



## Office of the Ohio Consumers' Counsel

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August 3, 2023

Ms. Tanowa M. Troupe, Secretary  
Public Utilities Commission of Ohio  
180 E. Broad St., 11<sup>th</sup> Floor  
Columbus, Ohio 43215

Re: Settlement: *In the Matter of the Commission's Investigation into XOOM Energy Ohio, LLC's Compliance with the Ohio Administrative Code*, Case No. 22-267-GE-COI.

Dear Ms. Troupe:

During the past 13 months, the Office of the Ohio Consumers' Counsel ("OCC") has negotiated on behalf of residential consumers, with XOOM Energy Ohio ("XOOM") and the PUCO Staff. The negotiations have been in this investigation that the PUCO opened, after its Staff found problems with certain XOOM enrollments of consumers into its energy marketing service. The negotiations by the three parties resulted in a Stipulation and Recommendation ("Settlement") that XOOM filed with the PUCO Staff on August 2, 2023. The consumer results of the negotiations by XOOM, the PUCO Staff and OCC, as reflected in the Settlement, have enabled OCC to neither oppose nor support the Settlement.

OCC's non-opposition is not precedent for any future case or issue. OCC is not waiving rights to make any recommendations it considers appropriate in any other (including future) proceedings regarding XOOM. OCC also is not waiving its right to file testimony in Case No. 22-267-GE-COI, explaining the Consumers' Counsel's reasons for non-opposition and non-support.

The Consumers' Counsel appreciates the efforts of XOOM and the PUCO Staff to negotiate a Settlement that, with its consumer protections, enabled OCC's non-support and non-opposition on behalf of consumers.

Sincerely,

/s/ Angela D. O'Brien

Angela D. O'Brien  
Deputy Consumers' Counsel

cc: Parties of record

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

**Case No(s). 22-0267-GE-COI**

Summary: Correspondence Correspondence by Office of the Ohio Consumers'  
Counsel electronically filed by Ms. Alana M. Noward on behalf of O'Brien, Angela  
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