



Public Utilities Commission

Competitive Retail Natural Gas Service (CRNGS) Provider Application

Case Number: 09 0893 -GA- AGG

Please complete all information. Identify all attachments with a label and title (example: Exhibit C-2 Financial Statements). 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. Provider Type.

Select the competitive retail natural gas service (CRNGS) provider type(s) for which the applicant is seeking certification. Please note you can select more than one.

Retail Natural Gas
Aggregator



Retail Natural Gas
Broker



Retail Natural Gas Marketer



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

Provide the name and contact information of the business entity.

Legal Name: Midwest Utility Consultants, Inc.
Street Address: 5123 Romohr Road
City: Cincinnati State: Ohio Zip: 45244
Telephone: 513-831-2800 Website: midwestuc.com

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: Midwest Utility Consultants, Inc.
Street Address: 5123 Romohr Road
City: Cincinnati State: Ohio Zip: 45244
Telephone: 513-831-2800 Email: pat@midwestuc.com

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

Provide all business names the applicant uses in North America. You do not need to include the names provided in A-2 and A-3.

Name(s): -

A-5. Contact person for regulatory matters.

Name: Patrick J. Maue
Street Address: 5123 Romohr Road
City: Cincinnati State: Ohio Zip: 45244
Telephone: 513-831-2800 Email: pat@midwestuc.com

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

Name: Patrick J. Maue
Street Address: 5123 Romohr Road
City: Cincinnati State: Ohio Zip: 45244
Telephone: 513-831-2800 Email: pat@midwestuc.com

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

Street Address: 5123 Romohr Road
City: Cincinnati State: Ohio Zip: 45244
Toll-free Telephone: _____ Email: pat@midwestuc.com

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

FEIN: 31-1613651

A-9. Applicant's form of ownership (select one).

Sole Proprietorship <input type="checkbox"/>	Limited Liability Partnership (LLP) <input type="checkbox"/>	Corporation <input checked="" type="checkbox"/>	Partnership <input type="checkbox"/>
Limited Liability Company (LLC) <input type="checkbox"/>	Other: _____		

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.

Date: 1994

A-12. Principal officers, directors and partners.

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

A-13. Company history.

Provide an attachment with a concise description of the applicant's company history and principal business interests.
See attached.

A-14. Secretary of State.

Provide evidence that the applicant is currently registered with the Ohio Secretary of State.
See attached.

A-15. Proof of Ohio office and employee.

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.

Name: Patrick J. Maue

Street Address: 5123 Romohr Road

City: Cincinnati State: Ohio Zip: 45244

Telephone: 513-831-2800 Email: pat@midwestuc.com

B. Managerial Capability

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

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. Midwest Utility Consultants, Inc. is currently not certified in any other jurisdiction.

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.
See attachment.

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.
See 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? If yes, attach a document detailing the information.

Yes

☐

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? If yes, attach a document detailing the information.

Yes

☐

No

☒

C. Financial Capability

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

C-1. Financial reporting.

Provide a current link to the most recent Form 10-K filed with the Securities and Exchange Commission (SEC) or attach a copy of 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. Midwest Utility Consultants, Inc. is a privately held company and does not develop or file reports with the Securities and Exchange Commission

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.

I prefer to file 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.

I prefer 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". 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.

I prefer to file 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? If yes, attach a document detailing the information.

Applicant

Parent company of the applicant

Affiliate company that guarantees the financial obligations of the applicant

Any owner or officer of the applicant

Yes

☐

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? If yes, attach a document detailing the information.

Yes

☐

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. Stand-alone entity with no affiliate or subsidiary companies.

C-9. Financial arrangements.

This section is only applicable if power marketer or retail electric generation provider have been selected in A-1.

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:

.. 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.

- 1. 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.
- 2. 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.
- 3. 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).

D. Technical Capability

Provide an attachment for each of the sections below.

D-1. Operations.


Retail natural gas brokers/aggregators: Include details of the applicant's business operations and plans for arranging and/or aggregating for the supply of natural gas to retail customers.
See attached.

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.

D-2. Operations expertise and key technical personnel.

Provide evidence of the applicant's experience and technical expertise in performing the operations described in this application. Include the names, titles, e-mail addresses, telephone numbers and background of key personnel involved in the operational aspects of the applicant's business.
See attached.

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

1994

Date

10/30/2023

President

Title

Competitive Retail Natural Gas Service Affidavit

County of Hamilton :

State of Ohio :

Patrick J. Maue

, 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 saith naught.

Patrick Maue, President
Signature of Affiant & Title

Sworn and subscribed before me this 30th day of October, 2023
Month Year

Sara Whitt
Signature of official administering oath

Sara Whitt, notary public
Print Name and Title



SARA WHITT
Notary Public
State of Ohio
My Commission Expires
December 20, 2027

My commission expires on 12/20/27

A. Application Information

A-12. Principal officers, directors and partners.

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

Patrick J. Maue – President and Owner

pat@midwestuc.com 513-831-2800

A-13. Company history:

Provide a concise description of applicant's company history and principal business interests.

For over 29 years, Midwest Utility Consultants, Inc. has been a professional cost recovery company specializing in solutions to reduce utility costs including electric, natural gas, water and sewer, stormwater, solid waste and recycling, telecommunications, fire and alarms, backflow and elevator monitoring. With its shared savings fee structure, Midwest Utility Consultants receives no fee compensation if we do not find any savings or refund opportunities. Our fees are paid exclusively from implemented savings and/or refunds after the savings is realized. Our structure is based on a 50/50 shared savings for a period of 36 months with savings after that time going to the client. There are maintenance agreements available for those clients that want Midwest Utility Consultants to continue the purchasing of natural gas and electric for them, and that savings structure is month-to-month and a savings rate of 75/25.

A-14. Secretary of State:

Provide evidence that the applicant is currently registered with the Ohio Secretary of State.

See Attached.

ARTICLES OF INCORPORATION

(Under Chapter 1701 of the Ohio Revised Code)
Profit Corporation

The undersigned, desiring to form a corporation, for profit, under Sections 1701.01 et seq. Of the Ohio Revised Code, do hereby state the following:

FIRST. The name of said corporation shall be:

Midwest Utility Consultants, Inc.

SECOND. The place in Ohio where its principal office is to be located is:

90 North Fifth Street, Batavia, Clermont County, Ohio.

THIRD. The purpose(s) for which this corporation is formed is:

**To provide customers with an analysis of their utility costs and
recommend ways to reduce that cost**

All other legal activities

FOURTH
outstanding is:

The number of shares which the corporation is authorized to have

850 Shares
Common Stock
No Par Value

IN WITNESS WHEREOF, we have hereunto, subscribed our names, this 19 day of
May, 1998

By Patrick Maue, Incorporator
Patrick Maue

By _____, Incorporator

By _____, Incorporator

ORIGINAL APPOINTMENT OF STATUTORY AGENT

The undersigned, being at least a majority of the incorporators of Midwest Utility Consultants, Inc., hereby appoint Patrick Maus to be statutory agent upon whom any process, notice or demand required or permitted by statute to be served upon the corporation may be served. The complete address of the agent is:

90 North Fifth Street

Batavia, Ohio 45103

Patrick Maus
(Incorporator)

(Incorporator)

(Incorporator)

ACCEPTANCE OF APPOINTMENT

The undersigned, Patrick Maus, named herein as the statutory agent for Midwest Utility Consultants, Inc. hereby acknowledges and accepts the appointment of statutory agent for said corporation

Patrick Maus
Statutory Agent



MIDWEST UTILITY CONSULTANTS

90 North 5th Street
Batavia, OH 45103



Bob Taft
Secretary of State
30 East Broad Street, 14th Floor
Columbus, OH 43266

DATE	DOCUMENT NO	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
1. 7/31/1998	199816800650	ARF DOMESTIC ARTICLES/FOR PROFIT	85.00	0.00	0.00	0.00	0.00
TOTAL			85.00	0.00	0.00	0.00	0.00

Return To:
MIDWEST UTILITY CONSULTANTS
90 N 5TH ST
BATAVIA, OH 45103-0000

cut along the dotted line



The State of Ohio

Certificate

Secretary of State - Bob Taft

1017108

It is hereby certified that the Secretary of State of Ohio has custody of the business records for MIDWEST UTILITY CONSULTANTS, INC. and that said business records show the filing and recording of:

Documental
DOMESTIC ARTICLES/FOR PROFIT

Document No(s):
199816800650

United States of America
State of Ohio
Office of the Secretary of State



Witness my hand and the seal of the Secretary
of State at Columbus, Ohio, This 27th day of
May, A.D. 1998

Bob Taft
Bob Taft
Secretary of State

B. Managerial Capability

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

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 services 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.

Midwest Utility Consultants, Inc. has been providing electric and natural gas alternatives to its clients since 1994 and has developed a standard professional Billing and Monitoring agreement that it uses with its clients. All new interactions with prospects occur as a result of recommendations and testimonials from existing clients. Midwest Utility Consultants works as the liaison between the client and the electric and/or natural gas provider. Midwest Utility Consultants, Inc. explains all verbiage with in the provider's agreement and will negotiate pricing on behalf of the client. Any questions, comments or complaints about the service are also facilitated by Midwest Utility Consultants, Inc. Clients can reach members of the Midwest Utility Consultants, Inc. team either by telephone or email.

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 judgements, 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.

There are no existing, pending or past rulings, judgements, contingent liabilities, revocation of authority, regulatory investigations or any other matter that could adversely affect Midwest Utility Consultants, Inc. financial or operational statue or ability to provide services that are seeking to be certified to provide.

D. Technical Capability

Provide an attachment for each of the selections below.

D-1. Operations:

Power brokers/aggregators: Include details of the applicant's business operations and plans for arranging and/or aggregating for the supply of electricity to retail customers.

Patrick Maue has over 29 years' experience in the utility consultation field and his staff has facilitated the negotiation of agreements for over 200 of the company's natural gas clients including industrial, commercial and non-profit. As a professional cost recovery company specializing in solutions to reduce utility costs including electric, natural gas, water and sewer, stormwater, solid waste and recycling, telecommunications, fire and alarms, backflow and elevator monitoring. With its shared savings fee structure, Midwest Utility Consultants receives no fee compensation if we do not find any savings or refund opportunities. Our fees are paid exclusively from implemented savings and/or refunds after the savings is realized. Our structure is based on a 50/50 shared savings for a period of 36 months with savings after that time going to the client. There are maintenance agreements available for those clients that want Midwest Utility Consultants to continue the purchasing of natural gas and electric for them, and that savings structure is month-to-month and a savings rate of 75/25. Mr. Maue intends to continue to be very focused on industrial, commercial and non-profit clients by identifying their electric and natural gas requirements and matching those with available resources from providers certified by the Commission. Midwest Utility Consultants, Inc. intends to continue to provide consulting services to retail end-user clients with the renewing of the Certification.

D-2. Operations expertise and key technical personnel:

Provide evidence of the applicant's expertise and technical expertise in performing the operations described in this application. Include names, titles, email addresses, telephone numbers and background of key personnel involved in the operational aspects of the applicant's business.

Patrick Maue has over 29 years' experience in the utility consultation field and his staff has facilitated the negotiation of agreements for over 200 of the company's natural gas clients including industrial, commercial and non-profit. As a professional cost recovery company specializing in solutions to reduce utility costs including electric, natural gas, water and sewer, stormwater, solid waste and recycling, telecommunications, fire and alarms, backflow and elevator monitoring. With its shared savings fee structure, Midwest Utility Consultants receives no fee compensation if we do not find any savings or refund opportunities. Our fees are paid exclusively from implemented savings and/or refunds

after the savings is realized. Our structure is based on a 50/50 shared savings for a period of 36 months with savings after that time going to the client. There are maintenance agreements available for those clients that want Midwest Utility Consultants to continue the purchasing of natural gas and electric for them, and that savings structure is month-to-month and a savings rate of 75/25. Mr. Maue intends to continue to be very focused on industrial, commercial and non-profit clients by identifying their electric and natural gas requirements and matching those with available resources from providers certified by the Commission. Midwest Utility Consultants, Inc. intends to continue to provide consulting services to retail end-user clients with the renewing of the Certification.

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

11/20/2023 2:36:22 PM

in

Case No(s). 09-0893-GA-AGG

Summary: Application - 2023 Application to Renew Certification electronically filed
by Mrs. Gretchen L. Petrucci on behalf of Midwest Utility Consultants, Inc..