



100 Constellation Way
5th Floor
Baltimore, MD 21202

www.constellation.com

May 31, 2012

RECEIVED

MAY 31 2012

Pennsylvania Public Utility Commission
Rosemary Chiavetta, Secretary
P.O. Box 3265
Harrisburg, PA 17105-3265

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

Re: MXenergy Inc., License No. A-125050: Notice of Updated Application Information

Dear Secretary Chiavetta:

This letter serves as notice to the Pennsylvania Public Utility Commission (the "PUC") that MXenergy Inc., a licensed natural gas supplier ("Licensee"), will change its name to Constellation Energy Gas Choice, Inc., change the location of its principal address, and make certain other changes as more fully described below, effective June 1, 2012. Other than as expressly described herein, no other changes to Licensee have occurred. Licensee remains the same standalone corporate entity and its DUNS Number and Federal Taxpayer Identification Number remain the same.

Licensee's Name Change

Attached hereto as Exhibit A is a copy of the Certificate of Amendment to Certificate of Incorporation changing the name of Licensee to "Constellation Energy Gas Choice, Inc.," as filed with the Secretary of State of the State of Delaware.

Attached hereto as Exhibit B is a copy of the Application for Amended Certificate of Authority changing the name of Licensee to "Constellation Energy Gas Choice, Inc.," in the form to be filed with the Pennsylvania Department of State, Corporation Bureau. Licensee will begin using its new name from and after June 1, 2012.

Change in Primary Address

Licensee will change the location of its primary address effective as of June 1, 2012 from its current Stamford, Connecticut address to the following address:

Constellation Energy Gas Choice, Inc.
4 Houston Center
1221 Lamar St., Suite 750

Houston, Texas 77010
Telephone: 713-652-5545
Facsimile: 713-222-6082
E-mail: feedback@constellation.com
Website: www.constellation.com

Change in Contact Information

The individual(s) identified as Licensee's primary contact person for questions regarding its license, emergency contact person, Pennsylvania contact/registered agent, Attorney, and customer complaints in its license application will change effective June 1, 2012. The new contact information for these individuals is:

Regulatory Contact Person:

Lisa M. Simpkins
Environmental & Fuels Policy Manager
100 Constellation Way, Suite 500C
Baltimore, MD 21202
410-470-5148
410-470-2600 FAX
lisa.simpkins@constellation.com

Contact Person for Pennsylvania Emergency Management Agency:

Lisa M. Simpkins
Environmental & Fuels Policy Manager
100 Constellation Way, Suite 500C
Baltimore, MD 21202
410-470-5148
410-470-2600 FAX
lisa.simpkins@constellation.com

Attorney:

Joseph Donovan
Senior Counsel
Constellation Energy Resources, LLC
100 Constellation Way, Suite 500
Baltimore, MD 21202
410-470-3582
410-470-2600 FAX
joseph.donovan@constellation.com

Registered Agent:

C T Corporation System
116 Pine Street, Suite 320
Harrisburg, PA 17101
717-234-6004

717-234-6024 FAX

Customer Complaints:

Josh Stibrich
Manager, Customer Resolution
4 Houston Center
1221 Lamar St., Suite 750
Houston, TX 77010
713-357-2971
888-383-4942 FAX
compliancechoice@constellation.com

In addition, the name and contact information for Licensee's custodian for its accounting records will change effective June 1, 2012. The custodian's new information is:

Ronnie Shields
Chief Financial Officer
4 Houston Center
1221 Lamar St., Suite 750
Houston, TX 77010
713-357-2761
713-357-2992 Fax
ronnie.shields@constellation.com

Tax Certification Statement

Per section 14 and Appendix A of the NGS License Application, Licensee submits at Exhibit C a revised Tax Certification Statement to reflect Licensee's new name and new corporate officers.

Change in Affiliate Names and Address

The name and address of Licensee's affiliate that provides competitive electric supplier service in Pennsylvania and other states (MXenergy Electric Inc.) will also change effective June 1, 2012. MXenergy Electric Inc.'s new name and address will be:

Constellation Energy Power Choice, Inc.
4 Houston Center
1221 Lamar St., Suite 750
Houston, Texas 77010
Telephone: 713-652-5545
Facsimile: 713-222-6082
E-mail: feedback@constellation.com
Website: www.constellation.com

Constellation Energy Power Choice, Inc. will do business in Pennsylvania as an electric generation supplier, and will not be a jurisdictional public utility under Pennsylvania law and Commission regulations.

Customer Notification Requirements

Pursuant to Section II.A.2 of the Commission's *Interim Guidelines Regarding Notification by a Natural Gas Supplier of Operational Changes Affecting Customer Service and Contacts*, Docket No. M-00001343 (Mar. 2, 2000), Licensee provided 30-day advance notice to all of its Pennsylvania customers of the upcoming name change.

Update to Section 5 of Application

Licensee provides updated information as required at Section 15 of the NGS Application, as follows:

1. In 2008, the Connecticut Public Utilities Regulatory Authority (formerly the Department of Public Utility Control) initiated an Investigation of MXenergy Electric Inc. ("MXenergy Electric"), Licensee's competitive electric supplier affiliate (Docket No. 08-08-55). The investigation was based on a customer complaint stemming from a combination of system and human errors that lead to rate change notices being mailed to customers approximately two months late. The case was resolved in 2009 through a Settlement Agreement. Prior to the Settlement, MXenergy Electric had undertaken a series of actions to make up for the notice deficiencies through rate relief payments, special discounted rates or an extension of the lower introductory rate. MXenergy Electric also undertook a series of actions to improve its customer service and operations, including staff, evaluating customer service practices, procedures and policies, and utilizing another call center to handle customer calls. Subsequent to the Settlement, MXenergy Electric implemented: revision of its complaint record and response policy; improvements to its internal and external communications systems; improvements to its Third Party Verification Process; consolidation of all Connecticut customers to a single Customer Information System to coordinate its cancellation process and controls, and improvements to the training and communications of its sales staff.

2. On August 23, 2010, the PUCT Oversight and Enforcement Division (O&E) notified MXenergy Electric that it was conducting a compliance audit related to the PUCT Consumer Protection Rules of all Texas REPs serving the mass market. MXenergy Electric responded to the PUCT compliance audit request on October 10, 2010. Following PUCT's review of MXenergy Electric's audit submission, PUCT Staff and MXenergy settled the audit. The Settlement was approved on April 12, 2012 in Docket No. 40206.

3. On November 4, 2010, the Pennsylvania Public Utility Commission ("PUC") Bureau of Investigation and Enforcement initiated an informal investigation (Docket No. M-2012-2201861) of MXenergy Electric's residential marketing practices, specifically its door-to-door sales practices. The parties filed a proposed Settlement

Agreement on January 6, 2012, which the PUC rejected by order adopted March 29, 2012. The PUC has referred the case back to Prosecutory Staff for further action.

4. Gateway Energy Services v. MXenergy Inc., United States District Court, Eastern District of Pennsylvania, Civil Action No. 5:10-cv-04836-JKG. Gateway brought this action for injunctive relief alleging deceptive sales practices involving four customers. Licensee denied that any deceptive sales practices were taking place, and the matter was settled after pleadings, depositions and a hearing, by Consent Order dated November 18, 2010. In the Consent Order, Licensee denied all wrongdoing but agreed to refrain from altering, writing on or changing any contracts bearing Gateway's name or trademark.

5. On June 16, 2011, the Pennsylvania Office of Small Business Advocate ("OSBA") commenced a proceeding with the state PUC in which OSBA, among other requests, filed a complaint requesting the PUC to investigate the impact of the merger of Constellation Energy Group with Exelon Corporation (Licensee's current ultimate parent company) (together, the "Companies") on retail energy markets (Docket No. P-2011-2247936). On October 14, 2011, the PUC entered an order that, among other determinations, referred OSBA's complaint to the Office of Administrative Law Judge. Following the submission of testimony, stipulations of settlement between the Companies and other intervening parties were filed with the PUC in April 2012. The Companies and OSBA have each filed briefs with the ALJ on April 30, 2012, and May 14, 2012, respectively.

6. On August 11, 2011, MXenergy Electric, along with twenty-one other Texas Retail Electric Providers ("REPs"), was sent notice of a Texas Public Utility Commission ("PUCT") Investigation of Compliance with PUR Section 17.004 relating to Customer Protection Standards and Section 39.101 with respect to Customer Safeguards, as well as P.U.C. SUBST. R. 25.474(d) related to Enrollment via the Internet. Licensee and the other REPs were required to respond to data requests within 20 days of August 12, 2011. The PUCT has advised that this investigation is not Licensee-specific nor was Licensee accused of any wrong doing.

7. On March 9, 2012, the Federal Energy Regulatory Commission ("FERC") issued an Order Approving Stipulation and Consent Agreement against Licensee affiliate Constellation Energy Commodities Group, Inc. ("Order") (Docket No. IN12-7). The Order settles and resolves all matters relating to a FERC investigation of certain wholesale physical and financial power transactions entered by Constellation Energy Commodities Group, Inc. ("CCG") over a sixteen month period between September 2007 and December 2008. The terms of the settlement include, in addition to a civil penalty, a requirement that CCG pay \$110 million to a fund from which state entities or consumer advocates can make claims. State agencies in New York, New England and PJM will be eligible to make claims. In addition, CCG will pay \$1 million to each of the six United States ISO/RTOs for the purpose of improving their surveillance and analytic capabilities.

Effects of Changes

Other than as expressly described herein, no other changes to Licensee have occurred. Licensee remains the same corporate entity and its DUNS Number and Federal Taxpayer Identification Number remain the same. None of Licensee's other contacts or other license information has changed. Licensee's license will not be transferred as a result of the changes, nor will Licensee's retail contract terms and conditions or its financial, technical or managerial capabilities change, other than as discussed above.

If you have any questions, please do not hesitate to contact me. Thank you for your attention to this matter.

Sincerely,

Joseph Donovan by *SS*

Joseph Donovan
Senior Counsel
Constellation Energy Resources, LLC on
behalf of MXenergy Inc.

Enclosures

EXHIBIT A

**Certificate of Amendment to Certificate of Incorporation
as filed with the Secretary of State of the State of Delaware**

RECEIVED

MAY 31 2012

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

Delaware

PAGE 1

The First State

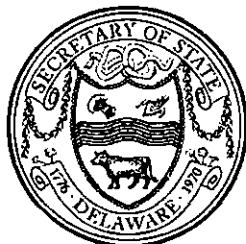
I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "MXENERGY INC.", CHANGING ITS NAME FROM "MXENERGY INC." TO "CONSTELLATION ENERGY GAS CHOICE, INC.", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF MAY, A.D. 2012, AT 9:53 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF AMENDMENT IS THE FIRST DAY OF JUNE, A.D. 2012.

3028709 8100

120554096




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 9568668

DATE: 05-14-12

**CERTIFICATE OF AMENDMENT
OF THE
CERTIFICATE OF INCORPORATION
OF
MXENERGY INC.**

MXENERGY INC., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware ("Corporation"), does hereby certify that:

FIRST: The Board of Directors of the Corporation, by unanimous written consent, duly adopted and approved of resolutions setting forth a proposed amendment to the Corporation's Certificate of Incorporation, declaring the proposed amendment to be advisable and submitting it to the stockholders of the Corporation for their consideration. The resolutions of the Board of Directors setting forth the proposed amendment to the Corporation's Certificate of Incorporation are as follows:

RESOLVED, that the Certificate of Incorporation of the Corporation be amended by deleting ARTICLE FIRST in its entirety and inserting the following in place thereof:

FIRST: The name of the corporation is Constellation Energy Gas Choice, Inc.

SECOND: That in lieu of a meeting and vote of stockholders, the stockholders have approved the amendment by written consent in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

THIRD: The foregoing amendment to the Corporation's Certificate of Incorporation was duly approved and adopted in accordance with the provisions of Sections 242 and 228 of the General Corporation Law of the State of Delaware.

FOURTH: That this Certificate of Amendment of the Certificate of Incorporation shall be effective on June 1, 2012.

IN WITNESS WHEREOF, the Corporation has caused this Certificate of Amendment to be signed by its President this 14th day of May, 2012

MXENERGY INC.

By: 

Chaitanya Parikh
President

EXHIBIT B

**Application for Amended Certificate of Authority in Form to be Filed
with the Pennsylvania Department of State, Corporation Bureau**

RECEIVED
MAY 31 2012
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

5. The corporation desires that its certificate of authority be amended to change or correct the following information:

NEW NAME OF THE CORPORATION IS: *Constellation Energy Gas Choice, Inc.*

The amendment adopted by the corporation is set forth in full in Exhibit A attached hereto and made a part hereof.

6. If the amendment set forth in Paragraph 5 reflects a change in the name of the corporation to one not available for use in this Commonwealth, complete the following:

The fictitious name which the corporation adopts for use in transacting business in this Commonwealth is:

The corporation shall do business in Pennsylvania only under such fictitious name pursuant to the attached resolution of the board of directors under the applicable provisions of 15 Pa.C.S. (relating to corporations and unincorporated associations) and the attached form DSCB:54-311 (Application for Registration of Fictitious Name).

7. If the amendment set forth in Paragraph 5 reflects a change in the name of the corporation, check one of the following:

The change of name reflects a change effected in the jurisdiction of incorporation.

Documents complying with the applicable provisions of 15 Pa.C.S. § 4123(b) or 6123(b) (relating to exception; name) accompany this application.

IN TESTIMONY WHEREOF, the undersigned corporation has caused this Application for an Amended Certificate of Authority to be signed by a duly authorized officer thereof this

1 day of JUN, 2012.

Constellation Energy Gas Choice, Inc.
Name of Corporation


Signature

CHAITANYA PARIKH
President

Title

BUREAU USE ONLY:

Revenue Labor & Industry

Other _____

File Code _____ Filed Date _____

Part I. Complete for each filing:

Current name of entity or registrant (*survivor or new entity if merger or consolidation*):
MxEnergy Inc.

Entity number, if known: Incorporation/qualification date in PA:

State of Inc: Federal EIN: Specified effective date, if any:

Part II. Check proper box:

Amendment (complete Section A) Merger, Consolidation or Division (complete Section B,C or D)

Consolidation (complete Section C) Division (complete Section D)

Conversion (complete Section A & E) Correction (complete Section A)

Termination (complete Section H) Revival (complete Section G)

Dissolution before Commencement of Business (complete Section F)

Section A – Check box(es) which pertain to changes:

Name:
Constellation Energy Gas Choice, Inc.

Registered Office: Number & street/RD number & box number City State Zip County

Purpose:

Stock (aggregate number of share authorized): _____ Effective date: _____

Term of Existence: _____ Other: _____

Section B – Merger Complete Section A if any changes to surviving entity:

Merging Entities are: (*attach sheet for additional merging entities*)

Name: _____ Entity #, if known: _____

Effective date: _____ Inc./qual. date in PA. _____ State of Inc. _____

Name: _____ Entity #, if known: _____

Effective date: _____ Inc./qual. date in PA. _____ State of Inc. _____

EXHIBIT C

Tax Certification Statement

RECEIVED

MAY 31 2012

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

APPENDIX A

**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 Constellation Energy Gas Choice, Inc.	2. BUSINESS PHONE NO. (410-470-4990) CONTACT PERSON(S) FOR TAX ACCOUNTS: Alex Stavrou
--	---

3. TRADE/FICTITIOUS NAME (IF ANY)

4. LICENSED ADDRESS (STREET, RURAL ROUTE, P.O. BOX NO.) (POST OFFICE) STATE (ZIP)

4 Houston Center, 1221 Lamar Street, Suite 750 Houston TX 77010

5. TYPE OF ENTITY SOLE PROPRIETOR PARTNERSHIP CORPORATION

8. LIST OWNER(S), GENERAL PARTNERS, OR CORPORATE OFFICER(S)

NAME (PRINT) Chaitanya Parikh	SOCIAL SECURITY NUMBER (OPTIONAL) [1 2 4] - [9 0] - [7 6 1 0]
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL)
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL)
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL)
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL)

9. LIST THE FOLLOWING STATE TAX IDENTIFICATION NUMBERS. (ALL ITEMS: A, B, AND C MUST BE COMPLETED).

A. SALES TAX LICENSE (8 DIGITS) APPLICATION PENDING N/A [] - [] [] [] [] [] [] [] <input type="checkbox"/> X	C. CORPORATE BOX NUMBER (7 DIGITS) APPLICATION PENDING N/A [2 1 2 8] [2 2 3] <input type="checkbox"/> <input type="checkbox"/>
B. EMPLOYER ID (EIN) (9 DIGITS) APPLICATION PENDING N/A [0 6] - [1 5 4 3 5 3 0] <input type="checkbox"/> <input type="checkbox"/>	

10. Do you have PA employees either resident or non-resident? YES NO

11. 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 Susan Hickman	EMPLOYER TAXES N/A	CORPORATE TAXES Alex Stavrou
PHONE: 410-470-2886	PHONE	PHONE 410-470-4990

Telephone inquiries about this form may be directed to the Pennsylvania Department of Revenue at the following numbers: (717) 772-2673, TDD# (717) 772-2252 (Hearing Impaired Only)

R. PUC (CHIAVET

6/7/2012 9:48:11 AM

er: UPS

PUBLIC UTILITY COMMISSION
400 NORTH ST

HARRISBURG PA 17120-1005

ing services: UPS Next Day Air®
UPS Worldwide Express™
UPS 2nd Day Air®

P: SILVER S: BBLUE I: B52

54B - RDL

1ZF4E559135944 0862 1500

HTRBAC PAHAR152 JUN 01 07:27:31 2012
US 1711 HIP 11.1.3 ZEBRAZ4HP

Apply shipping documents on this side.

Do not use this envelope for:

UPS Ground
UPS Standard
UPS 3 Day Select®
UPS Worldwide Expedited®

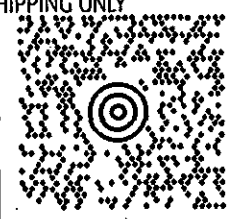


S Express Env
ore than 8 oz

mmended fo
tion or break

LTR 1 OF 1 FOR UPS SHIPPING ONLY

FROM:
STEPHEN BAKER
(502) 426-4500
CONSTELLATION ENERGY
9960 CORPORATE CAMPUS DR
LOUISVILLE KY 40223



PA 171 9-20



SHIP TO:
ROSEMARY CHIAVETTA, SECRETARY
PENNSYLVANIA PUBLIC UTILITY COMM.
400 NORTH STREET
HARRISBURG PA 17105

UPS NEXT DAY AIR SAVER

TRACKING #: 1Z F4E 559 13 5944 0862

1P



Salesperson: HL1001-Legal

BILLING: P/P

WS 10.0.40 HP Universal 72.0A 10/2007

subject to th

...the Convention of certain Rules Relating to International Carriage by Air (the "Warsaw Convention") and/or the Convention on the