

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
PO Box 3265  
Harrisburg, PA 17105-3265

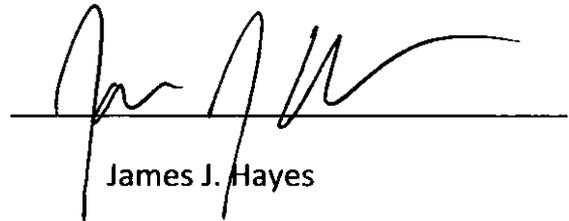
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JAN 3 2011

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**Docket No. A-2010-2210786**

I, James J. Hayes, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsifications to authorities).



James J. Hayes

Managing Partner

Inteligen Resources LP

817-437-8117

Docket # A-2010-2210786  
Intelligen Resources LP

8. Describe the structural relationships between Intelligen Resources, LP, Critical Mission Monitoring, LLC and Intelligen Resources, LLC

**Intelligen Resources LLC is the management company for Intelligen Resources LP. Critical Mission Monitoring provides technology resources to Intelligen Resources LP in relation with its demand response services.**

9. Provide a narrative as to the manner in which Intelligen Resources, LP will be paid for its services.

**Intelligen Resources LP is paid directly by the Retail Electric Providers as a percentage per kWh of usage by its clients. In terms of demand response services, Intelligen Resources LP is paid by ERCOT or PJM as a percentage.**

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Appendix B

PA PUBLIC UTILITY COMMISSION  
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**OPERATIONS AFFIDAVIT**

[Commonwealth/State] of Texas :

SS.

County of Tarrant :

James J Hayes, Affiant, being duly [sworn/affirmed] according to law,  
deposes and says that:

[He/she is the Managing Partner (Office of Affiant) of Intelligen Resources LP  
(Name of Applicant);]

[That he/she is authorized to and does make this affidavit for said Applicant;]

That Intelligen Resources LP, the Applicant herein, acknowledges that [Applicant] may have obligations pursuant to this Application consistent with the Public Utility Code of the Commonwealth of Pennsylvania, Title 66 of the Pennsylvania Consolidated Statutes; or with other applicable statutes or regulations including Emergency Orders which may be issued verbally or in writing during any emergency situations that may unexpectedly develop from time to time in the course of doing business in Pennsylvania.

That Intelligen Resources LP, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render electric service within the Commonwealth of Pennsylvania and that the Applicant will abide by all applicable federal and state laws and regulations and by the decisions of the Pennsylvania Public Utility Commission.

Intelligen Resources LP  
That \_\_\_\_\_, the Applicant herein, certifies to the Commission that it is subject to \_\_\_\_\_, will pay, and in the past has paid, the full amount of taxes imposed by Articles II and XI of the Act of March 4, 1971 (P.L. 6, No. 2), known as the Tax Reform Act of 1971 and any tax imposed by Chapter 28 of Title 66. The Applicant acknowledges that failure to pay such taxes or otherwise comply with the taxation requirements of Chapter 28, shall be cause for the Commission to revoke the license of the Applicant. The Applicant acknowledges that it shall report to the Commission its jurisdictional Gross Receipts and power sales for ultimate consumption, for the previous year or as otherwise required by the Commission. The Applicant also acknowledges that it is subject to 66 Pa. C.S. §506 (relating to the inspection of facilities and records).

As provided by 66 Pa. C.S. §2810 (C)(6)(iv), Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

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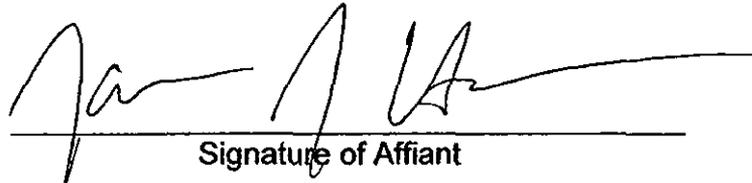
Appendix B (Continued)

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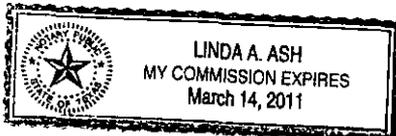
That Intelligen Resources LP the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506, §2807 (C), §2807(D)(2), §2809(B) and the standards and billing practices of 52 PA. Code Chapter 56.

That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the Bureau of Public Liaison or other Commission bureaus. Materials and information requested may be analyzed by the Commission to meet obligations under applicable sections of the law.

That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.

  
\_\_\_\_\_  
Signature of Affiant

Sworn and subscribed before me this 21<sup>st</sup> day of Dec, 2010.



  
\_\_\_\_\_  
Signature of official administering oath

My commission expires 3-14-2011.



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**Office of the Secretary of State**

**Certificate of Fact**

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Certificate of Formation for IntelliGen Resources, LP (file number 801188370), a Domestic Limited Partnership (LP), was filed in this office on October 30, 2009.

It is further certified that the entity status in Texas is in existence.

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on September 15, 2010.



A handwritten signature in cursive script, appearing to read "Hope Andrade".

Hope Andrade  
Secretary of State