

Exhibit 1

Responsive to Item 2a.

Fictitious Name Filing – Y.E.P.

Pennsylvania Department of State

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Application for Registration of Fictitious Name
54 Pa.C.S. § 311

Name	Christian Bedorthe		
Address	7660 Woodway Dr., Ste 471A		
City	State	Zip Code	
Houston	TX	77063	

Document will be returned to the name and address you enter to the left.



Fee: \$70

In compliance with the requirements of 54 Pa.C.S. § 311 (relating to registration), the undersigned entity(ies) desiring to register a fictitious name under 54 Pa.C.S. Ch. 3 (relating to fictitious names), hereby state(s) that:

1. The fictitious name is: Y.E.P.

2. A brief statement of the character or nature of the business or other activity to be carried on under or through the fictitious name is: Electric Generation Supplier

3. The address, including number and street, if any, of the principal place of business (P.O. Box alone is not acceptable):

<u>7660 Woodway Dr., Ste 471A</u>	<u>Houston, TX</u>	<u>77063</u>	<u>Harris</u>
Number and street	City	State	Zip
			County

4. The name and address, including number and street, if any, of each individual interested in the business is:

Name	Number and Street	City	State

5. Each entity, other than an individual, interested in such business is (are):

<u>Ener Penn USA, LLC</u>	<u>Limited Liability Company</u>	<u>Texas</u>
Name	Form of Organization	Organizing Jurisdiction
<u>7660 Woodway Dr, Ste 471A, Houston, TX 77063</u>		
Principal Office Address		
<u>CT Corporation System</u>		<u>Philadelphia</u>
PA Registered Office, if any		
Name		
Form of Organization		
Organizing Jurisdiction		
Principal Office Address		
PA Registered Office, if any		

6. The applicant is familiar with the provisions of 54 Pa.C.S. § 332 (relating to effect of registration) and understands that filing under the Fictitious Names Act does not create any exclusive or other right in the fictitious name.

7. Optional): The name(s) of the agent(s), if any, any one of whom is authorized to execute amendments to, withdrawals from or cancellation of this registration in behalf of all then existing parties to the registration, is (are):

IN TESTIMONY WHEREOF, the undersigned have caused this Application for Registration of Fictitious Name to be executed this

20th day of April, 2011.

_____	_____
Individual Signature	Individual Signature
_____	_____
Individual Signature	Individual Signature
<u>Ener Penn USA, LLC</u>	_____
Entity Name	Entity Name
<u>[Signature]</u>	_____
Signature	Signature
<u>Vice President of Regulatory Compliance</u>	_____
Title	Title

Exhibit 2

Responsive to Item 2a.

Fictitious Name Filing – YEP Energy

Pennsylvania Department of State

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Application for Registration of Fictitious Name
54 Pa.C.S. § 311

Name	Christian Bedortha		
Address	7660 Woodway Dr., ste 471A		
City	State	Zip Code	
Houston	TX	77063	

Document will be returned to the name and address you enter to the left.



Fee: \$70

In compliance with the requirements of 54 Pa.C.S. § 311 (relating to registration), the undersigned entity(ies) desiring to register a fictitious name under 54 Pa.C.S. Ch. 3 (relating to fictitious names), hereby state(s) that:

1. The fictitious name is: YEP Energy

2. A brief statement of the character or nature of the business or other activity to be carried on under or through the fictitious name is: Electric Generation Supplier

3. The address, including number and street, if any, of the principal place of business (P.O. Box alone is **not** acceptable):

<u>7660 Woodway Dr., ste 471A</u>	<u>Houston, TX</u>	<u>77063</u>	<u>Harris</u>	
Number and street	City	State	Zip	County

4. The name and address, including number and street, if any, of each individual interested in the business is:

Name	Number and Street	City	State

5. Each entity, other than an individual, interested in such business is (are):

<u>Ener Penn USA, LLC</u>	<u>Limited Liability Company</u>	<u>Texas</u>
Name	Form of Organization	Organizing Jurisdiction
<u>7660 Woodway Dr., Ste 471A, Houston, TX 77063</u>		
Principal Office Address		
<u>CT Corporation System</u>	<u>Philadelphia</u>	
PA Registered Office, if any		
Name	Form of Organization	Organizing Jurisdiction
Principal Office Address		
PA Registered Office, if any		

6. The applicant is familiar with the provisions of 54 Pa.C.S. § 332 (relating to effect of registration) and understands that filing under the Fictitious Names Act does not create any exclusive or other right in the fictitious name.

7. Optional): The name(s) of the agent(s), if any, any one of whom is authorized to execute amendments to, withdrawals from or cancellation of this registration in behalf of all then existing parties to the registration, is (are):

IN TESTIMONY WHEREOF, the undersigned have caused this Application for Registration of Fictitious Name to be executed this

20th day of April, 2011.

_____	_____
Individual Signature	Individual Signature
_____	_____
Individual Signature	Individual Signature
<u>Ener Penn USA, LLC</u>	_____
Entity Name	Entity Name
<u>[Signature]</u>	_____
Signature	Signature
<u>Vice President of Regulatory Compliance</u>	_____
Title	Title

Exhibit 3

Responsive to Item 2b.

Foreign Entity Filing – EnerPenn USA, LLC

Pennsylvania Department of State

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
CORPORATION BUREAU
401 NORTH STREET, ROOM 206
P.O. BOX 8722
HARRISBURG, PA 17105-8722
WWW.CORPORATIONS.STATE.PA.US/CORP

EnerPenn USA, LLC

THE CORPORATION BUREAU IS HAPPY TO SEND YOU YOUR FILED DOCUMENT. THE CORPORATION BUREAU IS HERE TO SERVE YOU AND WANTS TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA.

IF YOU HAVE ANY QUESTIONS PERTAINING TO THE CORPORATION BUREAU, PLEASE VISIT OUR WEB SITE LOCATED AT WWW.CORPORATIONS.STATE.PA.US/CORP OR PLEASE CALL OUR MAIN INFORMATION TELEPHONE NUMBER (717)787-1057. FOR ADDITIONAL INFORMATION REGARDING BUSINESS AND / OR UCC FILINGS, PLEASE VISIT OUR ONLINE "SEARCHABLE DATABASE" LOCATED ON OUR WEB SITE.

ENTITY NUMBER: 4029826

Bedortha, Christian
7660 Woodway Dr, Ste 471A
Houston, TX 77063

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Application for Registration - Foreign
(15 Pa.C.S.)

- Registered Limited Liability General Partnership (§ 8211)
 Registered Limited Liability Limited Partnership (§ 8211)
 Limited Partnership (§ 8582)
 Limited Liability Company (§ 8981)

Name: Christian Bedortha
Address: 7660 Woodway Dr., Ste. 471A
City: Houston State: TX Zip Code: 77063

Document will be returned to the
name and address you enter to
the left

Commonwealth of Pennsylvania
APPLICATION FOR REGISTRATION 3 Page(s)



T1112660192

Fee: \$250

In compliance with the requirements of the applicable provisions (relating to registration), the undersigned, desiring to register to do business in this Commonwealth, hereby states that:

1. The name of the limited liability company/limited liability partnership/limited partnership in the jurisdiction in which it is formed:
EnerPenn USA, LLC

2. The name under which the limited liability company/limited liability partnership/limited partnership proposes to register and do business in this Commonwealth is:
~~YEP and YEP Energy~~ EnerPenn USA, LLC

3. The name of the jurisdiction under the laws of which it was organized and the date of its formation:
Jurisdiction: Texas Date of Formation: 4/6/11

4. The (a) address of its initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and street	City	State	Zip	County
(b) Name of Commercial Registered Office Provider				
<u>CT Corporation System</u>			<u>Philadelphia</u>	County

PA DEPT. OF STATE

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PA DEPT OF STATE

5. Check and complete one of the following:

The address of the office required to be maintained by it in the jurisdiction of its organization by the laws of that jurisdiction is:

N/A
Number and street City State Zip

It is not required by the laws of its jurisdiction of organization to maintain an office therein and the address of its principal office is:

7660 Woodway Dr., Ste 471A, Houston, TX 77063
Number and street City State Zip

6. For Restricted Professional Limited Liability Company Only. Strike out if inapplicable: The company is a restricted professional company organized to render the following professional service(s):

N/A

Limited Liability Partnership and Limited Partnership: Complete paragraphs 7 and 8

7. The name and business address of each general partner.

Name	Business Address
<u>N/A</u>	

8. The address of the office at which is kept a list of the names and addresses of the limited partners and their capital contribution is:

N/A
Number and street City State Zip County

The registered partnership hereby undertakes to keep those records until its registration to do business in the Commonwealth is canceled or withdrawn.

IN TESTIMONY WHEREOF, the undersigned has caused this Application for Registration to be signed by a duly authorized officer/member or manager thereof this

20th day of April, 2011.

EnerPenn USA, LLC

Name of Partnership/Company

[Signature]
Signature

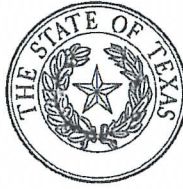
Vice President of Regulatory Compliance
Title

Exhibit 4

Responsive to Item 2b.

Certificate of Filing – EnerPenn USA, LLC

Office of the Secretary of State – Texas



Office of the Secretary of State

CERTIFICATE OF FILING OF

EnerPenn USA, LLC
File Number: 801408713

The undersigned, as Secretary of State of Texas, hereby certifies that a Certificate of Formation for the above named Domestic Limited Liability Company (LLC) has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

The issuance of this certificate does not authorize the use of a name in this state in violation of the rights of another under the federal Trademark Act of 1946, the Texas trademark law, the Assumed Business or Professional Name Act, or the common law.

Dated: 04/06/2011

Effective: 04/06/2011



A handwritten signature in black ink, appearing to read "Hope Andrade".

Hope Andrade
Secretary of State

Exhibit 5

Responsive to Item 6a & 6b.

Certificate of Service –

Statutory Agencies & EDCs

CERTIFICATE OF SERVICE

On this the 16th day of June 2011, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as an Electric Generation Supplier and all attachments have been served upon the following:

Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17120

Office of the Attorney General
Bureau of Consumer Protection
Strawberry Square, 14th Floor
Harrisburg, PA 17120

Small Business Advocate
Commerce Building, Suite 1102
300 North Second Street
Harrisburg, PA 17101

Commonwealth of Pennsylvania
Department of Revenue
Bureau of Compliance
Harrisburg, PA 17128-0946

Legal Department
West Penn Power d/b/a Allegheny Power
800 Cabin Hill Drive
Greensburg, PA 15601-1689

Manager Energy Acquisition
PECO Energy Company
2301 Market Street
Philadelphia, PA 19101-8699

Regulatory Affairs
Duquesne Light Company
411 Seventh Street, MD 16-4
Pittsburgh, PA 15219

Legal Department
Attn: Paul Russell
PPL
Two North Ninth Street
Allentown, PA 18108-1179

Legal Department
First Energy
2800 Pottsville Pike
Reading PA, 19612

UGI Utilities, Inc.
Attn: Rates Dept. – Choice Coordinator
2525 N. 12th Street, Suite 360
Post Office Box 12677
Reading, Pa 19612-2677

Citizens' Electric Company
Attn: EGS Coordination
1775 Industrial Boulevard
Lewisburg, PA 17837

Director of Customer Energy Services
Orange and Rockland Company
390 West Route 59
Spring Valley, NY 10977-5300

Wellsboro Electric Company
Attn: EGS Coordination
33 Austin Street
P. O. Box 138
Wellsboro, PA 16901



Christian Bedortha, Esq.
Vice President – Regulatory Compliance
EnerPenn USA, LLC

Exhibit 6 – Filed Under Seal: CONFIDENTIAL

Responsive to Item 7a.

Letter of Credit

Exhibit 7A – Filed Under Seal: CONFIDENTIAL

Responsive to Item 7b.

Applicant's Organization Chart

Exhibit 7B – Filed Under Seal: CONFIDENTIAL

Responsive to Item 7b.

Associated Audited Financial Statements 2009-2010

Exhibit 8

Responsive to Item 7d.

Tax Certification Statement

COMMONWEALTH OF
PENNSYLVANIA
PUBLIC UTILITY COMMISSION

TAX CERTIFICATION
STATEMENT

A completed Tax Certification Statement must accompany all applications for new licenses, renewals or transfers. Failure to provide the requested information and/or any outstanding state income, corporation, and sales (including failure to file or register) will cause your application to be rejected. If additional space is needed, please use white 8 1/2" x 11" paper. Type or print all information requested.

1. CORPORATE OR APPLICANT NAME EnerPenn USA, LLC	2. BUSINESS PHONE NO. (855) 363-7736 CONTACT PERSON(S) FOR TAX ACCOUNTS: Jane Thompson
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3. TRADE/FICTITIOUS NAME (IF ANY)
YEP Energy and Y.E.P.

4. LICENSED ADDRESS (STREET, RURAL ROUTE, P.O. BOX NO.) (POST OFFICE) STATE (ZIP)
7660 Woodway Dr., Suite 471A, Houston, TX 77063

5. TYPE OF ENTITY SOLE PROPRIETOR PARTNERSHIP CORPORATION
 LLC OTHER (Describe...)

6. LIST OWNER(S), GENERAL PARTNERS, OR CORPORATE OFFICERS(S)

NAME (PRINT) VM Capital Management LLC	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ _ - _ _ _ _ - _ _ _ _ _
NAME (PRINT) VK Capital LLC	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ _ - _ _ _ _ - _ _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ _ - _ _ _ _ - _ _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ _ - _ _ _ _ - _ _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ _ - _ _ _ _ - _ _ _ _ _

7. LIST THE FOLLOWING STATE & FEDERAL TAX IDENTIFICATION NUMBERS (ALL ITEMS A,B, & C MUST BE COMPLETED)
Applicant must provide explanation if submitting N/A for any items
Item A- Designated by the Pennsylvania Department of Revenue.
Item B - Designated by the Internal Revenue Service.
Item C - Designated by the Pennsylvania Department of Revenue. The Corporate Box number may also be referred to as the Corporate Account number.

A. SALES TAX LICENSE (8 DIGITS)	APPLICATION PENDING <input type="checkbox"/> N/A <input type="checkbox"/>	C. CORPORATE BOX NUMBER (7 DIGITS)	APPLICATION PENDING <input checked="" type="checkbox"/> N <input type="checkbox"/>
9 4 6 2 2 1 9 - 8		_ _ _ _ _ _	
B. EMPLOYER ID (EIN) (9 DIGITS):	APPLICATION PENDING <input type="checkbox"/> N/A <input type="checkbox"/>		
4 5 - 2 3 2 4 1 9 5			

8. Do you have PA employees; resident or non-resident? YES NO
9. Do you own any assets or have an office in PA? YES NO

NAME AND PHONE NUMBER OF PERSON(S) RESPONSIBLE FOR FILING TAX RETURNS

PA SALES AND USE TAX Jane Thompson PHONE -713-335-2805	EMPLOYER TAXES Jane Thompson PHONE -713-335-2805	CORPORATE TAXES Jane Thompson PHONE - 713-335-2805
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