

BEFORE

THE PENNSYLVANIA PUBLIC UTILITIES COMMISSION

In the Matter of the Application of)	
PJM Wholesale Brokers, LLC for)	Docket No.
Certification as a Broker/Marketer in)	
the Commonwealth of Pennsylvania.)	
)	

MOTION FOR PROTECTIVE ORDER

Applicant, PJM Wholesale Brokers, LLC (hereinafter, "PWB" or "Applicant") moves pursuant to Pa. Code § 54.32 (e)(f), for the entry of a Protective Order to designate as confidential its responses to question 17(a) [attached Exhibit 17(a)], in the Commission's Certification Application for Natural Gas Generation Supplier ("NGS") Application Package. These questions seek information and records that PWB considers confidential and proprietary financial data, and which are maintained as confidential by the Company. Public disclosure of this information would be potentially harmful to Applicant's competitive position as a Broker of natural gas and the Member's personal financial security.

PWB asks further that its responses to any subsequent requests for additional information or clarification which the Commission Staff might make with regard to these same requests also be permitted to be filed under seal, pursuant to the same Protective Order requested herein. The grounds supporting this Motion are fully explained in the subsequent Memorandum of Support.

Respectfully Submitted,



Sean P. Morrissey
 NEMLC, LLC
 199 New Road
 Suite 61-187
 Linwood, NJ 08221
 T: 609.365.7072
 F: 609.365.2437
 smorrisey@energychoiceconsulting.com
 o/b/o PJM Wholesale Brokers, LLC

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

MEMORANDUM IN SUPPORT OF
MOTION FOR PROTECTIVE ORDER

PJM Wholesale Brokers, LLC is a Delaware Limited Liability Company, registered as a Foreign For Profit Limited Liability Company (§8981) on November 20th, 2012 by filing with the Pennsylvania Secretary of State.

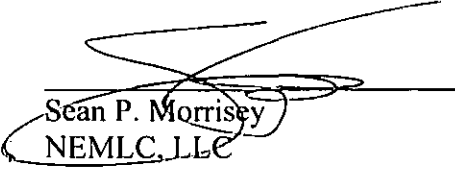
Questions 17(a) states, "Applicant must provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided." Examples of such information which may be submitted include the following: - Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies. - Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient) - Applicant's accounting statements, including balance sheet and income statements for the past two years. - Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form, evidence of Moody's, S&P, or Fitch ratings, and/or other independent financial service reports. - A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee. - Audited financial statements exhibiting accounts over a minimum two year period. - Bank account statement, tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

Applicant gladly provides this information to the Commission, but asks that it be subject to Protective Order due to the confidential, proprietary nature of this information and because public disclosure might be injurious to the Company's competitive position and the personal financial security of its Member. It is submitted that this is private information, in that Applicant is a limited liability company engaged solely in consultation relating to energy management and the marketing of electricity and natural gas arrangements for its customers and does not make public disclosure of the requested information through SEC filings or otherwise. As such, and given the intense competition in the NGS arena, this information is legitimate proprietary data, access to which could negatively affect Applicant's competitive position as a Broker of natural gas.

This request for a Protective Order is reasonable, necessary and will not prejudice any other party or individual. In fact, to the extent PWB's ability to compete effectively is preserved, Pennsylvania consumers will be better served. Fair competition is the philosophical basis for the NGS statutes and subsequent regulations.

For the foregoing reasons, Applicant respectfully requests that a Protective Order be issued which permits it to file its responses to the identified NGS Broker/Marketer Application Question (*17a and corresponding exhibits*) under seal and requires those with access to those responses to treat them in a confidential manner. All such responses shall be clearly and conspicuously marked CONFIDENTIAL.

Respectfully Submitted,



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