

DIS Case Number: 14-1903-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: Eligo Energy OH LLC

Country: United States

Phone: 8887448125 **Extension (if
applicable):**

Street: 201 W LAKE ST. STE 151

Website (if any): www.eligoenergy.com

City: CHICAGO

Province/State: IL

Postal Code: 60606

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
Eligo Energy OH, LLC	Official Name	201 W LAKE ST STE 151 CHICAGO, IL 60606	Yes	Link

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
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A-5. Contact person for regulatory matters



Public Utilities Commission

Alexander Rozenblat
201 West Lake Street STE 151
Chicago, IL 60606
US
regulatory@eligoenergy.com
3122160968

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

Sara Erfani
201 West Lake Street
Chicago, IL 60606
US
complaints@eligoenergy.com
8887448125

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

Phone: 888-744-8125	Extension (if applicable):	Country: United States
Fax:	Extension (if applicable):	Street: 201 W. Lake St., Ste. 151
Email: customerservice@eligoenergy.com		City: Chicago
		Province/State: IL
		Postal Code: 60606

A-8. Applicant's federal employer identification number

46-0933343

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
CenterPoint Energy 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: 05-01-2018

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
Alexander Rozenblat	regulatory@eligoenergy.com	General Counsel	201 West Lake Street STE 151 Chicago, IL 60606 US

A-13. Company history

Eligo Energy OH, LLC ('Eligo') is an affiliate retail energy provider of its parent company Eligo Energy, LLC. Eligo is currently licensed as a retail energy supplier in Ohio. Eligo and its affiliates have been supplying electricity to commercial and residential customers since 2013. Eligo is a licensed natural gas supplier in some states, such as Ohio, Michigan, Maryland, and Pennsylvania. Eligo plans to utilize its electricity supply platform and customer base to supply natural gas in many of its service territories. Eligo engages in wholesale electricity and natural gas purchases with our current credit and supply facility for retail sales to residential and small commercial customers.

Eligo's management team is comprised of entrepreneurs who have been successful in other endeavors, as well as veterans of the energy industry and will also be engaging the services of experienced vendor partners. At this point, Eligo's founders and key employees have been with the company since 2012. Eligo currently has approximately 60 internal staff members that represent the technical, customer service, legal, regulatory and compliance, accounting, marketing and sales departments.

A-14. Secretary of State

Secretary of State Link: <https://businesssearch.ohiosos.gov?=businessDetails/2131074>

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: Matthew Thomas
9435 WATERSTONE BLVD, SUITE 140
CINCINNATI, OH 45249
US
regulatory+oh@eligoenergy.com
5134074017

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..

Jurisdiction of Operation: Eligo Energy OH, LLC ('Eligo' or 'Applicant') provides a list where either it or its affiliates, at the date of filing the renewal application, are certified, licensed, registered, or otherwise authorized to provide retail or wholesale electric services including aggregation services.

Presently Active Electricity and/or Gas Supplier and/or Broker

- Eligo Energy OH, LLC (OH)
- Eligo Energy IL, LLC (IL)
- Eligo Energy MD, LLC (MD)
- Eligo Energy DC, LLC (Washington DC)
- Eligo Energy NY, LLC (NY)
- Eligo Energy PA, LLC (PA)
- Eligo Energy CT, LLC (CT)
- Eligo Energy NJ, LLC (NJ)
- Eligo Energy MI, LLC (MI)



Public Utilities Commission

- Eligo Energy MA, LLC (MA)
- Eligo Energy TX, LLC (TX)
- Eligo Energy ME, LLC (ME)
- Eligo Energy NH, LLC (NH)
- Phoenix Energy Group, LLC (NY)

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.

Application Experience and Plan Description: 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.

ELIGO Energy, LLC ('Eligo'), the parent, with offices in Chicago, is a competitive retail Energy Supply Company (ESCO). The Company was established to capitalize on the market opportunity brought about by the deregulation of the energy industry. The company is currently operating as an ESCO in more than 10 jurisdictions and has been supplying electricity and/or natural gas in Ohio since 2013. Eligo serves thousands of customers across these jurisdictions and has at least 7 years of experience in contracting with customers, providing contracted services, providing billing statements, and responding to customer inquiries and complaints. Eligo is licensed as a natural gas supplier in Ohio, Maryland, New Jersey, Pennsylvania, and Michigan. The company offers a variety of product options including variable rates, capped variable rates, fixed rates and renewable products, allowing them to meet the unique needs of each of its customer types.

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..

Liability and Investigations Disclosures: On August 4, 2022, Eligo Energy MA, LLC, an affiliate of the Applicant, entered into an informal remedial plan with the Massachusetts Department of



Public Utilities Commission

Public Utilities Delegated Commissioner ('Delegated Commissioner') to resolve an informal investigation. As part of the informal plan, the affiliate agreed to not serve most mass market residential customers for a period of 2 years. The affiliate will continue providing service to commercial customers, residential customers incidental to commercial service agreements, municipal aggregation customers (including residential), and certain mass market residential customers on fixed rate agreements. There were no fines or customer refunds assessed as part of the informal plan.

In November of 2020, Eligo Energy PA, LLC, an affiliate of the Applicant, entered into a settlement agreement with the Pennsylvania Public Utility Commission ('PA PUC') and agreed to pay \$188,000 to resolve an informal investigation. The informal investigation focused on printed marketing materials issued by the affiliate. The settlement agreement between the affiliate and PA PUC provides: (1) 'the conduct in this matter involves an administrative or technical error' of which the affiliate became aware of 'prior to [Commission's] Informal Investigation'; (2) affiliate then 'immediately addressed the oversight with the new formal process'; (3) 'No personal injury or property damage occurred as a result' of affiliate's actions, and, in fact, 'eighty three percent (83%) of the customers enrolled as a result of the mailers at issue saved an approximate \$87,000 over the prices they would have paid to their local utilities during the same timeframe, and these customers are estimated to save more than \$246,000 over the lifetime of their multi-year supply contracts relative to default service.' There were no other fines, customer refunds, or customer service prohibitions as part of the settlement.

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

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.

Does not apply

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.

Preferred to file this information confidentially

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.

Preferred to file this information confidentially



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?

- 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?

No

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.



Public Utilities Commission

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).

File(s) attached

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.

Operations Description: Eligo Energy OH, LLC is an affiliate retail energy provider of its parent company Eligo Energy, LLC. Eligo is currently licensed as a retail energy and gas supplier. Eligo and its affiliates have been supplying electricity and/or natural gas to commercial and residential customers since 2013. Eligo does not have generation facilities.



Eligo currently serves residential and commercial customers in the State of Ohio. Eligo engages in wholesale electricity and natural gas purchases with our current credit and supply facility for retail sales to residential and commercial customers. Eligo will handle all forecasting and scheduling in house through our proprietary software and our strategic partnership with Powwwer (<http://www.powwwer.net>), which organization has combined experience of over 35 years in the retail electricity market place.

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.

Operations Expertise & Personnel Description: Eligo Energy OH, LLC is an affiliate company of Eligo Energy, LLC. Its management team is comprised of entrepreneurs who have been successful in other endeavors, as well as veterans of the energy industry and will also be engaging the services of experienced vendor partners. At this point, Eligo founders and key employees have been with the company since 2012.

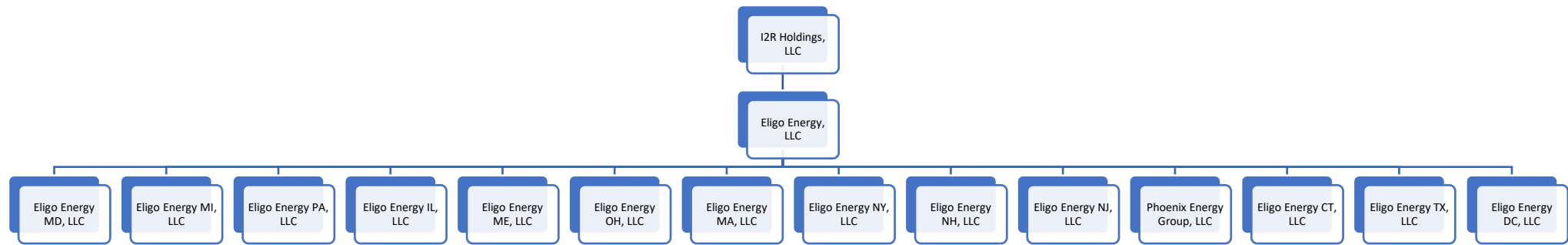
Eligo currently services approximately over 75,000 current customers across its footprint. ('Eligo') currently has over 60 internal staff members that represent the technical, customer service, legal, regulatory and compliance, accounting, marketing and sales departments.



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Application Attachments

Eligo Energy OH, LLC's Corporate Structure



Competitive Retail Natural Gas Service Affidavit

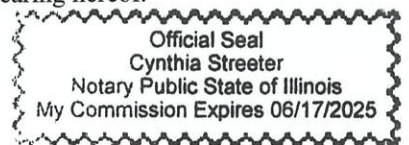
County of COOK :

State of ILLINOIS:

ALEXANDER ROZENBLAT, 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 and sales of hundred cubic feet of natural gas pursuant to Sections 4905.10(A), 4911.18(A), and 4929.23(B), Ohio Revised Code.
3. The applicant will timely pay any assessment made pursuant to Sections 4905.10 and 4911.18(A), Ohio Revised Code.
4. Applicant will comply with all applicable rules and orders adopted by the Public Utilities Commission of Ohio pursuant to Title 49, Ohio Revised Code.
5. Applicant will cooperate 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. Applicant will comply with Section 4929.21, Ohio Revised Code, regarding consent to the jurisdiction of the Ohio courts and the service of process.
7. Applicant will comply with all state and/or federal rules and regulations concerning consumer protection, the environment, and advertising/promotions.
8. 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.
9. 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.
10. Affiant further saveth naught.


Signature of Affiant & Title



Sworn and subscribed before me this 25th day of October, 2022
Month Year


Signature of official administering oath

CYNTHIA STREETER-NOTARY
Print Name and Title

My commission expires on 6/17/2025



139 East Fourth
EX396
Cincinnati, Ohio 45202

October 27, 2022

Eligo Energy has met the Natural Gas Collateral obligations for Duke Energy Corporation as of October 27, 2022.

Tom Hunt

Duke Energy Corp
Certified Supplier Business Center
Tom.Hunt@Duke-Energy.com



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

Case No(s). 14-1903-GA-CRS

Summary: In the Matter of the Application of Eligo Energy OH LLC