

# BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Progressive Energy Consultants, d/b/a \_\_\_\_\_, for approval to offer, render, furnish, or as a(n) [as specified in item #8 below] to the public in the Commonwealth of Pennsylvania.

To the Pennsylvania Public Utility Commission:

1. **IDENTITY OF THE APPLICANT:** The name, address, telephone number, and FAX number of the Applicant are:

Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue #321  
Clearwater, FL 33756  
Ph: 888-978-6445  
Fx: 727-479-0577

Please identify any predecessor(s) of the Applicant and provide other names under which the Applicant has operated within the preceding five (5) years, including name, address, and telephone number.

N/A

2. a. **CONTACT PERSON:** The name, title, address, telephone number, and FAX number of the person to whom questions about this Application should be addressed are:

Lisa Barry  
1548 S. Missouri Avenue #321, Clearwater, FL 33756  
Ph: 727-479-0731, Email: ia@cssllc.biz

- b. **CONTACT PERSON-PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY:** The name, title, address telephone number and FAX number of the person with whom contact should be made by PEMA:

Deborah Joyce, VP Sales  
1548 S. Missouri Avenue #321, Clearwater, FL 33756  
Ph: 888-978-6445, Email: debbiej@cssllc.biz

- 3.a. **ATTORNEY:** If applicable, the name, address, telephone number, and FAX number of the Applicant's attorney are:

Usher Fogel  
557 Central Avenue  
Suite 4A  
Cedarhurst, NY 11561  
Ph: 516-967-3242  
Fx: 516-374-2600

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

- b. **REGISTERED AGENT:** If the Applicant does not maintain a principal office in the Commonwealth, the required name, address, telephone number and FAX number of the Applicant's Registered Agent in the Commonwealth are:

Northwst Registered Agent  
1150 First Avenue  
Suite 115  
King of Prussia, PA 19406  
Ph: 509-768-2249  
Fx: 323-544-4790

4. **FICTITIOUS NAME:** (select and complete appropriate statement)

The Applicant will be using a fictitious name or doing business as ("d/b/a"):

Attach to the Application a copy of the Applicant's filing with the Commonwealth's Department of State pursuant to 54 Pa. C.S. §311, Form PA-953.

**OR**

The Applicant will not be using a fictitious name.

5. **BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS:** (select and complete appropriate statement)

The Applicant is a sole proprietor.

If the Applicant is located outside the Commonwealth, provide proof of compliance with 15 Pa. C.S. §4124 relating to Department of State filing requirements.

**OR**

The Applicant is a:

- domestic general partnership (\*)
- domestic limited partnership (15 Pa. C.S. §8511)
- foreign general or limited partnership (15 Pa. C.S. §4124)
- domestic limited liability partnership (15 Pa. C.S. §8201)
- foreign limited liability general partnership (15 Pa. C.S. §8211)
- foreign limited liability limited partnership (15 Pa. C.S. §8211)

**Provide proof of compliance with appropriate Department of State filing requirements as indicated above.**

Give name, d/b/a, and address of partners. If any partner is not an individual, identify the business nature of the partner entity and identify its partners or officers.

- \* If a corporate partner in the Applicant's domestic partnership is not domiciled in Pennsylvania, attach a copy of the Applicant's Department of State filing pursuant to 15 Pa. C.S. §4124.

or

- The Applicant is a:
- domestic corporation (none)
  - foreign corporation (15 Pa. C.S. §4124)
  - domestic limited liability company (15 Pa. C.S. §8913)
  - foreign limited liability company (15 Pa. C.S. §8981)
  - Other \_\_\_\_\_

Provide proof of compliance with appropriate Department of State filing requirements as indicated above. Additionally, provide a copy of the Applicant's Articles of Incorporation. ATTACHMENT A

Give name and address of officers.

Deborah Joyce  
1548 S. Missouri Ave #321  
Clearwater, FL 33756

The Applicant is incorporated in the state of FLORIDA

6. **AFFILIATES AND PREDECESSORS WITHIN PENNSYLVANIA:** (select and complete appropriate statement)

- Affiliate(s) of the Applicant doing business in Pennsylvania are:

Give name and address of the affiliate(s) and state whether the affiliate(s) are jurisdictional public utilities.

CONFIDENTIAL: SEE ATTACHMENT C. The affiliates are NOT jurisdictional public utilities.

- Does the Applicant have any affiliation with or ownership interest in:
- (a) any other Pennsylvania retail natural gas supplier licensee or licensee applicant,
  - (b) any other Pennsylvania retail licensed electric generation supplier or license applicant,
  - (c) any Pennsylvania natural gas producer and/or marketer,
  - (d) any natural gas wells or
  - (e) any local distribution companies (LDCs) in the Commonwealth

If the response to parts a, b, c, or d above is affirmative, provide a detailed description and explanation of the affiliation and/or ownership interest. SEE ATTACHMENT C

- Provide specific details concerning the affiliation and/or ownership interests involving:
- (a) any natural gas producer and/or marketers,
  - (b) any wholesale or retail supplier or marketer of natural gas, electricity, oil, propane or other energy sources.

- Provide the Pa PUC Docket Number if the applicant has ever applied:
- (a) for a Pennsylvania Natural Gas Supplier license, or

(b) for a Pennsylvania Electric Generation Supplier license.

- If the Applicant or an affiliate has a predecessor who has done business within Pennsylvania, give name and address of the predecessor(s) and state whether the predecessor(s) were jurisdictional public utilities.

**or**

- The Applicant has no affiliates doing business in Pennsylvania or predecessors which have done business in Pennsylvania.

7. **APPLICANT'S PRESENT OPERATIONS:** (select and complete the appropriate statement)

- The Applicant is presently doing business in Pennsylvania as a
- natural gas interstate pipeline.
  - municipal providing service outside its municipal limits.
  - local gas distribution company
  - retail supplier of natural gas services in the Commonwealth
  - a natural gas producer
  - Other. (Identify the nature of service being rendered.)

**or**

- The Applicant is not presently doing business in Pennsylvania.

8. **APPLICANT'S PROPOSED OPERATIONS:** The Applicant proposes to operate as a:

- supplier of natural gas services.
- Municipal supplier of natural gas services.
- Cooperative supplier of natural gas services.
- Broker/Marketer engaged in the business of supplying natural gas services.
- Aggregator engaged in the business of supplying natural gas services.
- Other (Describe):

9. **PROPOSED SERVICES:** Generally describe the natural gas services which the Applicant proposes to offer.

PEC proposes to act as a broker of natural gas (and electricity). PEC will help the customer by finding the supplier that will best suit his/her needs.

10. **SERVICE AREA:** Provide each Natural Gas Distribution Company (NGDC) in which Applicant proposes to offer services.

PECO, UGI, UGI Penn, UGI Central Penn, Columbia Gas of Pennsylvania and Peoples Natural Gas

11. **CUSTOMERS:** Applicant proposes to initially provide services to:

- Residential Customers
- Commercial Customers - (Less than 6,000 Mcf annually)
- Commercial Customers - (6,000 Mcf or more annually)
- Industrial Customers
- Governmental Customers
- All of above
- Other (Describe):

12. **START DATE:** The Applicant proposes to begin delivering services on 1 October 2013 (approximate date).

13. **NOTICE:** Pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14, serve a copy of the signed and verified Application with attachments on the following: **ATTACHMENT B**

Irwin A. Popowsky  
Office of Consumer Advocate  
5th Floor, Forum Place  
555 Walnut Street  
Harrisburg, PA 17120-1921

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

William R. Lloyd, Jr.  
Commerce Building, Suite 1102  
Small Business Advocate  
300 North Second Street  
Harrisburg, PA 17101

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

Any of the following Natural Gas Distribution Companies through whose transmission and distribution facilities the applicant intends to supply customers: **NOT APPLICABLE AS A BROKER**

<p><b>Valley Energy Inc.</b> Robert Crocker 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: <a href="mailto:rcrocker@ctenterprises.org">rcrocker@ctenterprises.org</a></p>	<p><b>National Fuel Gas Distribution Corp.</b> David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 email: <a href="mailto:wolfordd@natfuel.com">wolfordd@natfuel.com</a></p>
<p><b>UGI Central Penn</b> David Beasten 2525 N. 12<sup>th</sup> Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3425 FAX: 610.796.3559</p>	<p><b>Peoples Natural Gas Company LLC</b> Lynda Petrichevich 375 North Shore Drive, Suite 600 Pittsburgh, PA 15212 email: <a href="mailto:Lynda.w.petrichevich@peoples-gas.com">Lynda.w.petrichevich@peoples-gas.com</a> PH: 412.208.6528 FAX: 412.208.6577</p>
<p><b>Peoples TWP LLC (Formerly T. W. Phillips)</b> Andrew Wachter 375 North Shore Drive, Suite 600 Pittsburgh, PA 15212 PH: 724.431.4935 FAX: 724.287.5021 email: <a href="mailto:Andrew.Wachter@peoplestwp.com">Andrew.Wachter@peoplestwp.com</a></p>	<p><b>UGI</b> David Beasten 2525 N. 12<sup>th</sup> Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3425 FAX: 610.796.3559</p>
<p><b>UGI Penn Natural</b> David Beasten 2525 N. 12<sup>th</sup> Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3425 FAX: 610.796.3559</p>	<p><b>Equitable Gas Company</b> Jerald Moody 225 North Shore Drive Pittsburgh, PA 15212-5352 PH: 412.395.3209 FAX: 412.395.3335</p>
<p><b>PECO</b> Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 email: <a href="mailto:carlos.thillet@exeloncorp.com">carlos.thillet@exeloncorp.com</a> PH: 215.841.6452</p>	<p><b>Columbia Gas of Pennsylvania Inc.</b> Thomas C. Heckathorn 200 Civic Center Drive Columbus, OH 43215 PH: 614.460.4996 FAX: 614.460.6442 email: <a href="mailto:theckathorn@nisource.com">theckathorn@nisource.com</a></p>
<p><b>Philadelphia Gas Works</b> Douglas Moser 800 West Montgomery Avenue Philadelphia, PA 19122 email: <a href="mailto:douglas.moser@pgworks.com">douglas.moser@pgworks.com</a> PH: 215.684.6899</p>	

Pursuant to Sections 1.57 and 1.58 of the Commission's Regulations, 52 Pa. Code §§1.57 and 1.58, attach Proof of Service of the Application and attachments upon the above named parties. Upon review of the Application, further notice may be required pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14.

14. **TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as Appendix B to this application.  
See appendix A.
15. **COMPLIANCE:** State specifically whether the Applicant, an affiliate, a predecessor of either, or a person identified in this Application has been convicted of a crime involving fraud or similar activity. Identify all proceedings, by name, subject and citation, dealing with business operations, in the last five (5) years, whether before an administrative body or in a judicial forum, in which the Applicant, an affiliate, a predecessor of either, or a person identified herein has been a defendant or a respondent. Provide a statement as to the resolution or present status of any such proceedings.  
Neither the applicant or any of its officers have been convicted of any crimes involving fraud.
16. **STANDARDS, BILLING PRACTICES, TERMS AND CONDITIONS OF PROVIDING SERVICE AND CONSUMER EDUCATION:** All services should be priced in clearly stated terms to the extent possible. Common definitions should be used. All consumer contracts or sales agreements should be written in plain language with any exclusions, exceptions, add-ons, package offers, limited time offers or other deadlines prominently communicated. Penalties and procedures for ending contracts should be clearly communicated.
- a. **Contacts for Consumer Service and Complaints:** Provide the name, title, address, telephone number and FAX number of the person and an alternate person responsible for addressing customer complaints. These persons will ordinarily be the initial point(s) of contact for resolving complaints filed with Applicant, the Distribution Company, the Pennsylvania Public Utility Commission or other agencies.  
Deborah Joyce, VP Sales OR Jamie Gillis, 1548 S. Missouri Avenue #321, Clearwater, FL 33756, Ph: 888-978-6445
- b. Provide a copy of all standard forms or contracts that you use, or propose to use, for service provided to residential customers.
- As a broker, we do not provide contracts with customers directly, we connect them with suitable suppliers who provide contracts.
- c. If proposing to serve Residential and/or Small Commercial customers, provide a disclosure statement. A sample disclosure statement is provided as Appendix B to this Application.
- As a broker, we do not provide disclosures with customers directly, we connect them with suitable suppliers who provide disclosures.
17. **FINANCIAL FITNESS: CONFIDENTIAL ATTACHMENT C**
- A. Applicant shall 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. Progressive Energy Consultants is affiliated with Consumer Sales Solutions, LLC and is using their financial backing.
  - Published parent company financial and credit information.
  - Applicant's balance sheet and income statement for the most recent fiscal year. Published financial information such as 10K's and 10Q's may be provided, if available.
  - 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 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
  - Such other information that demonstrates Applicant's financial fitness.
- B. Applicant must provide the following information:
- Provide proof of compliance with bonding/credit requirements for each NGDC the applicant is proposing to provide service in. This requirement is designated by each NGDC and can commonly be found in the NGDC supplier tariff. Not Applicable.
  - Identify Applicant's chief officers including names and their professional resumes.



- Provide the name, title, address, telephone number and FAX number of Applicant's custodian for its accounting records.

Michael Lambert, 1548 S. Missouri Avenue #321, Clearwater, FL 33756, Ph: 727-479-0585

18. **TECHNICAL FITNESS:** To ensure that the present quality and availability of service provided by natural gas utilities does not deteriorate, the Applicant shall provide sufficient information to demonstrate technical fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted include the following: ATTACHMENT D

- The identity of the Applicant's officers directly responsible for operations, including names and their professional resumes.
- A copy of any Federal energy license currently held by the Applicant.
- Proposed staffing and employee training commitments.
- Business plans.

19. **TRANSFER OF LICENSE:** The Applicant understands that if it plans to transfer its license to another entity, it is required to request authority from the Commission for permission prior to transferring the license. See 66 Pa. C.S. Section 2208(D). Transferee will be required to file the appropriate licensing application.

20. **UNIFORM STANDARDS OF CONDUCT AND DISCLOSURE:** As a condition of receiving a license, Applicant agrees to conform to any Uniform Standards of Conduct and Disclosure as set forth by the Commission.

21. **REPORTING REQUIREMENTS:** Applicant agrees to provide the following information to the Commission or the Department of Revenue, as appropriate:

- a. Reports of Gross Receipts: Applicant shall report its Pennsylvania intrastate gross receipts to the Commission on an annual basis no later than 30 days following the end of the calendar year.

Applicant will be required to meet periodic reporting requirements as may be issued by the Commission to fulfill the Commission's duty under Chapter 22 pertaining to reliability and to inform the Governor and Legislature of the progress of the transition to a fully competitive natural gas market.

22. **FURTHER DEVELOPMENTS:** Applicant is under a continuing obligation to amend its application if substantial changes occur in the information upon which the Commission relied in approving the original filing.

23. **FALSIFICATION:** The Applicant understands that the making of false statement(s) herein may be grounds for denying the Application or, if later discovered, for revoking any authority granted pursuant to the Application. This Application is subject to 18 Pa. C.S. §§4903 and 4904, relating to perjury and falsification in official matters.

24. **FEE:** The Applicant has enclosed the required initial licensing fee of \$350.00 payable to the Commonwealth of Pennsylvania.

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Applicant: *Deborah Joyce*  
By: DEBORAH JOYCE  
Title: VP SALES

AFFIDAVIT

RECEIVED

SEP 20 2013

[Commonwealth/State] of Florida :

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

ss.

County of Pinellas :

Deborah Joyce, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the VP Sales (Office of Affiant) of Progressive Energy Consultants (Name of Applicant);]

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

That Deborah Joyce, 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 Deborah Joyce, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render natural gas supply 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.

That Deborah Joyce, 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 22 of Title 66. The Applicant acknowledges that failure to pay such taxes or otherwise comply with the taxation requirements of, 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 natural gas 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).

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.

That Deborah Joyce, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506, 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 Commission's Office of Communications 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 20 day of Sept, ~~19~~ 2013



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

My commission expires 16 OCT 16

AFFIDAVIT

RECEIVED

SEP 20 2013

[Commonwealth/State] of Florida :

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

County of Pinellas :

Deborah Joyce, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the VP Sales (Office of Affiant) of Progressive Energy Consultants, LLC (Name of Applicant);]

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

That Deborah Joyce, the Applicant herein certifies that it has caused the notice of the filing of its license application published in the following newspapers on \_\_\_\_\_:  
(date)

A copy of the notice as it appeared in each of the above newspapers is attached. Noted on each copy is the newspaper section (name, number or letter), if applicable, and the page number on which the notice appeared.

That Deborah Joyce, the Applicant will submit to the Commission the proof of publication from each newspaper in which notice of the application filing was published as soon as it is available.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.



[Signature]  
Signature of Affiant

Sworn and subscribed before me this 20 day of Sept, 13 2013

[Signature]  
Signature of official administering oath

My commission expires 16 OCT 16

AFFIDAVIT

RECEIVED

SEP 20 2013

[Commonwealth/State] of Florida :

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

ss.

County of Pinellas :

Deborah Joyce, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the VP Sales (Office of Affiant) of Progressive Energy Consultants, LLC (Name of Applicant);]

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

That the Applicant herein Deborah Joyce has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as a natural gas supplier pursuant to 66 Pa. C.S. §2208(c)(1).

That the Applicant herein Deborah Joyce has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein Deborah Joyce acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

That the Applicant herein Deborah Joyce acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.

[Signature]  
Signature of Affiant

Sworn and subscribed before me this 20 day of Sep, ~~18~~ 2013



[Signature]  
Signature of official administering oath

My commission expires 16 OCT 16.

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

# **ATTACHMENT A**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS  
401 NORTH STREET, ROOM 206  
P.O. BOX 8722  
HARRISBURG, PA 17105-8722  
[WWW.CORPORATIONS.STATE.PA.US/CORP](http://WWW.CORPORATIONS.STATE.PA.US/CORP)

Progressive Energy Consultants, LLC

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

IF YOU HAVE ANY QUESTIONS PERTAINING TO THE BUREAU, PLEASE VISIT OUR WEB SITE LOCATED AT [WWW.CORPORATIONS.STATE.PA.US/CORP](http://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: 4174406

Progressive Energy Consultants, LLC  
537 Douglas Ave.  
Dunedin, FL 34698

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 Progressive Energy Consultants, LLC		
Address 537 Douglas Ave.		
City Dunedin	State FL	Zip Code 34698

Commonwealth of Pennsylvania  
APPLICATION FOR REGISTRATION 3 Page(s)



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:

Progressive Energy Consultants, 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:

Progressive Energy Consultants, LLC

3. The name of the jurisdiction under the laws of which it was organized and the date of its formation:

Jurisdiction: FL Date of Formation: 01/01/13

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 North West Registered Agent LLC	County Montgomery
--	----------------------

PA DEPT. OF STATE

FEB 25 2013

PA DEPT. OF STATE

MAR 19 2013



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:

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:

1548 S. Missouri Ave #321	Clearwater	FL	33756
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):~~

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

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

Name	Business Address

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:

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:

20 day of Feb. 2013.


Progressive Energy Consultants, LLC  
Name of Partnership/Company

*[Signature]*  
Signature

Managing Director  
Title

Rev 11/2010

# State of Florida



## Department of State

I certify from the records of this office that PROGRESSIVE ENERGY CONSULTANTS, LLC, is a limited liability company organized under the laws of the State of Florida, filed on November 13, 2012, effective January 1, 2013.

The document number of this company is L12000143293.

I further certify that said company has paid all fees due this office through December 31, 2012, and its status is active.

Given under my hand and the  
Great Seal of the State of Florida  
at Tallahassee, the Capital, this the  
Ninth day of April, 2013



CR2EO22 (1-11)

*Ken Detzner*

Ken Detzner  
Secretary of State

**Electronic Articles of Organization  
For  
Florida Limited Liability Company**

L12000143293  
FILED 8:00 AM  
November 13, 2012  
Sec. Of State  
alunt

**Article I**

The name of the Limited Liability Company is:

PROGRESSIVE ENERGY CONSULTANTS, LLC

**Article II**

The street address of the principal office of the Limited Liability Company is:

411 CLEVELAND ST  
299  
CLEARWATER, FL. 33755

The mailing address of the Limited Liability Company is:

411 CLEVELAND ST  
299  
CLEARWATER, FL. 33755

**Article III**

The purpose for which this Limited Liability Company is organized is:

ANY AND ALL LAWFUL BUSINESS.

**Article IV**

The name and Florida street address of the registered agent is:

DEBBIE JOYCE  
411 CLEVELAND ST  
299  
CLEARWATER, FL. 33775

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Registered Agent Signature: DEBBIE JOYCE

## Article V

The name and address of managing members/managers are:

Title: MGRM  
DEBBIE JOYCE  
411 CLEVELAND ST # 299  
CLEARWATER, FL. 34698

L12000143293  
FILED 8:00 AM  
November 13, 2012  
Sec. Of State  
alunt

## Article VI

The effective date for this Limited Liability Company shall be:

01/01/2013

Signature of member or an authorized representative of a member

Electronic Signature: DEBBIE JOYCE

I am the member or authorized representative submitting these Articles of Organization and affirm that the facts stated herein are true. I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S. I understand the requirement to file an annual report between January 1st and May 1st in the calendar year following formation of the LLC and every year thereafter to maintain "active" status.

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

# **ATTACHMENT B**

**edEx** *NEW Package*  
Express *US Airbill*

FedEx Tracking Number **8026 5328 4735**

Form 0200

Standard's Copy

**From** Please print and press hard.  
Date **20 Sep 13** Sender's FedEx Account Number **2385-8629-1**

Sender's Name **Lisa Barry** Phone **727-7338700**

Company **PEC**

Address **537 Douglas Ave** Dept./Floor/Suite/Room

City **Dunedin** State **FL** ZIP **34698**

Your Internal Billing Reference  
First 24 characters will appear on invoice.

To Recipient's Name **Irwin Popowsky** Phone **717-7835048**

Company **Office of Consumer Advocate**

Address **555 Walnut St** HOLD Weekday FedEx location address REQUIRED. NOT available for FedEx First Overnight.

Address **5th Flr, Forum Place** HOLD Saturday FedEx location address REQUIRED. Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.

City **Harrisburg** State **PA** ZIP **17120**

**4 Express Package Service** \* To most locations  
NOTE: Service order has changed. Please select carefully. Packages up to 150 lbs. For packages over 150 lbs., use the new FedEx Express Freight US Airbill.

<input checked="" type="checkbox"/> Next Business Day	<input type="checkbox"/> FedEx First Overnight Earliest next business morning delivery to select locations. FedEx shipments will be delivered on Monday unless SATURDAY Delivery is selected.	<input type="checkbox"/> FedEx 2Day A.M. Second business morning.* Saturday Delivery NOT available.
<input type="checkbox"/> FedEx Priority Overnight Next business morning.* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.	<input type="checkbox"/> FedEx 2Day Second business afternoon.* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.	<input type="checkbox"/> FedEx Express Saver Third business day.* Saturday Delivery NOT available.
<input type="checkbox"/> FedEx Standard Overnight Next business afternoon.* Saturday Delivery NOT available.		

**5 Packaging** \* Declared value (max \$500)  
 FedEx Envelope\*  FedEx Pak\*  FedEx Box  FedEx Tube  Other

**6 Special Handling and Delivery Signature Options**

SATURDAY Delivery  
NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.

No Signature Required  
Package may be left without obtaining a signature for delivery.

Direct Signature  
Some FedEx recipient's addresses may require a signature for delivery. As applicable.

Indirect Signature  
If no one is available at the recipient's address, someone at a nearby working address may sign for delivery. For residential deliveries only. Fee applies.

Does this shipment contain dangerous goods?  
This box must be checked

No  Yes As per attached Shipper's Declaration  Yes Shipper's Declaration Not required  Dry Ice Dry Ice, 3, 101 1845  Cargo Aircraft Only

Dangerous goods (including dry ice) cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.

**7 Payment Bill to:** Enter FedEx Acct. No. or Credit Card No. below

Sender Acct. No. or Section 1 will be billed  Recipient  Third Party  Credit Card  Cash/Check

FedEx Acct. No. Credit Card No. FedEx Acct. No. or Credit Card No.  Cash/Check

Total Packages \_\_\_\_\_ Total Weight \_\_\_\_\_ Total Declared Value\* \_\_\_\_\_ lbs. \$ \_\_\_\_\_

**Easy new Peel and Stick airbill. No pouch needed!**  
Apply airbill directly to your package. See directions on back.

**FedEx Express Package US Airbill**

FedEx Tracking Number **8033 5995 1680**

Form ID No. **0215** SPH1  
Sanity's

From *Please print and press hard.*  
Date **20 Sep 13** Sender's FedEx Account Number **330548629-1**

Sender's Name **Lisa Barny** Phone ( **727** ) **733-8700**

Company **CSS, LLC PEC**

Address **537 DOUGLAS AVE STE 16**  
Dept./Floor/State/Floor

City **DUNEDIN** State **FL** ZIP **34698-7605**

Your Internal Billing Reference  
*First 24 characters will appear on invoice*

To Recipient's Name **William RLloyd Jr** Phone **717-783-2525**

Company **Small Business Advocate**

Address **300 N. Second St**  
*We cannot deliver to P.O. boxes or P.O. ZIP codes.* Dept./Floor/State/Floor

Address **Commerce Bldg Ste 1102**  
*Use this line for the HOLD location address or for continuation of your shipping address.*

City **Harrisburg** State **PA** ZIP **17101**

0109279790

**4 Express Package Service** \*To most locations. *Packages up to 150 lbs. For packages over 150 lbs., use the new FedEx Express Freight US Airbill*

*NOTE: Service order has changed. Please select carefully.*

<input type="checkbox"/> <b>FedEx First Overnight</b> Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.	<input type="checkbox"/> <b>FedEx 2Day A.M.</b> Second business morning* Saturday Delivery NOT available.
<input type="checkbox"/> <b>FedEx Priority Overnight</b> Next business morning* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.	<input type="checkbox"/> <b>FedEx 2Day</b> Second business afternoon* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
<input type="checkbox"/> <b>FedEx Standard Overnight</b> Next business afternoon* Saturday Delivery NOT available.	<input checked="" type="checkbox"/> <b>FedEx Express Saver</b> Third business day* Saturday Delivery NOT available.

**5 Packaging** \*Declared value limit \$500

**FedEx Envelope\***     **FedEx Pak\***     **FedEx Box**     **FedEx Tube**     **Other**

**6 Special Handling and Delivery Signature Options**

**SATURDAY Delivery**  
*NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.*

**No Signature Required**  
Package may be left without obtaining a signature for delivery.

**Direct Signature**  
Someone at recipient's address may sign for delivery. *Fee applies.*

**Indirect Signature**  
If no one is available at recipient's address, someone at a neighboring address may sign for delivery for residential deliveries only. *Fee applies.*

**Does this shipment contain dangerous goods?**  
*One box must be checked.*

**No**     **Yes** As per attached Shipper's Declaration     **Yes** Shipper's Declaration not required     **Dry Ice** Dry Ice 9, UN 1845 \_\_\_\_\_ kg

*Dangerous goods (including dry ice) cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.*     **Cargo Aircraft Only**

**7 Payment Bill to:**

Enter FedEx Acct. No. or Credit Card No. below.

**Sender** FedEx Acct. No. in Section 1 of label     **Recipient**     **Third Party**     **Credit Card**     **Cash/Check**

FedEx Acct. No. / Credit Card No. \_\_\_\_\_ Exp. Date \_\_\_\_\_

Total Packages    Total Weight    Total Declared Value<sup>1</sup>

\_\_\_\_\_ lbs    \$ \_\_\_\_\_ 00

<sup>1</sup>The liability is limited to US\$100 unless you declare a higher value. See back for details. By using this Airbill you agree to the service conditions on the back of this Airbill and in the current FedEx Service Guide, including terms that limit our liability.



SPH1

Sender's Copy

Form ID No 0215

FedEx Express Package US Airbill

FedEx Tracking Number 8033 5995 1566

From Please print and press hard. Date 20 Sep 13 Sender's FedEx Account Number 23858629-1 Sender's Name Lisa Barry Phone (727) 793-8700 Company CSS, LLC PEC Address 537 DOUGLAS AVE STE 16 City DUNEDIN State FL ZIP 34698-7605

Your Internal Billing Reference First 24 characters will appear on invoice.

To Recipient's Name Ofc. of Atty General Phone 717 787 3391 Company Bureau of Consumer Protection Address Strawberry Sq. 14th flr City Harrisburg State PA ZIP 17120

4 Express Package Service Packages up to 150 lbs. FedEx First Overnight, FedEx Priority Overnight, FedEx Standard Overnight, FedEx 2Day A.M., FedEx 2Day, FedEx Express Saver

5 Packaging FedEx Envelope, FedEx Pak, FedEx Box, FedEx Tube, Other

6 Special Handling and Delivery Signature Options SATURDAY Delivery, No Signature Required, Direct Signature, Indirect Signature, Does this shipment contain dangerous goods?

7 Payment Bill to: Sender, Recipient, Third Party, Credit Card, Cash/Check

FedEx at your fingertips. Good call. Go to fedex.com/mobilesolutions.





**edEx** *NEW Package*  
Express *US Airbill*

FedEx Tracking Number **8026 5328 4724**

Form ID No **0200**

Sender's Copy

From *Please print and press hard*  
Date **20 Sep 13** Sender's FedEx Account Number **2385-8629-1**

Sender's Name **Lisa Barry** Phone **727 7338700**

Company **PEC**

Address **537 Douglas Ave**

City **Dunedin** State **FL** ZIP **34698**

Your Internal Billing Reference  
*First 24 characters will appear on invoice.*

To Recipient's Name **Commonwealth of PA Bureau of Compliance** Phone **717 7871064**

Company **BIDM - Dept of Revenue**

Address **1854 Brookwood St**

Address **Harrisburg** State **PA** ZIP **17104**

HOLD Weekday  
FedEx location address  
REQUIRED NOT available for  
FedEx First Overnight

HOLD Saturday  
FedEx location address  
REQUIRED Available DAILY for  
FedEx Priority Overnight and  
FedEx 2Day to select locations

**4 Express Package Service** \* to most locations  
*NOTE: Service order has changed. Please select carefully.*

- |   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> <b>Next Business Day</b><br>Next business morning * Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected | <input type="checkbox"/> <b>FedEx First Overnight</b><br>Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected | <input type="checkbox"/> <b>FedEx 2Day A.M.</b><br>Second business morning * Saturday Delivery NOT available  |
| <input type="checkbox"/> <b>FedEx Priority Overnight</b><br>Next business morning * Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected     | <input type="checkbox"/> <b>FedEx Standard Overnight</b><br>Next business afternoon * Saturday Delivery NOT available   | <input type="checkbox"/> <b>FedEx 2Day</b><br>Second business afternoon * Thursday shipments will be delivered on Monday unless FRIDAY Delivery is selected |
|   |   | <input checked="" type="checkbox"/> <b>FedEx Express Saver</b><br>Third business day * Saturday Delivery NOT available                                      |

**5 Packaging** \* Declared value limit \$500

- FedEx Envelope\*     FedEx Pkt.\*     FedEx Box     FedEx Tube     Other

**6 Special Handling and Delivery Signature Options**

- SATURDAY Delivery  
*NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver*
- No Signature Required  
*Package may be left without obtaining a signature for delivery*
- Direct Signature  
*Someone at recipient's address may sign for delivery. Fee applies*
- Indirect Signature  
*If no one is available at recipient's address, someone at a neighboring address may sign for delivery. For residential deliveries only. Fee applies.*

Does this shipment contain dangerous goods?  
*One box must be checked.*

No     Yes As per attached Shipper's Declaration     Yes Shipper's Declaration not required     Dry Ice Dry Ice 9, UN 1845 \_\_\_\_\_ kg

*Dangerous goods (including dry ice) cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.*     Cargo Aircraft Only

**7 Payment Bill to:**

- Sender (See No. in Section Two to be billed)     Recipient     Third Party     Credit Card     Cash/Check
- FedEx Acct. No. \_\_\_\_\_ Exp. Date: \_\_\_\_\_  
Credit Card No. \_\_\_\_\_

Total Packages \_\_\_\_\_ Total Weight \_\_\_\_\_ Total Declared Value\* \_\_\_\_\_  
\_\_\_\_\_ lbs. \$ \_\_\_\_\_ 00

\*Our liability is limited to US\$100 unless you declare a higher value. See back for details. By using this Airbill you agree to the service conditions on the back of this Airbill and in the current FedEx Service Guide, including limits, charges and liability.



644

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

# **ATTACHMENT C**

**\*\* CONFIDENTIAL \*\***

*CONFIDENTIAL*

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

# APPENDIX C

PROOF OF PUBLICATION OF NOTICE IN THE WILLIAMSPORT SUN-GAZETTE UNDER ACT NO. 587, APPROVED MAY 16, 1929

STATE OF PENNSYLVANIA  
COUNTY OF LYCOMING

SS:

Bernard A. Oravec Publisher of the Sun-Gazette Company, publishers of the Williamsport, Sun-Gazette, successor to the Williamsport Sun and the Gazette & Bulletin, both daily newspapers of general circulation, published at 252 West Fourth Street, Williamsport, Pennsylvania, being duly sworn, deposes and says that the Williamsport Sun was established in 1870 and the Gazette & Bulletin was established in 1801, since which dates said successor, the Williamsport Sun-Gazette, has been regularly issued and published in the County of Lycoming aforesaid, and that a copy of the printed notice is attached hereto exactly as the same was printed and published in the regular editions of said Williamsport Sun-Gazette on the following dates, viz:

February 21, 2013

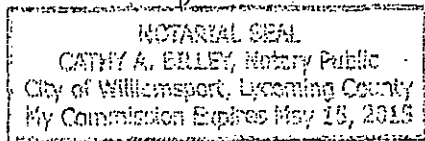
Affiant further deposes that he is an officer daily authorized by the Sun-Gazette Company, publisher of the Williamsport Sun-Gazette, to verify the foregoing statement under oath and also declares that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all the allegations in the foregoing statement as to time, place and character of publication are true.

Bernard A. Oravec

SUN-GAZETTE COMPANY

Sworn to and subscribed before me  
the 3<sup>rd</sup> day of April 2013

Cathy A. Billey  
Notary Public



cial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through Counsel:  
Usher Fogel  
Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue,  
#321  
Clearwater, FL 33756  
Ph: 727-479-0581

PENNSYLVANIA  
PUBLIC UTILITY  
COMMISSION  
NOTICE

Application of Progressive Energy Consultants, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged In The Business Of Brokering Electricity, And An Aggregator Engaged In The Business Of Brokering Electricity as well as Natural Gas, To The Public In The Commonwealth of Pennsylvania.

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial

STATEMENT OF ADVERTISING COSTS

To the Sun-Gazette Company, Dr.:	
For publishing the notice attached hereto on the above state dates.....	\$ 765.74
Probated same.....	\$
Total.....	\$ 765.74

PUBLISHER'S RECEIPT FOR ADVERTISING COSTS

THE COMPANY hereby acknowledges receipt of the aforesaid advertising and publication costs and certifies that the same have been fully paid.

SUN-GAZETTE COMPANY

BY Bernard A. Oravec

PROOF OF PUBLICATION  
In  
THE ERIE TIMES-NEWS  
COMBINATION EDITION

AMERICAN POWER AND GAS LLC  
P O BOX 299  
CLEARWATER FL 33755

REFERENCE: L0001306  
2103159 PUC NOTICE

STATE OF PENNSYLVANIA)  
COUNTY OF ERIE ) SS:

Lisa L. Frampton, being duly sworn, deposes and says that: (1) she is a designated agent of the Times Publishing Company (TPC) to execute Proofs of Publication on behalf of the TPC; (2) the TPC, whose principal place of business is at 205 W. 12th Street, Erie, Pennsylvania, owns and publishes the Erie Times-News, established October 2, 2000, a daily newspaper of general circulation, and published at Erie, Erie County Pennsylvania; (3) the subject notice or advertisement, a true and correct copy of which is attached, was published in the regular edition(s) of said newspaper on the date(s) referred to below. Affiant further deposes that he/she is duly authorized by the TPC, owner and publisher of the Erie Times-News, to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statement as to time, place and character of publication are true.

PUBLISHED ON: 02/21

TOTAL COST: 294.00 AD SPACE: 7.000 INCH  
FILED ON: 02/21/13

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

*Application of Progressive Energy Consultants, LLC for Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged In The Business Of Brokering Electricity, And An Aggregator Engaged In The Business Of Brokering Electricity as well as Natural Gas, To The Public In The Commonwealth of Pennsylvania.*

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through Counsel: Usher Fogel  
Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue, #321  
Clearwater, FL 33756  
Ph: 727-479-0581

Sworn to and subscribed before me this

21st day of February 2013 Affiant: Lisa L. Frampton

NOTARY: Barbara J. Moore

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Barbara J. Moore, Notary Public  
City of Erie, Erie County  
My Commission Expires March 23, 2016  
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

The Scranton Times (Under act P.L. 877 No 160. July 9, 1976)  
Commonwealth of Pennsylvania, County of Lackawanna

GAVIN BRIDGEFORTH  
537 DOUGLAS AVENUE  
DUNEDIN FL 34698

Account # 573618  
Order # 81120009  
Ad Price: 237.05

LEGAL NOTICE PENNSYLVANIA

Gina Krushinski

Being duly sworn according to law deposes and says that she is Billing clerk for The Scranton Times, owner and publisher of The Scranton Times, a newspaper of general circulation, established in 1870, published in the city of Scranton, county and state aforesaid, and that the printed notice or publication hereto attached is exactly as printed in the regular editions of the said newspaper on the following dates:

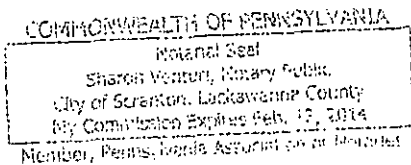
02/20/2013

Affiant further deposes and says that neither the affiant nor The Scranton Times is interested in the subject matter of the aforesaid notice or advertisement and that all allegations in the foregoing statement as time, place and character or publication are true Gina Krushinski

Sworn and subscribed to before me  
this 20th day of February A.D., 2013

Sharon Venturi

(Notary Public)



LEGAL NOTICE

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Application of Progressive Energy Consultants, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged In The Business Of Brokering Electricity; And An Aggregator Engaged In The Business Of Brokering Electricity as well as Natural Gas, To The Public In The Commonwealth of Pennsylvania.

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through Counsel: Usher Fogel  
Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue, #321  
Clearwater, FL 33756

Phone: 727-479-0581

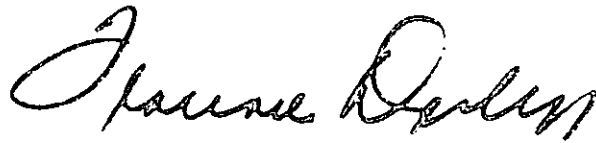
Proof of Publication in The Philadelphia Daily News  
Under Act. No 587, Approved May 16, 1929

STATE OF PENNSYLVANIA  
COUNTY OF PHILADELPHIA

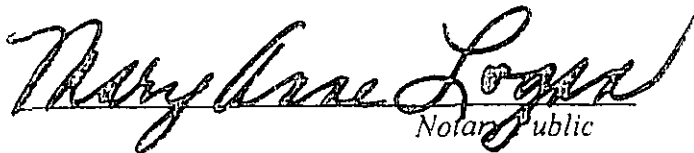
Florence Devlin being duly sworn, deposes and says that **The Philadelphia Daily News** is a newspaper published daily, except Sunday, at Philadelphia, Pennsylvania, and was established in said city in 1925, since which date said newspaper has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions and issues of the said newspaper on the following dates:

February 22, 2013

Affiant further deposes and says that she is an employee of the publisher of said newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.



Sworn to and subscribed before me this 22<sup>nd</sup> day of February, 2013.



Notary Public

My Commission Expires:

NOTARIAL SEAL  
Mary Anne Logan, Notary Public  
City of Philadelphia, Phila. County  
My Commission Expires 3/30/2013

Copy of Notice of Publication

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

Application of Progressive Energy Consultants, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged In The Business Of Brokering Electricity, And An Aggregator Engaged In The Business Of Brokering Electricity as well as Natural Gas, To The Public In The Commonwealth of Pennsylvania.

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act. The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through Counsel: Ushar Fogel  
Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue, #321  
Clearwater, FL 33756  
PH: 727-479-0821  
FX: 727-479-0577

COMMONWEALTH OF PENNSYLVANIA }  
 County of Cambria } SS

PENNSYLVANIA  
 PUBLIC UTILITY COMMISSION  
 NOTICE

Application of Progressive Energy Consultants, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged In The Business Of Brokering Electricity, And An Aggregator Engaged In The Business Of Brokering Electricity as well as Natural Gas, To The Public In The Commonwealth of Pennsylvania.

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through Counsel: Usher Fogel  
 Progressive Energy Consultants, LLC  
 1548 S. Missouri Avenue, #321  
 Clearwater, FL 33756  
 Ph: 727-479-0581

publish  
 that th  
 of The  
 interes  
 charac

ounty of Cambria, and Commonwealth of Pennsylvania and  
 ove matter published in said publication in the regular issues  
 PA, on February 20, 2013; and that the Affiant is not  
 ertising and that all of the allegations as to time, place and

*Christina Markoffka*

STATEMENT OF ADVERTISING COSTS

Sworn and Subscribed before me this  
 20th day of February, 2013.

*Vivian Ohs*

COMMONWEALTH OF PENNSYLVANIA  
 Notarial Seal  
 Vivian Ohs, Notary Public  
 City of Johnstown, Cambria County  
 My Commission Expires Dec. 6, 2016  
 MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

0.00 Lines @ \$2.50 per line	0.00
7.2 Inches @ \$25.00 per inch	180.00
Notary Fee	5.00
Clerical Fee	2.50
<b>Total Cost</b>	<b>187.50</b>

To The Tribune-Democrat, Johnstown, PA  
 For publishing the notice or publication  
 attached hereto on the above stated dates.

PUBLISHER'S RECEIPT FOR ADVERTISING COSTS

\_\_\_\_\_ for publisher of \_\_\_\_\_  
 a newspaper of general circulation, hereby acknowledges receipt of the aforesaid  
 and publication costs and certifies that the same has been duly paid.

\_\_\_\_\_  
 (Name of Newspaper)

By \_\_\_\_\_



### Proof of Publication of Notice in Pittsburgh Post-Gazette

Under Act No 587, Approved May 16, 1929, PL 1784, as last amended by Act No 409 of September 29, 1951

Commonwealth of Pennsylvania, County of Allegheny, ss C. Mohamed, being duly sworn, deposes and says that the Pittsburgh Post-Gazette, a newspaper of general circulation published in the City of Pittsburgh, County and Commonwealth aforesaid, was established in 1993 by the merging of the Pittsburgh Post-Gazette and Sun-Telegraph and The Pittsburgh Press and the Pittsburgh Post-Gazette and Sun-Telegraph was established in 1960 and the Pittsburgh Post-Gazette was established in 1927 by the merging of the Pittsburgh Gazette established in 1786 and the Pittsburgh Post, established in 1842, since which date the said Pittsburgh Post-Gazette has been regularly issued in said County and that a copy of said printed notice or publication is attached hereto exactly as the same was printed and published in the \_\_\_\_\_ regular \_\_\_\_\_ editions and issues of the said Pittsburgh Post-Gazette a newspaper of general circulation on the following dates, viz:

21 of February, 2013

Affiant further deposes that he/she is an agent for the PG Publishing Company, a corporation and publisher of the Pittsburgh Post-Gazette, that, as such agent, affiant is duly authorized to verify the foregoing statement under oath, that affiant is not interested in the subject matter of the afore said notice or publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

C. Mohamed

PG Publishing Company

Sworn to and subscribed before me this day of:  
February 21, 2013

Linda M. Gaertner

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Linda M. Gaertner, Notary Public  
City of Pittsburgh, Allegheny County  
My Commission Expires Jan. 31, 2015

MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

STATEMENT OF ADVERTISING COSTS  
Progressive Energy Consultants,  
1548 S. Missouri Avenue #321  
CLEARWATER FL 33756

To PG Publishing Company

Total ----- \$577.50

### Publisher's Receipt for Advertising Costs

PG PUBLISHING COMPANY, publisher of the Pittsburgh Post-Gazette, a newspaper of general circulation, hereby acknowledges receipt of the aforesaid advertising and publication costs and certifies that the same have been fully paid.

Office  
34 Boulevard of the Allies  
PITTSBURGH, PA 15222  
Phone 412-263-1338

PG Publishing Company, a Corporation, Publisher of  
Pittsburgh Post-Gazette, a Newspaper of General Circulation

By \_\_\_\_\_

L. A. ...

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.

### COPY OF NOTICE OR PUBLICATION

PENNSYLVANIA  
PUBLIC UTILITY  
COMMISSION  
NOTICE

Application of Progressive Energy Consultants, LLC for Approval To Offer, Render, Furnish or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged in The Business Of Brokering Electricity, And An Aggregator Engaged in The Business Of Brokering Electricity as well as Natural Gas, To The Public in The Commonwealth of Pennsylvania.

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants, LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Projects directed to the technical or financial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the secretary of the PUC, P.O. Box 3263, Harrisburg, PA 17105-3263. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through  
Counsel User Egan  
Progressive Energy  
Consultants, LLC  
1548 S. Missouri  
Avenue, #321  
Clearwater, FL 33756

PH: 727-473-0531  
FX: 727-473-0577

The Patriot-News Co.  
2020 Technology Pkwy  
Suite 300  
Harrisburg, PA 17101  
Inquiries - 717-255-8213

The Patriot-News  
Now you know

PROGRESSIVE ENERGY CONSULTANTS LLC  
1548 S. MISSOURI AVE. #321

CLEARWATER FL 33756

THE PATRIOT NEWS  
THE SUNDAY PATRIOT NEWS

Proof of Publication

Under Act No. 587, Approved May 16, 1929  
Commonwealth of Pennsylvania, County of Dauphin} ss

Marianne Miller, being duly sworn according to law, deposes and says:

That she is a Staff Accountant of The Patriot News Co., a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, with its principal office and place of business at 2020 Technology Pkwy, Suite 300, in the Township of Hampden, County of Cumberland, State of Pennsylvania, owner and publisher of The Patriot-News and The Sunday Patriot-News newspapers of general circulation, printed and published at 1900 Patriot Drive, in the City, County and State aforesaid; that The Patriot-News and The Sunday Patriot-News were established March 4th, 1854, and September 18th, 1949, respectively, and all have been continuously published ever since;

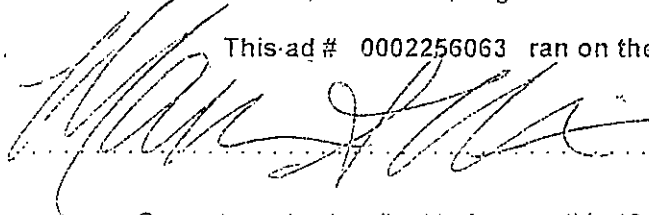
That the printed notice or publication which is securely attached hereto is exactly as printed and published in their regular daily and/or Sunday/ Community Weekly editions which appeared on the date(s) indicated below. That neither she nor said Company is interested in the subject matter of said printed notice or advertising, and that all of the allegations of this statement as to the time, place and character of publication are true; and

That she has personal knowledge of the facts aforesaid and is duly authorized and empowered to verify this statement on behalf of The Patriot-News Co. aforesaid by virtue and pursuant to a resolution unanimously passed and adopted severally by the stockholders and board of directors of the said Company and subsequently duly recorded in the office for the Recording of Deeds in and for said County of Dauphin in Miscellaneous Book "M", Volume 14, Page 317.

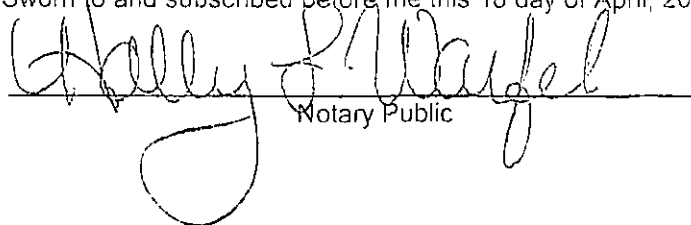
PUBLICATION COPY

This ad # 0002256063 ran on the dates shown below:

April 18, 2013



Sworn to and subscribed before me this 18 day of April, 2013 A.D.

  
Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Holly Lynn Warfel, Notary Public  
Washington Twp., Dauphin County  
My Commission Expires Dec. 12, 2016

MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

Application of Progressive Energy Consultants, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services and Natural Gas As A Marketer/Broker Engaged In The Business Of Brokering Electricity, And An Aggregator Engaged In The Business Of Brokering Electricity as well as Natural Gas, To The Public In The Commonwealth of Pennsylvania.

Progressive Energy Consultants, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services and natural gas as a broker/marketer engaged in the business of brokering electricity and natural gas. Progressive Energy Consultants LLC proposes to broker electricity and natural gas as well as related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act and the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Progressive Energy Consultants, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to Progressive Energy Consultants, LLC's attorney at the address listed below.

By and through Counsel: Usher Fogel  
Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue, #321  
Clearwater, FL 33756  
Ph: 727-479-0581

**RECEIVED**

SEP 20 2013

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

# **ATTACHMENT D**



PROGRESSIVE  
ENERGY CONSULTANTS

**Broker Licensing List**

Maryland Electricity Supplier Broker Services  
License Reference Number IR-3128

New Jersey Energy Agent  
Registration No. EA-0246, Expiration Date: August 20, 2014

Ohio Power Broker  
Certificate Number 13-708E (1), Expiration Date: July 6, 2015

Pennsylvania Electric Supplier License (for Brokering)  
Pending receipt of license

W. KEVIN HUGHES  
CHAIRMAN



HAROLD D. WILLIAMS  
LAWRENCE BRENNER  
KELLY SPEAKES-BACKMAN

PUBLIC SERVICE COMMISSION

#10, 8/14/13 AM; ML#s 147963 and 148496  
License Reference No.: IR-3128

August 14, 2013

Lisa Berry  
Progressive Energy Consultants, LLC  
1548 S. Missouri Avenue, #321  
Clearwater, FL 33756

Dear Ms. Berry:

On June 12, 2013, Progressive Energy Consultants, LLC ("Company") filed an Application for a license to supply electricity or electric generation services in Maryland under COMAR 20.51. The Company proposes to provide electricity supplier services in Maryland for residential, commercial and industrial customers as described in the application. Additional information was filed on July 15, 2013.

After considering this matter at the August 14, 2013 Administrative Meeting, the Commission granted the Company a license to supply electricity or electric generation services in Maryland in accordance with its Application (License Reference Number IR-3128). The license granted by the Commission under this Letter Order is limited solely to electricity supplier broker services to residential, commercial, and industrial customers.

Finally, the Company is reminded that it is under a continuing obligation to notify the Commission within 30 days of any changes to the information upon which the Commission relied in granting this license. A copy of the supplemental or updated information is required to be filed concurrently with the Office of People's Counsel.

By Direction of the Commission,

A handwritten signature in black ink, appearing to read "David J. Collins".

David J. Collins  
Executive Secretary

DJC/st  
cc: Phil VanderHeyden, Electricity Division

# State of New Jersey



## Board of Public Utilities

44 S. Clinton Ave., P.O. Box 350, Trenton, New Jersey 08625

### **HEREBY REGISTERS**

#### **Progressive Energy Consultants, LLC**

1548 S. Missouri Avenue, #321  
Clearwater, Florida 33756

To conduct business in the State of New Jersey as an

### **Energy Agent**

---

**Kristi Izzo**  
**Secretary of the Board**

**Registration No.** EA-0246  
**Effective Date:** August 21, 2013  
**Expiration Date:** August 20, 2014

**PUBLIC UTILITIES COMMISSION OF OHIO**

*Certified as a Competitive Retail Electric Service Provider*

Certificate Number:

**13-708E (1)**

Issued Pursuant to Case Number(s):

**13-1331-EL-AGG**

A certificate as a Competitive Retail Electric Service Provider is hereby granted to, **Progressive Energy Consultants, LLC** whose office or principal place of business is located at **1548 S. Missouri Avenue, #321, Clearwater, FL 33756** to provide **aggregation and power broker** services within the State of Ohio effective **July 06, 2013**.

The certification of competitive retail electric suppliers is governed by Section 4901:1-24-(01-13) of the Ohio Administrative Code, Section 4901:1-21-(01-15) of the Ohio Administrative Code, and Section 4928.08 of the Ohio Revised Code.

This Certificate is revocable if all of the conditions set forth in the aforementioned case(s) are not met.

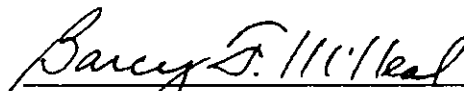
Subject to all rules and regulations of the Commission, now existing or hereafter promulgated.

Witness the seal of the Commission affixed at Columbus, Ohio.

Dated: 7/9/2013

By Order of

PUBLIC UTILITIES COMMISSION OF OHIO



Barcy F. McNeal, Secretary  
Betty McCauley, Acting Secretary  
Tanowa M. Troupe, Acting Secretary

Certificate Expires: July 06, 2015

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business  
Technician SM Date Processed JUL 09 2013



## CRES AUTOMATIC CASE ACTION FORM

Case No. **13-1331-EL-AGG**

Date Sent: **July 8, 2013**

Effective Date of Certificate: **July 6, 2013**

Certificate Expires: **July 6, 2015**

Company Name and Company Name d/b/a: **Progressive Energy Consultants, LLC**

Renewal

**Action Needed:**

Issue Certificate Number to: **Progressive Energy Consultants, LLC** at  
(address): **1548 S. Missouri Avenue #321, Clearwater, FL 33756**

Certified To Provide the Following Services:

- Retail Generation
- Aggregation
- Power Marketer
- Power Broker
- Governmental Aggregation

Renew Certificate No.            to

Revise Certificate No.            to (check all applicable):

Reflect name change from            to

Reflect address change from            to

Add new service offering to certificate:

- Retail Generation
- Aggregation
- Power Marketer
- Power Broker
- Governmental Aggregation

Correct Administrative Error

Reflect Change of Ownership to:

Cancel Certificate No.

Protect Un-redacted copies until

Close Case File, Case Withdrawn at Applicant's Request

Close Case File

**CASE NUMBER:** 13-1331-EL-AGG  
**CASE DESCRIPTION:** PROGRESSIVE ENERGY CONSULTANTS LLC  
**DATE OF SERVICE:** 7/9/2013  
**DOCUMENT SIGNED ON:** 7/9/2013

Sign Here: 

**APPLICANT**

**PARTY OF RECORD**

**ATTORNEY**

PROGRESSIVE ENERGY CONSULTANTS LLC NONE  
DEBORAH JOYCE  
1548 S MISSOURI AVE # 321  
CLEARWATER,FL 33756  
Phone:888-978-6445

---

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265**

Public Meeting held September 12, 2013

Commissioners Present:

Robert F. Powelson, Chairman  
John F. Coleman, Jr., Vice Chairman  
Wayne E. Gardner  
James H. Cawley  
Pamela A. Witmer

Docket No: A-2013-2359823

License Application of Progressive Energy  
Consultants, LLC for Approval to Offer, Render,  
Furnish or Supply Electricity or Electric Generation  
Services as a Broker/Marketer

**ORDER**

**BY THE COMMISSION:**

On April 25, 2013, Progressive Energy Consultants, LLC (PEC) filed an application seeking to become a licensed electric generation supplier (EGS) in the electric distribution company (EDC) service territories of Metropolitan Edison Company, Pennsylvania Power Company, West Penn Power, Pennsylvania Electric Company, PECO Energy Company and PPL Electric Utilities Corporation in the Commonwealth of Pennsylvania. The application was filed pursuant to the Commission's regulations at 52 Pa. Code §§ 54.31-54.43, which became effective on August 8, 1998, and which were established under section 2809 of the Public Utility Code, 66 Pa. C.S. § 2809.

Section 2809 provides in pertinent part that:

License Requirement.--No person or corporation, including municipal corporations which choose to provide service outside their municipal limits except to the extent provided prior to the effective date of this chapter, brokers and marketers, aggregators and other entities, shall engage in the business of an electric generation supplier in this Commonwealth unless the person or corporation holds a license issued by the Commission. 66 Pa. C.S. §2809.

An electric generation supplier is defined as:

A person or corporation, including municipal corporations which choose to provide service outside their municipal limits except to the extent provided prior to the effective date of this chapter, brokers and marketers, aggregators or any other entities, that sells to end-use customers electricity or related services utilizing the jurisdictional transmission or distribution facilities of an electric distribution company, or that purchases, brokers, arranges or markets electricity or related services for sale to end-use customers utilizing the jurisdictional transmission and distribution facilities of an electric distribution company. 66 Pa. C.S. § 2803.

PEC is a foreign limited liability company organized in the State of Florida as of January 1, 2013, and registered to do business in Pennsylvania as of February 20, 2013. By its application, PEC proposes to act as a broker/marketer of retail electric power to residential, small commercial (25kW and under demand), large commercial (over 25kW demand), industrial and governmental customers. PEC has indicated that it will not be taking title to electric power, nor paying customers' bills in its broker/marketer role.

Since PEC will be providing marketer services to residential customers, it shall be required to comply with, and be governed by, applicable Chapter 56 residential service regulations as set forth in the Commission Order *Guidelines for Maintaining Customer Service at the Same Level of Quality Pursuant to 66 Pa. C.S. § 2807(d)*, and

*Assuring Conformance with 52 Pa. Code Chapter 56 Pursuant to 66 Pa. C.S. § 2809(e) and (f)* at Docket No. M-00960890F0011, Order entered July 11, 1997. Thus, we deem it appropriate to reiterate certain items with respect to Chapter 56 of our regulations. Chapter 56 (52 Pa. Code Chapter 56) is applicable to residential accounts. An EGS cannot physically disconnect a residential customer from the electricity grid; therefore, the rules relating to residential service termination are not applicable to EGSs. An EGS may seek to terminate its generation service through an appropriate written notice to the customer and the distribution company. The residential customer can then attempt to repair their relationship with the supplier, seek a new supplier, or return to utility service at default service rates in accordance with the utility's obligations under section 2807(e), 66 Pa. C.S. § 2807(e). The customer would only be disconnected from the electricity grid pursuant to appropriate regulations if the customer failed to meet its obligations to the utility or the EGS that has been designated by the Commission as the provider of last resort.

Additionally, we specifically note that the licensee must comply with, and ensure that its employees, agents, representatives and independent contractors comply with the standards of conduct and disclosure for licensees set out in Commission regulations at 52 Pa. Code § 54.43 that were enacted to protect consumers of this Commonwealth. These standards include, *inter alia*, the provision of timely and accurate information about the services offered by the licensee, the practice of nondiscrimination in service in regard to race, color, religion, national origin, marital status, etc., the safeguarding of a consumer's personal information, and compliance with applicable state and federal consumer protection laws. Also, we take this opportunity to remind the licensee of its agreement to abide by, and to ensure that its employees, representatives, agents and independent contractors abide by all applicable federal and state laws, and Commission regulations, procedures and orders, 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.

PEC has provided proof of publication in Pennsylvania newspapers and proofs of service to the interested parties as required by the Commission.

Regarding the financial and technical requirements of the license application PEC has supplied balance sheets and income statements as well as tax returns for 2010 and 2011 on behalf of its supporting company. PEC has also provided historical employment information for several executive, management and staff personnel indicating that they have the necessary consulting, utility and/or regulatory experience. PEC's affiliate business under the name of American Power and Gas of Pennsylvania, LLC, Docket numbers A-2013-2364337 and A-2013-2355561 was recently approved for natural gas supplier and electric generation supplier licenses respectively. Sufficient information has been provided by PEC demonstrate its financial and technical fitness in order to be licensed as a broker/marketer in the Commonwealth of Pennsylvania.

PEC did not provide a \$250,000 bond as required by the license application; however, it did provide a bond in the amount of \$10,000 and requests that the Commission reduce its security requirement from \$250,000 to \$10,000. In support of this request, PEC explains that it will not be collecting any gross receipts from its customers or generating electricity. Its services include analyzing client electricity loads and negotiating the purchase of electricity for its clients.

The Commission believes that the reasoning on which PEC bases its request for a bond reduction from \$250,000 to \$10,000 is similar to that offered by the other EGSs that have successfully petitioned the Commission for a bonding level of \$10,000. Two of the EGSs are Co-eXprise, Inc. (Co-eX), at Docket No. A-110166, whose request was granted January 20, 2006, and Premier Energy Solutions (Premier), at Docket No. A-110170, whose request was granted July 26, 2006. In the case of Co-eX, the

company explained that, as a consultant, it will provide its customers with an evaluation and selection process from which to select the best positioned licensed electricity supplier/generator and award business. In the case of Premier, the company explained that it requested an EGS license to become EDI certified with the utilities, in order to be able to efficiently and effectively obtain electricity usage information for the customers to whom it provides consulting services. Premier intended to utilize the information to help its customers reduce their overall spending for electricity. Premier also stated that it will not take title to power.

The Commission believes that PEC operates in a similar manner and therefore should be granted similar relief and be permitted to provide a bond or other approved security in the reduced amount of \$10,000. However, PEC's bonding level is contingent upon the company's business model as described in this Order. If PEC takes title to generation supply for its customers, and/or charges customers directly for that generation supply, a \$10,000 level of bonding may not be appropriate. Therefore, we will direct PEC to notify the Commission 45 days prior to a change in its business model, whereby PEC takes title to generation supply and/or bills its customers directly for that generation supply. This will provide the Commission with an opportunity to review and adjust PEC's approved bonding level prior to PEC implementing those changes.

As of September 3, 2013 no protests have been filed.

We find that the applicant:

1. Is fit, willing and able to properly perform the service proposed in conformance with applicable provisions of the Public Utility Code and lawful Commission orders and regulations, specifically including 52 Pa. Code Chapter 56 (relating to Standards and Billing Practices for Residential Utility Service).

2. Has agreed to lawfully abide by all Commission regulations, procedures and orders, 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.

We further find that the proposed service, to the extent authorized by the license, will be consistent with the public interest and the policy declared in the Electricity Generation Customer Choice and Competition Act.

Upon full consideration of all matters of record, we find that approval of this application is necessary and proper for the service, accommodation and convenience of the public; **THEREFORE,**

**IT IS ORDERED:**

1. That the application Progressive Energy Consultants, LLC is hereby approved, consistent with this Order.
2. That Progressive Energy Consultants, LLC's request for a reduction in the bond level from \$250,000 to \$10,000 is hereby granted.
3. That the security amount of \$10,000 shall remain in effect for Progressive Energy Consultants, LLC as long as Progressive Energy Consultants, LLC does not make a change to its business model in Pennsylvania, whereby it would take title to generation supply and/or bill its customers directly for generation supply.



4. That a license be issued authorizing Progressive Energy Consultants, LLC to begin to offer, render, furnish or supply electric generation supplier services as a broker/marketer to residential, small commercial (25kW and under demand), large commercial (over 25kW demand), industrial and governmental customers in the electric distribution company service territories of Metropolitan Edison Company, Pennsylvania Power Company, West Penn Power, Pennsylvania Electric Company, PECO Energy Company and PPL Electric Utilities Corporation in the Commonwealth of Pennsylvania, as specified in the Order.

5. That if Progressive Energy Consultants, LLC proposes to change its business model as described in Ordering Paragraph No. 3, it must notify the Commission at least 45 days prior to the changes. With the notice, the Company must provide an update to the nature and scope of business information that was required by Pa. Code § 54.40(c) to justify the modification granted in Ordering Paragraph No. 3. This will provide the Commission the opportunity to review Progressive Energy Consultants, LLC's bonding level and adjust as appropriate, prior to Progressive Energy Consultants, LLC implementing the proposed changes to its business model.

6. That if Progressive Energy Consultants, LLC changes its business model without providing to the Commission the notice and information required in Ordering Paragraph No. 5, then the reduced bonding level permitted by Ordering Paragraph No. 2 shall cease effective with the date of the change in the business model. The level of bonding effective at that time shall be \$250,000 or the level required by 52 Pa. Code § 54.40, whichever is greater.

7. That this proceeding at Docket No. A-2013-2359823 be closed.

BY THE COMMISSION,



Rosemary Chiavetta  
Secretary

(SEAL)

ORDER ADOPTED: September 12, 2013

ORDER ENTERED: September 12, 2013

# PROGRESSIVE ENERGY CONSULTANTS, LLC

## Company Profile, Experience & Forecasted Business Activity

<b>Progressive Energy Consultants</b>  1548 S. Missouri Ave. #321 Clearwater, FL 33756	<b>Owner</b> Deborah Joyce
<b>Contact</b> Tel: 727-479-0681 Fax: 727-479-0577 Email: DebbieJ@cssllc.biz	<b>Statistics</b> Staff: 9

### What We Do

Progressive Energy Consultants (PEC) is a professional energy brokerage; we specialize in providing solutions to large high usage consumers, by providing custom tailored energy rates to fit their needs.

### The Industry

The executives and staff of Progressive Energy Consultants have a combined 45 years in the energy industry. This includes customer acquisition and customer service for millions of consumers in literally every Choice program across America.

### The Successful Process

At Progressive Energy Consultants we invest a lot of time and consideration into making sure the customer is getting exactly what they want, be it a fixed or variable rate. We always think of the customer first and negotiate on their behalf to provide the best-tailored energy rates the market has to offer. Progressive Energy Consultants has never had a complaint, a statistic the entire company is very proud of.

### Operations

Progressive Energy Consultants started operations on 1/1/2013 and presently has 9 brokers operating in the different deregulated states. Under a different name, we manage a book of business consisting of 866 customers under electric contracts, annually using a combined 336,081,290 kWh and a book of business consisting of 200 customers under natural gas contracts, annually using a combined 490,000 Mcf.

### Licensing

Maryland Electricity Supplier Broker Services  
License Reference Number IR-3128

New Jersey Energy Agent  
Registration No. EA-0246, Expiration Date: August 20, 2014

Ohio Power Broker  
Certificate Number 13-708E (1), Expiration Date: July 6, 2015

Pennsylvania Electric Supplier License (for Brokering)  
Pending receipt of license

FedEx Tracking Number **8026 5328 4746**

Form ID No. **0200**

**Recipient's Copy**

From \_\_\_\_\_  
Date **20 Sep 13**

Sender's Name **Lisa Barry** Phone **727 7338700**

Company **PEC**

Address **537 Douglas Ave**

City **Dunedin** State **FL** ZIP **34098**

**2 Your Internal Billing Reference**

To Recipient's Name **Secretary of the Commission** Phone **717 7835242**

Company **PA PUC**

Address **400 North St Building**  
We cannot deliver to P.O. boxes or P.O. ZIP codes.

Address **2nd Floor Rm N201**  
Use this line for the HOLD location address or for continuation of your shipping address.

City **Harrisburg** State **PA** ZIP **17120**

**HOLD Weekday**  
FedEx location address  
REQUIRED NOT available for  
FedEx First Overnight.

**HOLD Saturday**  
FedEx location address  
REQUIRED Available ONLY for  
FedEx Priority Overnight® and  
FedEx 2Day to select locations.

**4 Express Package Service** \*To most locations.  
NOTE: Service order has changed. Please select carefully.

- Next Business Day** \*2 or 3 Business Days
- FedEx First Overnight**  
Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
  - FedEx Priority Overnight**  
Next business morning.\* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
  - FedEx Standard Overnight**  
Next business afternoon.\* Saturday Delivery NOT available.
  - FedEx 2Day A.M.**  
Second business morning.\* Saturday Delivery NOT available.
  - FedEx 2Day**  
Second business afternoon.\* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
  - FedEx Express Saver**  
Third business day.\* Saturday Delivery NOT available.

- 5 Packaging** \*Declared value limit \$200
- FedEx Envelope\*  **FedEx Pak\***  FedEx Box  FedEx Tube  Other

- 6 Special Handling and Delivery Signature Options**
- SATURDAY Delivery**  
NOT available for FedEx Standard Overnight®, FedEx 2Day A.M., or FedEx Express Saver.
- No Signature Required**  
Package may be left without obtaining a signature for delivery.
- Direct Signature**  
Someone at recipient's address may sign for delivery. Fee applies.
- Indirect Signature**  
If no one is available at recipient's address, someone at a neighboring address may sign for delivery for residential deliveries only. Fee applies.
- Does this shipment contain dangerous goods?**  
One box must be checked.
- No**  **Yes** As per attached Shipper's Declaration.  **Yes** Shipper's Declaration not required.  **Dry Ice** Dry Ice, 9 UN 1845 \_\_\_\_\_ kg  **Cargo Aircraft Only**
- Dangerous goods (including dry ice) cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.

**7 Payment Bill to:** Enter FedEx Acct. No. or Credit Card No. below. Obtain recip Acct. No.

**Sender** Acct. No. in Section That Is Billed  **Recipient**  **Third Party**  **Credit Card**  **Cash/Check**

Total Packages **1** Total Weight **5.5** lbs

Credit Card Auth. \_\_\_\_\_

Your liability is limited to US\$100 unless you declare a higher value. See the current FedEx Service Guide for details.



8026 5328 4746

**644**