

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Annual Reports for	)	
the Fiscal Assessment of all Regulated	)	Case No. 22-0001-AU-RPT
Entities for Calendar Year 2021	)	

**MOTION FOR LEAVE TO FILE AMENDED  
ANNUAL REPORT FOR CALENDAR YEAR 2021**

RPA Energy, Inc. d/b/a Green Choice Energy (“Company”) requests issuance of an Entry granting leave to file an amended annual report for fiscal assessment (Fiscal Report) of the Company’s gross receipts for competitive retail electric service for calendar year 2021. This motion should be granted for the reasons explained below.

A January 27, 2022 Entry in the captioned proceeding directed companies subject to annual assessments under R.C. 4928.06 and 4929.23 to file their 2021 Fiscal Report through the PUCO Community website by April 29, 2022. The Company timely filed separate reports for competitive retail gas and electric service by the deadline. The Company also filed its 2022 Fiscal Reports by the deadline specified in the January 26, 2023 Entry in Case No. 23-0001-AU-RPT.

Separately, on April 13, 2022, in Case No. 22-0308-EL-ACP, the Company filed its renewable portfolio standard report (RPS Report) for the 2021 compliance year. The Company filed its RPS Report for the 2022 compliance year on April 12, 2023, in Case No. 23-0331-EL-ACP.

Commission Staff recently informed the Company of discrepancies between the gross receipts reported for competitive retail electric service in the 2021 and 2022 Fiscal Reports and the gross receipts reported in the 2021 and 2022 RPS Reports. Upon further investigation, the

Company determined that the gross receipts reported in the RPS Reports are correct, and the gross receipts reported in the annual Fiscal Reports are incorrect. The Company filed an amended 2022 Fiscal Report on August 3, 2023. By this motion, the Company requests leave to file an amended 2021 Fiscal Report. The 2021 and 2022 Fiscal Reports for competitive retail natural gas service are accurate, and thus unaffected by this motion.

Granting leave to file the amended report will ensure that the Commission has accurate information regarding the Company's 2021 gross receipts for competitive retail electric service. An accurate accounting of gross receipts is necessary to properly calculate the fiscal assessment owed by the Company for 2021. Any debit or credit caused by re-calculating the 2021 fiscal assessment should be issued accordingly. Upon granting this motion, the Company commits to promptly file an amended 2021 Fiscal Report through the PUCO Community website.

Respectfully Submitted,

/s/ Mark A. Whitt

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D/B/A GREEN CHOICE ENERGY

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was e-filed on August 3, 2023. The PUCO's e-filing system will electronically serve notice of this filing on parties who have electronically subscribed to the case.

/s/ Mark A. Whitt

Attorney for RPA Energy,  
Inc. d/b/a Green Choice Energy

**This foregoing document was electronically filed with the Public Utilities  
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**Case No(s). 22-0001-AU-RPT**

Summary: Motion For Leave to File Amended Annual Report for Calendar year  
2021 electronically filed by Ms. Valerie A. Cahill on behalf of RPA Energy Inc., d/b/a  
Green Choice Energy .