



February 20, 2014

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

RE: Docket No A-2013-2398866
Addendum to Application for Electricity Broker/Marketer License
Berkshire Energy Partners, LLC

Please find the enclosed addendum to the original Energy Broker/Marketer Licensing application from Berkshire Energy Partners, LLC, which was filed on December 30, 2013. This is additional information requested upon Staff's review of our initial application.

Please consider the Bank Statement separately enclosed as Confidential Information.

Please contact the undersigned with any further questions. We look forward to the earliest possible approval.

Sincerely,

A handwritten signature in black ink that reads "Dana A. LeSage". The signature is written in a cursive, flowing style.

Dana A. LeSage, P.E.
Owner & Principal
Berkshire Energy Partners, LLC
9 Berkshire Road
Landenberg, PA 19350
610.255.5070
dana.lesage@berkshireep.com

RECEIVED

FEB 20 2014

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Berkshire Energy Partners, LLC, for approval to offer, render, furnish, or supply electricity or electric generation services as a Broker/Marketer to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

1. IDENTIFICATION AND CONTACT INFORMATION

- a. **IDENTITY OF THE APPLICANT:** Provide name (including any fictitious name or d/b/a), primary address, web address, and telephone number of Applicant:

Berkshire Energy Partners, LLC
9 Berkshire Road
Landenberg, PA 19350
610-255-5070
www.berkshireenergypartners.com

- b. **PENNSYLVANIA ADDRESS / REGISTERED AGENT:** If the Applicant maintains a primary address outside of Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's secondary office within Pennsylvania. If the Applicant does not maintain a physical location within Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's Registered Agent within Pennsylvania.

Pennsylvania address provided above in 1.a

- c. **REGULATORY CONTACT:** Provide the name, title, address, telephone number, fax number, and e-mail address of the person to whom questions about this Application should be addressed.

Dana A. LeSage, P.E. – Owner & Principal
9 Berkshire Road
Landenberg, PA 19350
610-255-5070 phone
610-200-5030 fax
dana.lesage@berkshireep.com

- d. **ATTORNEY:** Provide the name, address, telephone number, fax number, and e-mail address of the Applicant's attorney. If the Applicant is not using an attorney, explicitly state so.

Applicant is not using an attorney

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS:** Provide the name, title, address, telephone number, FAX number, and e-mail 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 the Applicant, the Electric Distribution Company, the Pennsylvania Public Utility Commission, or other agencies. The main contact's information will be listed on the Commission website list of licensed EGSs.

Dana A. LeSage, P.E. – Owner & Principal
9 Berkshire Road
Landenberg, PA 19350
610-255-5070 phone
610-200-5030 fax
dana.lesage@berkshireep.com

Lisa M. LeSage - Alternate Contact
9 Berkshire Road
Landenberg, PA 19350
610-255-5070 phone
610-200-5030 fax
dana.lesage@berkshireep.com

7. FINANCIAL FITNESS

a. **BONDING:** In accordance with 66 Pa. C.S. Section 2809(c)(1)(i), the Applicant is required to file a bond or other instrument to ensure its financial responsibilities and obligations as an EGS. Therefore, the Applicant is...

- Furnishing the **original** (along with copies) of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$250,000.
- Furnishing the **original** (along with copies) of another initial security for Commission approval, to ensure financial responsibility.
- Filing for a modification to the \$250,000 requirement and furnishing the **original** (along with copies) of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$10,000. Applicant is required to provide information supporting an amount less than \$250,000. Such supporting information must include indication that the Applicant will not take title to electricity and will not pay electricity bills on behalf of its customers. Further details for modification may be described as well.

See Attachment 2

- *At the conclusion of Applicant's first year of operation it is the intention of the Commission to tie security bonds to a percentage of Applicant's gross receipts resulting from the sale of generated electricity consumed in Pennsylvania. The amount of the security bond will be reviewed and adjusted on an annual basis.*
- *Example version of a bond and letter of credit are attached at Appendix D & E, Applicant's security must follow language from these examples.*
- *Any deviation from these examples must be identified in the application and may not be acceptable to the Commission.*

b. **FINANCIAL RECORDS, STATEMENTS, AND RATINGS:** 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.

See Attachment 2

Bank Statement enclosed as Confidential Information

I, Dana A. LeSage, P.E., hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).



Date: 2/20/14

Revised 2/20/14

7:34 PM

02/19/14

Cash Basis

Berkshire Energy Partners, LLC
Summary Balance Sheet
As of February 19, 2014

	Feb 19, 14
ASSETS	
Current Assets	
Checking/Savings	16,131.02
Total Current Assets	<u>16,131.02</u>
TOTAL ASSETS	<u><u>16,131.02</u></u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Credit Cards	95.39
Total Current Liabilities	<u>95.39</u>
Total Liabilities	95.39
Equity	<u>16,035.63</u>
TOTAL LIABILITIES & EQUITY	<u><u>16,131.02</u></u>

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FROM: (PLEASE PRINT) PHONE (610) 251-5670

Dana A LeSage
Berkshire Energy Partners, LLC
700 B. B. B. B. B.
Lancaster, PA 17350

TO: (PLEASE PRINT) PHONE (717) 777-7777

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

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