



Buckeye Energy Brokers, Inc.

PUCO Certificate: 00-002E

PUCO Certificate: 00-006G

66 East Mill Street

Akron, Ohio 44308

(330) 730-4338

Chief of Docketing
Public Utilities Commission of Ohio
180 East Broad St. 13th Floor
Columbus, Ohio 43215-3793

RE: Electric Governmental Aggregator Renewal Application Case Number 10-872-EL-GAG

Bethlehem Township is pleased to submit its renewal application for electric governmental aggregator. The original application was docketed as case number 10-872-EL-GAG.

Should you have any questions or additional needs, please call me at (330) 730-4338.

Sincerely,

Thomas M. Bellish
President

Attachment

Buckeye Energy Brokers, Inc.

Services

Deregulated Energy

- Consulting
- Aggregation
- Procurement

Benefits

- Buying Leverage
- Risk Mitigation
- Budget Predictability
- Cost Control
- Best Combination of Term, Service & Pricing Available

Proven Expertise

- PUCO Certified
- Customized Energy Management Solutions
- Municipal Aggregation
- Governmental Procurement Programs
- Procedure Management & Procurement Consulting
- Daily Trend Analysis of Energy Markets
- Ohio Brokers Serving Ohio Clients



Public Utilities Commission

Competitive Retail Electric Service (CRES)
Governmental Aggregator Application

Case Number: 10 0872 -EL-GAG

Please complete all information. Identify all attachments with a label and title (example: Exhibit B-2 Operation and governance plan). For paper filing, you can mail the original and three complete copies to the Public Utilities Commission of Ohio, Docketing Division, 180 East Broad Street, Columbus, Ohio 43215-3793.

A. Application Information

A-1. Applicant's legal name and contact information.

Provide the name and contact information of the business entity.

Legal Name: Bethlehem Township
Street Address: P.O. Box 161
City: Navarre State: Ohio Zip: 44662
Telephone: (330) 756-9207 Website: bethtwp.com

A-2. Contact person for regulatory matters.

Name: Thomas M. Bellish
Street Address: 66 East Mill Street
City: Akron State: Ohio Zip: 44308
Telephone: (330) 730-4338 Email: tb@buckeyeenergybrokers.com

A-3. Contact person for PUCO Staff use in investigating consumer complaints.

Name: Thomas M. Bellish
Street Address: 66 East Mill Street
City: Akron State: Ohio Zip: 44308
Telephone: (330) 730-4338 Email: tb@buckeyeenergybrokers.com

A-4. Applicant's address and toll-free number for customer service and complaints.

Street Address: 66 East Mill Street
City: Akron State: Ohio Zip: 44308
Toll-free
Telephone: (866) 302-2237 Email: tb@buckeyeenergybrokers.com

B. Managerial Capability

Provide a response or attachment for each of the sections below.

B-1. Authorizing Ordinance.

Provide a copy of the adopted ordinance or resolution authorizing the formation of a governmental aggregation program pursuant to Sections 4928.20(A), 4929.26, and/or 4929.27 of the Ohio Revised Code.

B-2. Operation and governance plan.

Provide a copy of the applicant's plan for operation and governance of its aggregation program adopted pursuant to Section 4928.20(C), 4929.26(C), and/or 4929.27(B) of the Ohio Revised Code and in accordance with 4901:1-21-16 and/or 4901:1-28-03 of the Ohio Administrative Code.

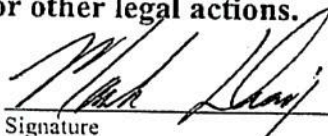
B-3. Opt-out disclosure notice.

Provide a draft copy of the opt-out notice that provides or offers automatic aggregation services in accordance with Sections 4928.20(D) or 4929.26(D) of the Ohio Revised Code and in accordance with 4901:1-21-17 and/or 4901:1-28-04 of the Ohio Administrative Code. The applicant must file the finalized opt-out notice in the certification case docket no more than 30 days and not less than ten days prior to public dissemination.

B-4. Experience and plans.

Describe in detail the applicant's experience and plan for providing aggregation services, including contracting with consultants, broker/aggregators, retail natural gas suppliers and/or retail generation providers, providing billing statements, responding to customer inquiries and complaints, and complying with all applicable provisions of Commission rules adopted pursuant to Section 4929.22 and/or 4928.20 of the Ohio Revised Code.

As authorized representative for the above company/organization, I certify that all the information contained in this application is true, accurate and complete. I also understand that failure to report completely and accurately may result in penalties or other legal actions.


Signature

4/20/22
Date

Truster
Title

Competitive Retail Electric Service Affidavit

County of Stark :

State of Ohio :

Mark Dearing

, 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 sayeth naught.

Mark Ray
Signature of Affiant & Title



Sworn and subscribed before me this 20th day of April, 2022
Month Year

Jody A. Matics
Signature of official administering oath

Print Name and Title

JODY A. MATICS
Notary Public, State of Ohio
My Commission Expires 03-04-2024

My commission expires on _____

Exhibit B-1

“Authorizing Ordinance”

January 29, 2010

Distribution
Journal
Proc. No. 00153
County Auditor
File

2010 FEB - 8 PM 2:20

RECEIVED

**RESOLUTION AUTHORIZING ALL ACTION NECESSARY TO
EFFECT A GOVERNMENT ELECTRICITY AGGREGATION
PROGRAM WITH OPT-OUT PROVISIONS, PURSUANT TO OHIO
REVISED CODE § 4928.20 AND DIRECTING THE STARK
COUNTY BOARD OF ELECTIONS TO SUBMIT A BALLOT
QUESTION TO THE ELECTORS OF THE UNINCORPORATED
TERRITORY OF THE TOWNSHIP**

The board of trustees of Bethlehem Township, Stark County, Ohio, met in Regular session on the 2 day of February 2010, with the following members present.

Ronald L. Wendling
David Requa
Jim M. Mullen

Mr. Requa moved the adoption of the following resolution:

WHEREAS, this the Ohio General Assembly has enacted electric deregulation legislation (Am. Sub. S.B. No. 3) which authorizes townships, among others, to aggregate the retail electrical loads located in the respective jurisdictions and to enter into service agreements to facilitate for those loads the purchase and sale of electricity; and,

WHEREAS, the township may exercise such authority jointly with other authorized counties, townships, or municipal corporations; and,

WHEREAS, this board seeks to establish a governmental aggregation program with opt-out provisions pursuant to R.C. § 4928.20 (the Aggregation Program), for residents, business and other electric consumers in the unincorporated territory of the township and in conjunction jointly with any other municipal corporation, township, county or other political subdivision of the state of Ohio, as permitted by law;

NOW, THEREFORE, BE IT RESOLVED by the board of trustees of Bethlehem Township, Stark County, Ohio, that:

1. This board finds, and hereby determines, that it is in the best interests of the township, its residents, individual, business, and other electric consumers located within the unincorporated territory of the township to establish the Aggregation Program in the unincorporated territory of the township.

2. Provided that this resolution and the aggregation program is approved by the electors of the unincorporated territory of the township pursuant to Section 3 of this resolution, the township is hereby authorized to aggregate in accordance with R.C. § 4928.20, the retail electric loads located within the unincorporated territory of the township, and, for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of electricity. This board may exercise such authority jointly with any other municipal corporation, township or county or other political subdivision of the state of Ohio to the full extent permitted by law. The aggregation will occur automatically for each person owning, occupying, controlling, or using an electric load center proposed to be aggregated and will provide for the opt-out rights described in Section 4 of this resolution.

3. The Board of Elections of Stark County, Ohio is hereby directed to submit the following question to the electors of the unincorporated territory of the township at the primary election on May 4, 2010.

Shall the board of trustees of Bethlehem township have the authority to aggregate the retail electric loads located in the unincorporated territory of the township, and for that purpose, enter into service agreements to facilitate for those loads, the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

The fiscal officer is instructed to file forthwith a certified copy of this resolution and the proposed form of the ballot question with the Stark County Board of Elections not less than seventy-five days prior to the primary election. The aggregation program shall not take effect unless approved by a majority of the electors voting upon this resolution and the aggregation program provided for herein at the election held pursuant to this Section 3 and R.C. § 4928.20.

4. Upon approval of a majority of the electors voting on the ballot question at the primary election provided for in Section 3 of this resolution, this board, singly, or jointly with any other political subdivision, may develop a plan of operation and governance for the aggregation program. Before adopting such plan, this board shall hold at least two public hearings on the plan. Before the first hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the township. The notice shall summarize the plan and state the date, time, and location of each hearing. No plan adopted by this board shall aggregate the electric load of any electric load center within the unincorporated territory of the township unless it in advance clearly discloses to the person owning, occupying, controlling, or using the load center that the person will be enrolled automatically in the aggregation program and will remain so enrolled unless the person affirmatively elects by a stated procedure not to be so enrolled. The disclosure shall state prominently the rates, charges, and other terms and conditions of enrollment. The stated procedure shall allow any person enrolled in the aggregation program the opportunity to opt out of the program every two years, without paying a switching fee. Any such person who opts out of the aggregation program pursuant to the stated procedure shall default to the standard service offer provided under

division (A) of R.C. § 4928.14 or division (D) of R.C. § 4928.35 until the person chooses an alternative supplier.

5. It is hereby found and determined that all formal actions of the board concerning and relating to the passage of this resolution were taken in an open meeting of the Board of Trustees of Bethlehem Township, Stark County, Ohio, and that all deliberations of this board and any of its committees that resulted in such formal action were meetings open to the public in compliance with law.

Mr. Wendling seconded the motion.

Upon roll call the vote was as follows:

Mr. Wendling yes

Mr. Regula yes

Ms. Manack yes

ADOPTED: February 2, 2010

STATE OF OHIO :

:ss

CERTIFICATE

STARK COUNTY :

I, Terry L. Selbert, clerk of the board of trustees of Bethlehem Township, Stark County, Ohio, do hereby certify that the foregoing resolution is a true and accurate copy of the same as adopted by the board.

Terry L. Selbert
Terry L. Selbert, Clerk

Bethlehem Township Board of Trustees
Resolution

Number 2010-33

A RESOLUTION AUTHORIZING THE ADOPTION OF AN ELECTRIC POWER
AGGREGATION PLAN OF OPERATION AND GOVERNANCE FOR BETHLEHEM
TOWNSHIP, STARK COUNTY, OHIO

WHEREAS, the electorate of Bethlehem Township has previously authorized the Township to determine the best policy for the community's residents relating to electric power aggregation; and

WHEREAS, the Board of Trustees of Bethlehem Township has previously authorized an agreement with First Energy Solutions to provide a contract for electric services and has held two public hearings on the Plan of Operations and Governance;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Bethlehem Township, Stark County, Ohio, that:

Section 1: The Board of Trustees of Bethlehem Township hereby adopts an Electric Power Aggregation Plan of Operation and Governance for the Township of Bethlehem pursuant to PUCO regulations.


Section 2: A copy of said Plan is hereby attached and marked as "Exhibit A" and is made part of this resolution.

Section 3: This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety and welfare for the reason that immediately adopting the Bethlehem Township Electric Power Aggregation Plan of Operation and Governance for the Bethlehem Township electric aggregation program will allow consumers to reduce their electric bills at the earliest possible time, and provided the resolution receives the affirmative vote of two-thirds of the members elected to the Board of Trustees, it shall take effect and be in force from and after the earliest time allowed by law.

Bethlehem Township Board of Trustees

Date: June 15, 2010


Ronald L. Wendling, President


David Regula


Lori L. Manack

NOTICE OF PUBLIC HEARINGS

NOTICE is hereby given that pursuant O.R.C. Section 4928.20 (C) that Bethlehem Township will hold two separate public hearings on the Bethlehem Township Electric Power Aggregation Plan of Operation and Governance on June 15, 2010 at 3:00 p.m. and 6:00 p.m. at the Bethlehem Township town hall.

The Bethlehem Township Electric Power Aggregation Plan of Operation and Governance describes the policies and procedures by which Bethlehem Township will carry out its municipal electric aggregation program. It includes those policies and procedures which relate to rates and customer service.

If you have any questions you may call Bethlehem Township between the hours of 7:00 a.m. and 3:00 p.m. at 330-756-9207.

Lori Manack
Township Trustee
Bethlehem Township, Ohio

Published in the Canton Repository on June 2 & June 9, 2010

Exhibit B-2

“Operation & Governance Plan”

ELECTRIC AGGREGATION PROGRAM BETHLEHEM TOWNSHIP, OHIO

PLAN OF OPERATION AND GOVERNANCE



Buckeye Energy Brokers, Inc.

For additional information contact:

Thomas M. Bellish, President
Buckeye Energy Brokers, Inc.
66 East Mill Street
Akron, Ohio 44308
Buckeyeenergybrokers.com
(330) 730-4338

Table of Contents

	<u>Page</u>
1. Purpose of Electric Aggregation Program	1
2. The Process for Municipal Aggregation	1
3. Terms and Conditions of Enrollment	
3.1. Rates	2
3.2. Charges	2
3.3. Switching Fees	2
3.4. Terms	2
3.5. Opt-Out Disclosure	3
4. Policies for Customers Moving Into/Out of the Municipality	3
5. Billing Procedures	3
6. Procedures for Handling Customer Complaints	4
7. Rights and Responsibilities of Program Members	
7.1. Universal Access to Aggregation Program	4
7.2. Dispute Resolution	4
7.3. Bill Payment	5
7.4. Leaving the Aggregation Program	5
8. Reliability of Power Supply	5
9. Supplier Qualification Selection Criteria	5
10. Funding the Aggregation Program	6
11. Maintenance and Reporting of the Aggregation Program	6
12. Professional Assistance	6

1. Purpose of Electric Aggregation Program

This aggregation plan has been developed in compliance with Ohio Revised Code, Section 4928.20 regarding governmental aggregation of electric service. Bethlehem Township ("the Township") Aggregation Program ("Program") seeks to aggregate the retail electric loads of consumers located in the Township to negotiate the best rates for the generation supply of electric power. It has the potential to combine residential, commercial and industrial customers into a buying pool that will be attractive to third party suppliers (Suppliers). Participation in the Program is voluntary. Any individual customer (Member) has the opportunity to decline to be a member of the aggregation program and to return to the Ohio Edison standard offer of service or to enter into a power supply contract with any competitive retail electric supplier. This Plan of Operation will not be adopted until two public hearings are held in accordance with section 4928.20 (C) of the Ohio Revised Code.

2. The Process for Municipal Aggregation

The process of governmental aggregation is set forth in Ohio Revised Code section 4928.20. The section defines opt-in aggregation that may be enacted by a governmental entity. Under the opt-out aggregation provisions, all electric consumers within the Township will be automatically included in the Program. However, such customers will be given prior notice entitling them to affirmatively elect not to be part of the Program. These customers can opt-out during a 21-day period after the election. A similar opt-out period will be offered every two years during which Members can leave the Township's aggregation pool without paying a switching fee.

All eligible load centers within the Township will be automatically enrolled in the aggregation program. However, for commercial and industrial customers with a peak load demand of 200 kW or greater, special metering data may need to be furnished to alternate suppliers to receive a price offer. In addition, only accounts with "shoppable" rate codes, as defined by FirstEnergy Corporation may participate in the Program.

The Supplier and Ohio Edison will identify those customers in the Township who have not opted out, who have not renewed their special rate contracts, who are not on the Percentage of Income Payment Plan (PIPP) and who are not on FirstEnergy's "Opt-Off Marketing List." These customers will be transferred to the Supplier selected by the Township and enrolled over the period of one month. Ohio Edison shall notify each transferred customer of the transfer with its last bill for standard offer service. Service under the new Supplier shall begin at the start of the billing period following the transfer.

3. Terms and Conditions of Enrollment

3.1 Rates

The Township shall receive proposals from electric suppliers using a competitive selection process. The request for proposals shall require the suppliers to offer a generation charge for each customer class, load grouping or other appropriate category that is lower than the standard offer from Ohio Edison. Members will not be switched unless a supplier can be found offering prices less than the respective member shopping credits. The prices to be charged to Members in the Program will be set by the Township after negotiations with the selected Supplier. Members were notified of the rates and terms of the Program through the local newspaper, local Cable TV Channels and the Township's web site. Opt-out forms will be docketed with the PUCO 10 days prior to mailings.

3.2 Charges

FirstEnergy will continue to bill for Federal Phase I Clean Air Act Compliance, Late Payment, Electric Fuel Component and Monthly Service Fee, etc. These charges apply whether a Member switches or not. Switching generation suppliers will not result in any new charges.

3.3 Switching Fees

At the present time, FirstEnergy is requiring a per customer switching fee for those customers who voluntarily remain in a government aggregation program and are switched to an alternate Supplier. The Township's Request for Proposal (RFP) was written to require the selected Supplier to pay for the group's switching fee.

3.4 Terms

The aggregation program is designed to reduce the amount consumers pay for electric energy. The Township will not buy and resell the power to the participants of the program. Instead, the Township will competitively bid and negotiate a contract with a competitive retail electric supplier to provide firm, all-requirements generation service to the members of the aggregation program.

Customers who meet the following criteria will become members of the aggregation program:

- Are up to date with their bill payment;
- Have not Opted-out of the program;
- Are not on the Percentage of Income Payment Plan (PIPP); and
- Have a shoppable rate code.

3.5 Opt-Out Disclosure

The Township is using an Opt-out form of Governmental Aggregation pursuant to section

4928.20 of the Ohio Revised Code. The Township will disclose to the person owning, occupying or using the load center that the person will be enrolled automatically in the aggregation program and will remain so enrolled unless the person affirmatively elects by the following procedure not to be so enrolled. Any such person that opts out of the aggregation program pursuant to stated procedure shall default to the standard service offer provided by FirstEnergy until the person chooses an alternative supplier.

Procedure:

1. The Township distributed the Opt-Out Form (refer to Exhibit A-4 "Automatic Aggregation Disclosure");
2. Recipients have 21 days to notify the Township; and
3. The Township will exclude those opting out from the Program.
4. Customers will receive written notification from FirstEnergy Corp. stating that they are about to be switched and have 7 days if they wish to rescind the contract.

4. Policies for Customers Moving Into/Out of the Municipality

Members who have left the Program, or who have moved into the Township, may contact the Township or its Supplier at any time to obtain enrollment information. There is however, no guarantee that customers opting-in at a later date will receive the same price, terms and conditions as did the initial participants. Suppliers are unable to hold price offerings for an unlimited amount of time, and if the Township asks for such a requirement, the price offering received from suppliers will be higher to reflect the greater risk.

Customers may opt out of the Program at no charge within a 21-day period following passage of the ballot. Two public hearings will be held shortly after the ballot to discuss the plan of operation and the process for opting-out. Customers who provide the required opt-out notice will remain customers of Ohio Edison until such time as they select a different generation provider. A similar period in which customers can opt-out of the Program without charge will be offered every two years.

5. Billing Procedures

The Township will utilize the coordinated billing services of FirstEnergy and the selected Supplier. We anticipate residential customers will receive a single bill from FirstEnergy that itemizes among other things, the cost of generation provided by the selected supplier. In some instances, dual billing will be used for commercial and industrial group members. In these instances, one bill will be sent from the Supplier and one will be sent from FirstEnergy for their respective services.

6. Procedures for Handling Customer Complaints

Members will have multiple means of addressing complaints. As a general rule, concerns regarding service reliability should be directed to Ohio Edison or CEI as appropriate, questions

regarding the Program administration should go to the Township, and any unresolved disputes should be directed to the Public Utilities Commission of Ohio and/or The Ohio Consumers Council. Listed below is a table of toll-free numbers for members to call for assistance.

Nature of Complaint	Contact	Phone Number
Power interruptions or outages	Ohio Edison/CEI	1-800-633-4766/1-800-589-3101
Power turn on/off	Ohio Edison/CEI	1-800-633-4766/1-800-589-3101
Billing disputes	Ohio Edison/CEI	1-800-633-4766/1-800-589-3101
Joining/Leaving Program	Supplier	
Program Regulatory Questions	Buckeye Energy Brokers	1-866-302-2237
Unresolved Disputes	Public Utilities Commission	1-800-686-7826
Unresolved Disputes	Ohio Consumers Council	1-877-742-5622

7. Rights and Responsibilities of Program Members

7.1 Universal Access to Aggregation Program

"Universal access" is a term derived from the traditional regulated utility environment in which all customers desiring service receive that service. For the purposes of this Program this will mean that all existing customers within the Township borders shall be eligible for service from the contracted supplier under the terms and conditions of the supply contract. It is a goal of the Program to provide the basis for aggregation of all Members on a non-discriminatory basis.

Service under the Program shall include all customer classes in adherence with universal service principles and requirements, and the traditional non-discriminatory practices of local government. Contracts with all Suppliers shall contain provisions to maintain these principles and equitable treatment of all customer classes.

Existing customers in the Township currently receiving electric power through an Affinity Group offer or other similar mechanism will become members of the Program. Those members wishing to rejoin their group will need to Opt-out of the Program. Residents who are currently PIPP customers are not eligible to become Program Members.

7.2 Dispute Resolution

Members should make all efforts to address complaints or concerns in accordance with the guidance provided in section 6.0 "Procedures for Handling Customer Complaints" of this plan. If Members are unable to resolve their concerns through these channels, they may contact the Public Utilities Commission of Ohio (1-800-686-7826) or the Ohio Consumers Council (1-877-742-5622) for additional assistance.

7.3 Bill Payment

Members are required to remit and comply with the payment terms of FirstEnergy and/or their supplier if dual billing is used. This Program will not be responsible for late or no payment on the part of any of its members. Collection and credit procedures remain the responsibility of FirstEnergy, the selected Supplier and the individual Member.

7.4 Leaving the Aggregation Program

Members who wish to opt-out of the program may do so:

1. During the program's initial 21-day opt-out period;
2. Every two years without paying a switching fee; and
3. At any other time, but may be required to pay a switching fee

8. Reliability of Power Supply

The Program will only effect the generation source of power. Ohio Edison will continue to deliver power through their transmission and distribution systems. Responsibility for maintaining system reliability continues to rest with the local utility. If Members have service reliability problems they should contact Ohio Edison for repairs. The PUCO has established "Minimum Reliability Standards" for all utilities operating distribution systems in Ohio. Customer outages, duration of outages, interruptions, etc., will be monitored to ensure reliability remains at satisfactory levels.

In addition to maintaining the "wires" system, Ohio Edison is required to be the "Provider of Last Resort." This means, should the selected supplier fail for any reason to deliver any or all of the electricity needed to serve the Members needs, Ohio Edison will immediately provide for the shortfall. Ohio Edison would then bill the supplier for the power provided on their behalf. The Members would incur no additional cost.

9. Supplier Qualification Selection Criteria

Only Suppliers meeting strict criteria will be considered. The selected Supplier will need own generating facilities or be directly affiliated with a utility that does. Suppliers will need to be certified by the Public Utilities Commission of Ohio and registered with FirstEnergy Corporation to do business in their service territory. Both the certification and registration ensure that Suppliers are managerially, technically, and financially competent to perform the services they offer.

The successful bidder shall also demonstrate its creditworthiness by possessing an investment grade long-term bond ratings from at least two of the following rating agencies:

Standard & Poors	BBB or Higher
Moody's Investors' Services	Baa3 or Higher

10. Funding the Aggregation Program

The primary expenses of the Program are expected to be publication of notices, written notification to customers, switching fees due to Ohio Edison, regulatory fees and registration with the Public Utilities Commission of Ohio. Except, possibly, for the initial notification of customers, these expenses and administrative fees will be the responsibility of the selected Supplier.

11. Maintenance and Reporting of the Aggregation Program

The Township will rely on its consultant Buckeye Energy Brokers, Inc. to monitor and report on a quarterly basis. Buckeye Energy will track the performance of the selected Supplier, report on estimated savings and provide an analysis of current and future market conditions. Reports will be provided to the Township. Members wishing to view the reports should make arrangements to do so by contacting the Township Administration during normal working hours.

12. Professional Assistance

Due to the complexity of deregulation of the electric utility industry, the Township will consult with and obtain the necessary expertise to represent and administer the Program. The Township has contracted with Buckeye Energy Brokers, Inc. to provide energy consulting services.

Exhibit B-3

“Opt-Out Disclosure Notice”

Certification Application For Electric Governmental Aggregators

The Opt-out Notice will be drafted in conjunction with the Bethlehem Township, the selected Program Supplier and Buckeye Energy Brokers. Buckeye Energy Brokers will also verify the accuracy of the list by using several means, such as, maps, Bethlehem Township records, electric service lists, etc. Members will have a 21-day period to opt-out by returning a post card to the selected supplier or calling their toll-free number.

The Bethlehem Township will provide a letter to the supplier authorizing the supplier to obtain the list of Eligible Customers from the Local Utility and will be relying on the Local Utility to provide an accurate list of eligible customers. Buckeye Energy Brokers and the selected Program Supplier will use that list and remove customer records that have returned opt-out forms or are PIPP customers or have non-“shoppable” rate codes. This data would be the final basis for the Bethlehem Township’s pool of customers and would be turned over to the selected Program Supplier to facilitate switching.

The Local Utility shall notify each affected Member of the pending transfer through a 7-day right of rescission letter. Service under the new Program Supplier shall begin at the start of the billing period following the transfer. Service under the Program shall include all customer classes in adherence with universal service principles and requirements, and the traditional non-discriminatory practices of local government. Contracts with all Suppliers shall contain provisions to maintain these principles and equitable treatment of all customer classes.

Customers who meet the following criteria will become members of the aggregation program:

- Are up to date with their bill payment;
- Have not opted-out of the program;
- Have generation and distribution service with the Local Utility;
- Are offered pricing for their rate code;
- Have less than 300kW peak demand in last 12 months;
- Have a “shoppable” rate code defined by the Local Utility;
- Have not exercised their right of rescission;
- Are not on the Percentage of Income Payment Plan (PIPP); and
- New Members may opt-in to the Program upon contract expiration with an alternate supplier. These Members will need to contact the Program Supplier for enrollment information. The Program Supplier has a right of refusal in accordance with Section 8 of this plan.

A draft Opt-out Notice is shown on the next page. The final Opt-out Notice will include the items enumerated in Administrative Code 4901:1-21-17 Opt-out Disclosure Requirements as shown in Exhibit A-4.

Certification Application For Electric Governmental Aggregators

Bethlehem Township
ELECTRIC AGGREGATION PROGRAM

<Date>

«REFERENCEID»
«FULLNAME»
«MAA»
«CITY» «ST» «ZIP»

Dear Electric Customer,

The Bethlehem Township is providing you with the opportunity to join with other residents and businesses to save money on the electricity you use. Savings are possible through a concept called government aggregation, where local government officials bring together citizens to gain group buying power for the purchase of electricity from a retail electric generation provider certified by the Public Utilities Commission of Ohio. Your municipality's voters approved this program in November 2007.

During the past few months, we researched options for competitive electricity pricing for you. We have chosen _____, to provide you with electric generation – or the competitive portion of your electric bill – for at least a _____-year term starting <Date>. There is no cost for enrollment and you will not be charged a switching fee. You do not need to do anything to participate.

As a member of this program, you are guaranteed to save _____ percent on your electric supply. This percentage discount will be taken off your "generation shopping credit," which will appear on your electric bill after you have been enrolled in the government aggregation program or can be obtained by calling 1-_____. The generation shopping credit — which varies each month depending on your usage — represents the amount credited to you if you switch to an alternative supplier.

To estimate what your savings per kilowatt-hour will be by joining this program, locate your price-to-compare on your electric bill. The price-to-compare will help determine the money you'll save by switching to another energy supplier. Multiply your price to compare by .0x (x%) to estimate how much you'll save per kilowatt-hour each month on electric supply.

You'll see your electric savings from _____ after your enrollment has been completed and your switch has been finalized. Of course, you are not obligated to participate in the electric government aggregation program. You have until <Date> to return the attached "opt-out" form if you wish to be excluded from the electric government aggregation program and remain a full-service customer of your local utility. **You must return the attached "opt-out" form if you don't wish to participate.** If you don't opt out at this time, you will receive a notice at least every two years asking if you wish to remain in the program. If your switch back to your local utility, you may not be served under the same rates, terms and conditions that apply to other customers served by the local utility.

WARNING: If you are already in contract with a competitive retail electric service provider you may incur a contract termination fee or other charges if you fail to opt out of the aggregation.

After you become a participant in this government aggregation program, your local utility will send you a letter confirming your selection of _____ as your electric generation provider. As required by law, this letter will inform you of your option to cancel your contract within seven days of its postmark. To remain in the government aggregation program, you don't need to take any action when this letter arrives.

Certification Application For Electric Governmental Aggregators

In Ohio's electric environment, your local electric utility will continue to maintain the system that transmits and delivers power to your home. You won't see any new poles or wires, and you will continue to receive a single, easy-to-read bill from your electric operating company. The only thing you'll notice is savings.

If you have any questions, call _____ toll-free at 1-_____, Monday through Friday, _____ a.m. to _____ p.m.

Sincerely,

The Bethlehem Township

P.S. Remember to return the opt-out form only if you do not want to participate in the electric government aggregation program.

OPT-OUT FORM – ELECTRIC GOVERNMENT AGGREGATION PROGRAM

By returning this signed form, you will be excluded from the opportunity to join with other residents and businesses in the Electric Government Aggregation Program.

I wish to opt out of the Electric Government Aggregation Program.

☐

Service address (city, state and zip): _____

Phone number: _____

Account holder's
signature: _____ Date: _____

Mail by <Date> to: Electric Government Aggregation Program, <Address>

Exhibit B-4

“Experience & Plans”

Governmental Aggregation Filing

The Township of Bethlehem has a wealth of experience in negotiating, contracting and providing for common services to the Township residents. Some examples of experience as a service provider are:

1. Electric Generation “Opt-Out” Governmental Aggregation Program
2. Water Service
3. Police & Fire Services
4. Parks and Recreation

The Board of Trustees and Township Staff routinely negotiate for services and supplies that benefit the residents of Bethlehem. However, due to the complexity of governmental aggregation, the Township will rely on the services of Buckeye Energy Brokers, Inc. to assist them in designing, implementing and maintaining the Program. Buckeye Energy Brokers is a PUCO certified (00-002(9)) Electric Aggregator and Broker in the State of Ohio and a PUCO certified (02-006G(9)) Natural Gas Aggregator and Broker in the State of Ohio. They have experience working with over 200 buying groups in Pennsylvania, New Jersey, Maryland and Delaware.

Contractual Arrangements for Capability Standards: If the applicant is relying upon contractual arrangements with a third-party(ies) to meet any of the certification requirements, the applicant must provide with its application all of the following:

- Bethlehem is contracting with the following consultant to provide third party assistance:

Buckeye Energy Brokers, Inc.
66 East Mill Street
Akron, Ohio 44308
(330) 730-4338

- The Township of Bethlehem has contracted with Buckeye Energy Brokers, Inc. to assist the Township in designing, implementing and maintaining its aggregation program.
- Below is a detailed summary of services being provided:
 - Broker shall provide energy related Services, including but not limited to the following:
 - Volume data collection and verification
 - Energy savings estimates
 - Energy buying consultation
 - Write customized Request for Proposal (RFP)
 - All contact with potential energy suppliers
 - Release all necessary client information to switch energy suppliers
 - Pre-qualify any energy suppliers wishing to bid on the RFP
 - Contract negotiation and closing with selected supplier
 - Monitor energy cost savings with quarterly reports.

Governmental Aggregation Filing

The Township will utilize the coordinated billing services of the Local Utility and the selected Supplier. It is anticipated that all Members will receive a single bill from the Local Utility. Members will maintain or choose options that include: budget billing, automatic payments and Internet payment.

Governmental Aggregator's Customer Service Procedures and Dispute Resolution

Members will have multiple means of addressing complaints. As a general rule, concerns regarding service reliability and billing should be directed to the Local Utility. They continue to read meters handle billing and generally have the most information about a customer's account. Questions regarding the Program administration should go to Buckeye, and any unresolved disputes should be directed to the Public Utilities Commission of Ohio. Listed below is a table of toll-free numbers for members to call for assistance.

Nature of Complaint	Contact	Phone Number
Service interruptions or emergencies	Ohio Edison	1-800-633-4766
Service turn on/off	Ohio Edison	1-800-633-4766
Billing disputes	Ohio Edison	1-800-633-4766
Joining/Leaving Program	(Supplier)	
Aggregation Program Questions	Buckeye Energy Brokers	1-866-302-2237
Unresolved Disputes	Public Utilities Commission	1-800-686-7826
Unresolved Disputes	Public Utilities Comm. TDD/TTY	1-800-686-1570

If a dispute cannot be resolved, legal action involving any and all disputes arising under or relating to this Program may be brought in a court of the State of Ohio or a Federal District Court. This program shall be interpreted according to the laws of the State of Ohio.

The Township shall receive proposals from Electric suppliers using a competitive selection process. The Request For Proposal ("RFP") shall require the suppliers to offer a electric rate for each customer class, load grouping or other appropriate category. It is the responsibility of each Member to compare the rate with others and decide accordingly. The prices to be charged to Members in the Program will be set by the Township after negotiations with the selected Supplier. Members will be notified of the rates and terms of the Program as part of the opt-out process, through a direct mailing sent to each resident and business within the Township limits in accordance with Section 4929.22 of the Revised Code and contained in Chapter 4901:1-29 of the Administrative Code.

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

6/3/2022 11:46:07 AM

in

Case No(s). 10-0872-EL-GAG

Summary: Application for recertification electronically filed by Mr. Thomas M.
Bellish on behalf of Bethlehem Township