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File #: 150484

March 8, 2012

BY E-FILING

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**RE: EnerPenn USA, LLC d/b/a Y.E.P., d/b/a YEP Energy, Docket No. A-2011-2248532**

Dear Secretary Chiavetta:

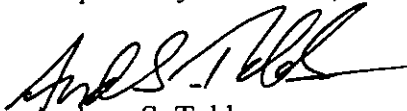
By this letter, EnerPenn USA, LLC d/b/a Y.E.P., d/b/a YEP Energy ("EnerPenn") responds to a March 1, 2012 Secretarial Letter from the Pennsylvania Public Utility Commission ("Commission"). The stated purpose of the Commission's Secretarial Letter was to remind EnerPenn of its "obligation to comply with this Commission's annual reporting requirements" pursuant to Section 54.39(b) of the Public Utility Code. 52 Pa. Code § 54.39(b). However, as explained further below, EnerPenn currently is not a licensed electric generation supplier ("EGS") in Pennsylvania and therefore is not currently obligated to file an annual report or comply with other similar reporting requirements.

On June 17, 2011, EnerPenn filed with the Commission a License Application for Approval to Offer, Render, Furnish or Supply Electricity or Electric Generation Services as a Supplier of Retail Electric Power ("Application"). EnerPenn's Application was docketed at Docket No. A-2011-2248532. By its Opinion and Order entered November 14, 2011, the Commission issued a license to EnerPenn's and imposed certain conditions on EnerPenn's license. On November 29, 2011, EnerPenn filed a Petition for Reconsideration requesting that the Commission reconsider and rescind portions of its November 14 Order. The Commission granted EnerPenn's Petition for Reconsideration, pending further review of, and consideration on, the merits by Order entered on December 1, 2011. The Commission has not yet acted on EnerPenn's Petition for Reconsideration. Therefore, EnerPenn is not presently licensed as an EGS in the Commonwealth and it is not presently furnishing or supplying electricity or electric generation services to consumers in Pennsylvania.

Rosemary Chiavetta, Secretary  
March 8, 2012  
Page 2

Should you have any questions, please do not hesitate to contact me.

Respectfully Submitted,



Andrew S. Tubbs

AST/jl

cc: Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

### VIA FIRST CLASS MAIL

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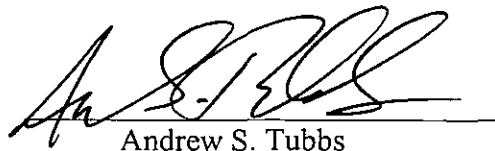
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Date: March 8, 2012



Andrew S. Tubbs

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