dorian Moore*  
Print Name and Title

*Compliance*

My commission expires on *January 5, 2025*



**Exhibit B-1**  
**Jurisdiction of Operations**

List all jurisdictions in which the applicant or any affiliated interest of the applicant is certified, licensed, registered, or otherwise authorized to provide retail natural gas service or retail/wholesale electric service as of the date of the filing of this application.

State(s)	Legal Entity	d/b/a	Commodity
California	Ambit California, LLC	Ambit	Gas
California	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Gas
California	Viridian Energy PA, LLC	Viridian Energy	Gas
Connecticut	Ambit Northeast, LLC	Ambit	Electric
Connecticut	Connecticut Gas & Electric, Inc.	Connecticut Gas & Electric, Inc.	Electric
Connecticut	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Electric
Connecticut	Public Power, LLC	Public Power	Electric
Connecticut	Viridian Energy, LLC	Viridian Energy	Electric
D.C.	Ambit Northeast, LLC	Ambit	Electric
D.C.	Ambit Northeast, LLC	Ambit	Gas
D.C.	Energy Services Providers, Inc.	DC Gas & Electric	Electric
D.C.	Everyday Energy, LLC	Energy Rewards	Electric
D.C.	Everyday Energy, LLC	Energy Rewards	Gas
D.C.	Public Power, LLC	Public Power	Electric
D.C.	Viridian Energy PA LLC	Viridian Energy	Electric
D.C.	Viridian Energy PA LLC	Viridian Energy	Gas
D.C.	Viridian Network, LLC	Viridian Energy	Electric
D.C.	Viridian Network, LLC	Viridian Energy	Gas
Delaware	Ambit Northeast, LLC	Ambit	Electric
Delaware	Everyday Energy, LLC	Energy Rewards	Electric
Delaware	Viridian Energy PA, LLC	Viridian Energy	Electric
Delaware	Viridian Network, LLC	Viridian Energy	Electric
Illinois	Ambit Illinois, LLC	Ambit	Gas
Illinois	Ambit Northeast, LLC	Ambit	Electric
Illinois	Dynegy Energy Services, LLC	Better Buy Energy	Electric
Illinois	Dynegy Energy Services, LLC	Brighten Energy	Electric
Illinois	Dynegy Energy Services, LLC	Dynegy	Electric
Illinois	Dynegy Energy Services, LLC	Honor Energy	Electric
Illinois	Dynegy Energy Services, LLC	True Fit Energy	Electric
Illinois	Energy Services Providers, Inc.	Illinois Gas & Electric	Electric
Illinois	Energy Services Providers, Inc.	Energy Service Providers	Electric
Illinois	Energy Services Providers, Inc.	ESPI	Electric
Illinois	Energy Services Providers, Inc.	ILG&E	Electric
Illinois	Energy Services Providers, Inc.	ILGE	Electric
Illinois	Everyday Energy, LLC	Energy Rewards	Electric
Illinois	Everyday Energy, LLC	Energy Rewards	Gas

<b>Illinois</b>	Illinois Power Marketing Company	Homefield Energy	Electric
<b>Illinois</b>	Public Power, LLC	Public Power	Electric
<b>Illinois</b>	TriEagle Energy, LP	TriEagle Energy	Electric
<b>Illinois</b>	U.S. Gas & Electric, Inc.	Illinois Gas & Electric	Gas
<b>Illinois</b>	U.S. Gas & Electric, Inc.	USG&E	Gas
<b>Illinois</b>	U.S. Gas & Electric, Inc.	U.S. Gas & Electric	Gas
<b>Illinois</b>	U.S. Gas & Electric, Inc.	USGE	Gas
<b>Illinois</b>	U.S. Gas & Electric, Inc.	ILGE	Gas
<b>Illinois</b>	U.S. Gas & Electric, Inc.	ILG&E	Gas
<b>Illinois</b>	Viridian Energy PA LLC	Viridian Energy	Electric
<b>Illinois</b>	Viridian Energy PA LLC	Viridian Energy	Gas
<b>Indiana</b>	Ambit Midwest, LLC	Ambit	Gas
<b>Indiana</b>	Everyday Energy, LLC	Value Power & Gas	Gas
<b>Indiana</b>	U.S. Gas & Electric, Inc.	Indiana Gas & Electric	Gas
<b>Indiana</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Kentucky</b>	U.S. Gas & Electric, Inc.	Kentucky Gas & Electric	Gas
<b>Maine</b>	Ambit Northeast, LLC	Ambit	Electric
<b>Maine</b>	Energy Rewards, LLC	Energy Rewards	Electric
<b>Maine</b>	Massachusetts Gas & Electric, Inc.	Maine Gas & Electric	Electric
<b>Maine</b>	Dynegy Marketing and Trade	DMT	Electric
<b>Maryland</b>	Ambit Northeast, LLC	Ambit	Electric
<b>Maryland</b>	Ambit Northeast, LLC	Ambit	Gas
<b>Maryland</b>	Energy Services Providers, Inc.	Maryland Gas & Electric	Electric
<b>Maryland</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Electric
<b>Maryland</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Gas
<b>Maryland</b>	Public Power & Utility of Maryland, LLC	Public Power & Utility of Maryland	Electric
<b>Maryland</b>	TriEagle Energy, LP	TriEagle Energy	Electric
<b>Maryland</b>	U.S. Gas & Electric, Inc.	Maryland Gas & Electric	Gas
<b>Maryland</b>	Viridian Energy PA, LLC	Viridian Energy	Electric
<b>Maryland</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Massachusetts</b>	Ambit Northeast, LLC	Ambit	Gas
<b>Massachusetts</b>	Ambit Northeast, LLC	Ambit	Electric
<b>Massachusetts</b>	Dynegy Energy Services (East), LLC	Dynegy	Electric
<b>Massachusetts</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Electric
<b>Massachusetts</b>	Massachusetts Gas & Electric, Inc.	Massachusetts Gas & Electric	Electric
<b>Massachusetts</b>	Public Power, LLC	Public Power	Electric
<b>Massachusetts</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Massachusetts</b>	Viridian Energy, LLC	Viridian Energy	Electric
<b>Michigan</b>	Ambit Midwest, LLC	Ambit	Gas
<b>Michigan</b>	Energy Services Providers, Inc.	Michigan Gas & Electric	Electric
<b>Michigan</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Gas
<b>Michigan</b>	U.S. Gas & Electric, Inc.	Michigan Gas & Electric	Gas
<b>Michigan</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Montana</b>	Big Sky Gas, LLC	Big Sky Gas	Gas
<b>New Hampshire</b>	Ambit Northeast, LLC	Ambit	Electric
<b>New Hampshire</b>	Energy Rewards, LLC	Energy Rewards	Electric
<b>New Hampshire</b>	Everyday Energy, LLC d/b/a Energy Rewards	Everyday Energy	Electric
<b>New Hampshire</b>	Viridian Energy, LLC	Viridian Energy	Electric
<b>New Jersey</b>	Ambit Northeast, LLC	Ambit	Gas
<b>New Jersey</b>	Ambit Northeast, LLC	Ambit	Electric
<b>New Jersey</b>	Energy Services Providers, Inc.	New Jersey Gas & Electric	Electric

<b>New Jersey</b>	Everyday Energy NJ, LLC	Energy Rewards	Electric
<b>New Jersey</b>	Everyday Energy NJ, LLC	Energy Rewards	Gas
<b>New Jersey</b>	TriEagle Energy, LP	TriEagle Energy	Electric
<b>New Jersey</b>	U.S. Gas & Electric, Inc.	New Jersey Gas & Electric	Gas
<b>New Jersey</b>	Viridian Energy PA, LLC	Viridian Energy	Electric
<b>New Jersey</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>New York</b>	Ambit New York, LLC	Ambit	Electric
<b>New York</b>	Energy Services Providers, Inc.	New York Gas & Electric	Electric
<b>New York</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Electric
<b>New York</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Gas
<b>New York</b>	Public Power, LLC	Public Power	Electric
<b>New York</b>	Public Power, LLC	Public Power	Gas
<b>New York</b>	U.S. Gas & Electric, Inc.	New York Gas & Electric	Gas
<b>New York</b>	Viridian Energy NY, LLC	Viridian Energy	Electric
<b>New York</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Ohio</b>	Ambit Northeast, LLC	Ambit	Gas
<b>Ohio</b>	Ambit Northeast, LLC	Ambit	Electric
<b>Ohio</b>	Cincinnati Bell Energy, LLC	Cincinnati Bell Energy	Electric
<b>Ohio</b>	Cincinnati Bell Energy, LLC	Cincinnati Bell Energy	Gas
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Better Buy Energy	Electric
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Brighten Energy	Electric
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Dynegy	Electric
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Honor Energy	Electric
<b>Ohio</b>	Dynegy Energy Services (East), LLC	True Fit Energy	Electric
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Better Buy Energy	Gas
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Brighten Energy	Gas
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Dynegy	Gas
<b>Ohio</b>	Dynegy Energy Services (East), LLC	Honor Energy	Gas
<b>Ohio</b>	Dynegy Energy Services (East), LLC	True Fit Energy	Gas
<b>Ohio</b>	Dynegy Marketing and Trade, LLC		Wholesale Electric
<b>Ohio</b>	Energy Services Providers, Inc.	Ohio Gas & Electric	Electric
<b>Ohio</b>	Energy Services Providers, Inc.	USG&E	Electric
<b>Ohio</b>	Energy Services Providers, Inc.	US Gas & Electric	Electric
<b>Ohio</b>	Everyday Energy, LLC d/b/a Energy Rewards	Value Power & Gas	Electric
<b>Ohio</b>	Everyday Energy, LLC d/b/a Energy Rewards	Value Power & Gas	Gas
<b>Ohio</b>	Public Power, LLC	Public Power	Electric
<b>Ohio</b>	TriEagle Energy, LP	TriEagle Energy	Electric
<b>Ohio</b>	U.S. Gas & Electric, Inc.	Ohio Gas & Electric	Gas
<b>Ohio</b>	Viridian Energy PA, LLC	Viridian Energy	Electric
<b>Ohio</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Pennsylvania</b>	Ambit Northeast, LLC	Ambit	Electric
<b>Pennsylvania</b>	Ambit Northeast, LLC	Ambit	Gas
<b>Pennsylvania</b>	Dynegy Energy Services (East), LLC	Better Buy Energy	Electric
<b>Pennsylvania</b>	Dynegy Energy Services (East), LLC	Brighten Energy	Electric
<b>Pennsylvania</b>	Dynegy Energy Services (East), LLC	Dynegy	Electric
<b>Pennsylvania</b>	Dynegy Energy Services (East), LLC	Honor Energy	Electric
<b>Pennsylvania</b>	Dynegy Energy Services (East), LLC	True Fit Energy	Electric
<b>Pennsylvania</b>	Energy Services Providers, Inc.	Pennsylvania Gas & Electric	Electric
<b>Pennsylvania</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Electric
<b>Pennsylvania</b>	Everyday Energy, LLC d/b/a Energy Rewards	Energy Rewards	Gas
<b>Pennsylvania</b>	Public Power, LLC	Public Power	Electric



<b>Pennsylvania</b>	TriEagle Energy, LP	TriEagle Energy	Electric
<b>Pennsylvania</b>	U.S. Gas & Electric, Inc.	Pennsylvania Gas & Electric	Gas
<b>Pennsylvania</b>	Viridian Energy PA, LLC	Viridian Energy	Electric
<b>Pennsylvania</b>	Viridian Energy PA, LLC	Viridian Energy	Gas
<b>Rhode Island</b>	Ambit Northeast, LLC	Ambit	Electric
<b>Rhode Island</b>	Public Power, LLC	Public Power	Electric
<b>Rhode Island</b>	Viridian Energy, LLC	Viridian Energy	Electric
<b>Texas</b>	Ambit Texas, LLC	Ambit	Electric
<b>Texas</b>	TriEagle Energy, LP	Energy Rewards	Electric
<b>Texas</b>	TriEagle Energy, LP	POWER HOUSE ENERGY	Electric
<b>Texas</b>	TriEagle Energy, LP	EAGLE ENERGY	Electric
<b>Texas</b>	TriEagle Energy, LP	Viridian Energy	Electric
<b>Texas</b>	TriEagle Energy, LP	TRIEAGLE ENERGY SERVICES	Electric
<b>Texas</b>	TXU Energy Retail Company LLC	TXU	Electric
<b>Texas</b>	TXU Energy Retail Company LLC	Assurance Energy	Electric
<b>Texas</b>	Value Based Brands LLC	4Change	Electric
<b>Texas</b>	Value Based Brands LLC	4Change Energy	Electric
<b>Texas</b>	Value Based Brands LLC	Express Energy	Electric
<b>Texas</b>	Value Based Brands LLC	Veteran Energy	Electric
<b>Virginia</b>	Ambit Northeast, LLC	Ambit	Gas
<b>Virginia</b>	Viridian Energy PA, LLC	Viridian Energy	Gas

**Exhibit B-3**

**Liabilities and Investigations**

For the Applicant, affiliate, predecessor of the applicant, or any principal officer of the applicant, describe all existing, pending or past rulings, findings, contingent liabilities, revocation of authority, regulatory investigations, judicial actions, or other formal or informal notices of violations, or any other matter related to competitive services in Ohio or equivalent services in another jurisdiction.

Company: U.S. Gas & Electric, Inc. , Energy Services Providers, Inc.

State: MD

On May 15, 2019, the Technical Staff of the Maryland Public Service Commission (“PSC”) filed a complaint against Energy Services Providers, Inc. d/b/a Maryland Gas & Electric and U.S. Gas & Electric, Inc. d/b/a Maryland Gas & Electric (collectively, the “Company”) alleging that the Company had violated Maryland law governing retail suppliers’ activities, and specifically citing 33 consumer complaints received in 2018. On June 18, 2019, Company filed an answer and response with the PSC and on July 12, 2019, the PSC delegated the matter to the Public Utility Law Judge (“PULJ”) for review. The PULJ broadened the scope to all consumer complaints filed with the PSC from January 2016 – June 2019. The procedural schedule was suspended on April 7, 2020 and the parties will file a status update by June 7, 2020.

Company: Public Power, LLC

State: CT

In December 2019, the Public Utilities Regulatory Authority (“PURA”) requested a review of Public Power’s compliance with billing, marketing and licensing requirements. Public Power has been issued and responded to several interrogatories focused on Public Power’s marketing efforts, which for Public Power is largely limited to online enrollments.

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

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**Case No(s). 11-2410-GA-CRS**

Summary: In the Matter of the Application of Cincinnati Bell Energy LLC