

RECEIVED

ANNUAL REPORT

MAY 01 2003

**Electric Generation Sales (kWh) & Supply by Energy Source
(Based on Total Retail Sales in Pennsylvania)**

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Pursuant to 52 Pa. Code § 54.39(b) and 52 Pa. Code § 54.6, Community Energy, Inc. at
Wayne, PA, reports the following electric generation attributes for the following calendar year:
(City) (State)

FIXED UTILITY SERVICES

Year	Coal (%)	Nuclear (%)	Oil (%)	Hydro-power (%)	Natural Gas (%)	Renewable (%)	TOTAL RETAIL SALES (kWh)
2002							0

Detailed Break-down of Renewable Source by Technology (if any reported above)

See 52 Pa. Code § 54.39 (b)(4).

Technology	Percent of Total Renewable Energy Supplied	Actual Amount of Energy Supplied (Sales in kWh)
Solar Photovoltaic Energy		
Solar Thermal Energy		
Wind Power		
Low-Head Hydropower		
Geothermal Energy		
Landfill or Other Biomass-based Methane Gas		
Mine-based Methane Gas		
Energy from Waste		
Sustainable Biomass Energy		
Other (Name)		
Other (Name)		
Total Renewable Sources		

DOCKETED
MAY 29 2003
DISPOSITION

RECEIVED
MAY 14 AM 11:08
PA.P.U.C.
SECRETARY'S BUREAU

NOTE to the Consumer: Electricity is the product of a mix of generation energy sources that is delivered over a system of wires. This report reflects the estimated percent of total sales based on the primary fuel source used in the generation of electricity for customer end-use in the Commonwealth of Pennsylvania. Some generators may use a combination of fuel sources, such as oil and coal or oil and natural gas, which may be combined or used alternatively. In this instance, only the primary fuel source is reported. Data may also include negative sales for pumped storage hydroelectric operations, which could require the use of any fuel source except hydropower. If any supply source includes Distributed Generation or Combined Heat and Power, the applicable categories will be marked "DG" and/or "CHP." If net metering is deployed, an asterisk (*) appears within the applicable categories. Upon request by the consumer, electricity providers are required to provide information on generation energy sources, energy efficiency, environmental impacts or personal historical billing data.

NOTE to the Entity filing this report: Please review above "Note to the Consumer" for important information needed to adequately complete this form. Verification of the anticipated generation energy source, of the identifiable resources (if and when they have been "claimed") and the fact that energy characteristics were not sold more than once, shall be conducted by an independent auditor at the end of each calendar year and contained in this annual report to the Commission. If generation energy sources are not identifiable, the provider shall disclose this fact.

ANNUAL REPORT

DOCKETED
MAY 27 2003

**Electric Generation Sales (kWh) & Supply by Energy Source
(Based on Total Retail Sales in Pennsylvania)**

RECEIVED
02 MAY -9 AM 9:52

Pursuant to 52 Pa. Code § 54.39(b) and 52 Pa. Code § 54.6, Community Energy, Inc. at

(Name of Company) **BUREAU OF PUBLIC UTILITY SERVICES**

Wayne, PA, reports the following electric generation attributes for the following calendar year:
(City) (State)

Year	Coal (%)	Nuclear (%)	Oil (%)	Hydro-power (%)	Natural Gas (%)	Renewable (%)	TOTAL RETAIL SALES (kWh)
2001							0

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Wind Power		
Low-Head Hydropower		
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Landfill or Other Biomass-based Methane Gas		
Mine-based Methane Gas		
Energy from Waste		
Sustainable Biomass Energy		
Other (Name)		
Other (Name)		
Total Renewable Sources		

DOCUMENT

RECEIVED
02 MAY -9 AM 9:03
BUREAU OF PUBLIC UTILITY SERVICES

NOTE to the Consumer: Electricity is the product of a mix of generation energy sources that is delivered over a system of wires. This report reflects the estimated percent of total sales based on the primary fuel source used in the generation of electricity for customer end-use in the Commonwealth of Pennsylvania. Some generators may use a combination of fuel sources, such as oil and coal or oil and natural gas, which may be combined or used alternatively. In this instance, only the primary fuel source is reported. Data may also include negative sales for pumped storage hydroelectric operations, which could require the use of any fuel source except hydropower. If any supply source includes Distributed Generation or Combined Heat and Power, the applicable categories will be marked "DG" and/or "CHP." If net metering is deployed, an asterisk (*) appears within the applicable categories. Upon request by the consumer, electricity providers are required to provide information on generation energy sources, energy efficiency, environmental impacts or personal historical billing data.

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COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

Docket No. A-110152

September 30, 2003

COMMUNITY ENERGY, INC.
150 STRAFFORD AVENUE
SUITE 110
WAYNE PA 19087-

ATTENTION: R BRENT ALDERFER

RE: License Bond or Other Financial Security

Dear Mr. Alderfer:

Pursuant to 66 Pa. C.S. §2809(c), no electric supplier license shall remain in force unless the licensee furnishes a bond or other security approved by the Commission to ensure the financial responsibility of the electric generation supplier and the supply of electricity at retail. The Commission's records indicate that the bond or other approved security provided by Community Energy, Inc. will have been in place for approximately one year on 12/3/2003.

The Commission's regulations at 52 Pa. Code §54.40(d) require "the security level for each licensee will be reviewed annually and modified primarily based upon the licensee's reported annual gross receipts information. The security level will be 10% of the licensee's reported gross receipts." The minimum security level provided may not be less than the initial security level provided when the license was granted. Unless approved by the Commission, the initial security level is \$250,000.

The Commission's regulations at 52 Pa. Code §54.39(b) require a licensee to file an annual report on or before April 30 of each year, for the previous calendar year, in order to comply with 66 Pa. C.S. §2810(c)(6). This report discloses the total amount of gross receipts from the sale of electricity and the total amount of electricity sold during the preceding calendar year. You must use this same information in calculating the appropriate security level necessary to maintain your license.

In order for your company to maintain its status as a licensed electric supplier in the Commonwealth of Pennsylvania, it must provide proof to the Commission that a bond or other approved security has been obtained.

Your response in this matter is requested within fifteen (15) days of the date of this letter. Submit your response to the Commission's Secretary. Additionally, fax a copy of your response to James Shurskis at (717) 787-4750, Bureau of Fixed Utility Services.

DOCKETED
OCT 03 2003
DOCUMENT

Failure to respond to this matter within fifteen (15) days will cause Commission staff to initiate a formal proceeding, that may lead to the following: cancellation of your company's electric supplier license, removal of your information from the Commission's website and notification to all electric distribution companies, in which your company is licensed to do business, of the cancellation of the license.

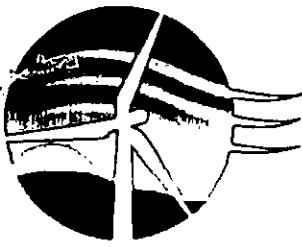
Please direct any questions to James Shurskis at (717) 787-8763 or Darren Gill at (717) 783-5244, Bureau of Fixed Utility Services.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert A. Rosenthal". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Robert A. Rosenthal
Director, Bureau of Fixed Utility Services

cc: J. McNulty, Secretary



COMMUNITY ENERGY

October 9, 2003

DOCUMENT

RECEIVED

Mr. James J. McNulty
Secretary
Commonwealth of Pennsylvania
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

OCT 14 2003

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: Community Energy, Inc.

A-110152

Dear Secretary McNulty:

Please find enclosed the second and third 2003 quarterly gross receipt information reports required by 52 Pa. Code Sec. 54.39 (a).

Please contact me at 610-254-9800 with any questions. Thank you.

Sincerely,

Paul Copleman

Enclosures

cc: James Shurskis, Bureau of Fixed Utility Services

ORIGINAL

ANNUAL REPORT

**Electric Generation Sales (kWh) & Supply by Energy Source
(Based on Total Retail Sales in Pennsylvania)**

Pursuant to 52 Pa. Code § 54.39(b) and 52 Pa. Code § 54.6, Community Energy, Inc. at
(Name of Company)

Wayne, PA, reports the following electric generation attributes for the following calendar year:
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Year	Coal (%)	Nuclear (%)	Oil (%)	Hydro-power (%)	Natural Gas (%)	Renewable (%)	TOTAL RETAIL SALES (kWh)
2003							0

Detailed Break-down of Renewable Source by Technology (if any reported above)

See 52 Pa. Code § 54.39 (b)(4).

Technology	Percent of Total Renewable Energy Supplied	Actual Amount of Energy Supplied (Sales in kWh)
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Landfill or Other Biomass-based Methane Gas		
Mine-based Methane Gas		
Energy from Waste		
Sustainable Biomass Energy		
Other (Name)		
Other (Name)		
Total Renewable Sources		

DOCKETED
OCT 21 2003
DOCUMENT

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ANNUAL REPORT

Pennsylvania Gross Receipts¹

Name of Company: Community Energy, Inc.

Period of Operation (if less than full calendar year):

From 4/1/03 (Month, Year) to 6/30/03 (Month, Year)

Complete one Annual Gross Receipts Report for each operational category that is licensed or certificated by the Commission. This form may be photocopied for reporting purposes. Please mark with an "X" the category that applies to each report:

- Generator and supplier of electric power
- Municipal generator and supplier of electric power
(Only report on retail activity that has occurred outside of municipal boundaries)
- Electric Cooperative and supplier of electric power
(Only report on retail activity that has occurred outside of certified territory)

X Broker/Marketer engaged in the business of supplying electricity

(If collecting charges from PA licensed or certificated electricity providers for interstate electric energy sales, check the "Sales for Resale" box below and report total sales (kWh). No Gross Receipts are reported for these types of sales.)

Aggregator engaged in the business of supplying electricity

(If collecting charges from PA licensed or certificated electricity providers for interstate electric energy sales, check the "Sales for Resale" box below and report total sales (kWh). No Gross Receipts are reported for these types of sales.)

<p>CALENDAR YEAR:</p> <p>2003</p>	<p>CHECK APPROPRIATE BOX:</p> <p><input checked="" type="checkbox"/> Retail Sales Report</p> <p><input type="checkbox"/> Sales for Resale _____ kWh</p>
<p>GROSS RECEIPTS (if applicable): \$0</p>	

¹ Gross receipt information is proprietary and will not be released to the public. Commission Order entered 7/20/00 at P-00991752. Confidential treatment of other information may also be requested. See Notice to Electricity Providers.

ANNUAL REPORT

Pennsylvania Tax Identification Update

Name of Company: Community Energy, Inc.

City and State: Wayne, PA

Calendar Year of Annual Report: 2nd Quarter, 2003

A. Please designate your company by marking with an "X" as many categories that apply:

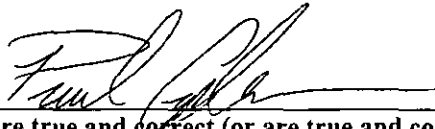
- Electric Distribution Company
- Electric Cooperative
- Generator
- Municipal generator
- Broker/Marketer
- Aggregator

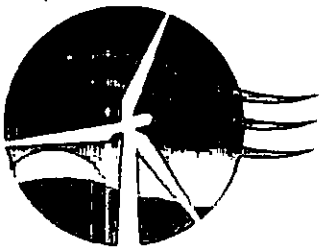
B. The following information is required to assist the Department of Revenue in calculating the RNR rate. If you are a Generator, Broker, Marketer or Aggregator, please provide the current State Tax Account Numbers. If any tax account information has changed since the Pennsylvania license application was filed at the Commission, please indicate that this information is an "Update" of what is currently on file by marking the box with an X.

If your company is an Electric Distribution Company, Municipal Authority or Electric Cooperative, please provide the tax identification information that is on file at the Pennsylvania Department of Revenue.

- Federal Employer Identification Number (EIN): 23-3023296
(if applicable, e.g. a sole proprietor may not have an EIN)
- Sales Tax Identification/License No: NA
(if applicable, e.g. wholesalers may not have a Sales Tax No.)
- Corporation Tax Identification/Box No: 2182 752

C. If your company owned electric generation assets in 1996 and has restructured since that time, please identify any successor companies whose operations are related to the production, distribution or retail sale of electricity in Pennsylvania. In addition, please identify any unrelated companies that have purchased electric generation assets from your company since 1996. Finally, please list on the back of this form any other Sales Tax or Corporation Tax Identification Nos. and associated company names under which payments, related to the production, distribution and retail sale of electricity, have been made to the PA Department of Revenue since July 1, 2001.

I  hereby state that the facts above set forth are true and correct (or are true and correct to 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. sec. 4904 (relating to unsworn falsification to authorities).



COMMUNITY ENERGY

VIA FEDERAL EXPRESS

March 22, 2004

DOCKETED

MAR 25 2004

RECEIVED

MAR 19 2004

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

A-110152

**RE: Petition to Reduce the EGS License Security
Requirement of Community Energy, Inc.**

DOCUMENT
FOLDER

Dear Secretary McNulty:

Community Energy, Inc. (CEI) hereby petitions the Pennsylvania Public Utility Commission (PUC) to reduce the security, required to be provided by CEI under 52 Pa. Code Sec. 54.40 in support of its Electric Generation Supplier (EGS) License, from \$250,000 to \$10,000 and, in support of this request, states as follows:

1. CEI is a for-profit wind energy marketing and development company headquartered in Wayne, Pennsylvania.
2. CEI markets and develops new wind energy generation facilities by signing up electric customers to pay the premium required to offset the difference between the wholesale energy commodity price and the higher price of wind energy. This premium payment purchases the generation attributes, environmental credits, and right to track generation from wind energy facilities. CEI markets these attributes to both wholesale and retail customers in Pennsylvania and the Mid-Atlantic. CEI does not take title to electricity, nor does CEI broker, market, or aggregate electricity in Pennsylvania.
3. By the end of calendar year 2003, CEI had sold a total of approximately 130 MW of wind energy attributes or certificates, principally to large institutional customers and electric suppliers throughout its market region. CEI has about 500 retail customers in Pennsylvania who purchase wind energy attributes from CEI. In large part because of these customer sales, there is approximately 90 MW of wind energy facilities brought to completion in Pennsylvania, and an additional 20 MW under long-term credit-worthy contract ready for construction in Pennsylvania.

4. With regard to the public interest, the wind facilities resulting from these marketing efforts represent significant capital investment in the state and have created over 120 construction jobs. The wind generation facilities pay over \$10 million in additional property taxes and landowner payments in primarily rural communities over the lives of the projects. Over time, continued expansion in wind energy activity in Pennsylvania at these levels may attract wind turbine manufacturing, creating desirable and highly paid manufacturing jobs. Pennsylvania is currently the leader in wind energy in the eastern United States in significant part as a result of this wind energy marketing.

5. All the commodity electricity generated from the wind energy facilities marketed by CEI is delivered to the grid and purchased and sold within the wholesale electric market by utility and wholesale power marketers in the ordinary course of business. CEI customer premiums related to attributes and tracking of that wind-generated electricity are separate from the commodity energy sale.

6. On August 30, 2001, CEI applied for an EGS License in Docket No. A-110152. On October 25, 2001, the Commission adopted an order granting CEI an EGS License.

7. In support of its Application for an EGS License, CEI provided an irrevocable Letter of Credit in the amount of \$250,000. To obtain this Letter of Credit, CEI has provided and maintains an account with \$250,000 in cash as collateral. Freeing that collateral and allowing CEI to make optimum use of that business capital would significantly benefit CEI's operations and business in Pennsylvania.

8. In Docket No. L-00970129 (page 60), the PUC adopted a Final Rulemaking Order (Final Order) that sets forth the purpose of the security requirements in Pennsylvania as applied to EGS licenses:

“The purpose of the security requirement is to ensure (1) the licensee's financial responsibility, (2) the payment of gross receipts as required by 66 Pa. CS Sec. 2810, and (3) the supply of electricity at retail in accordance with contracts, agreements, or arrangement.

9. First, in regard to CEI's financial responsibility, all of the energy sales giving rise to environmental attribute sales in Pennsylvania are handled and backed by long-term credit-worthy supply agreements with utility entities such as Exelon Generation Company (Exelon). Exelon, or other utilities like Exelon, purchase both the electricity and environmental attributes from specified wind facilities. The utilities schedule the electricity into the wholesale market (like any other generation source) and separately transfer the environmental attributes and tracking rights to CEI. CEI signs up customers willing to pay the premium necessary to support this generation separate from the energy commodity price. CEI does not take title to the underlying electricity and the underlying commitment and responsibility to back the environmental attributes with

electrical generation are supported by the generator and wholesaler, who certify the electrical generation that backs up the attribute sale. In Pennsylvania the project owner (FPL Energy) and wholesaler (Exelon Generation) are credit-worthy utility entities subject to their own security and regulatory provision assurances.

10. Second, in regard to gross receipt taxes, CEI markets, sells and collects only the premiums for environmental attributes¹ of wind energy, with the wholesale power marketer and utility electric supplier handling the electricity in the ordinary course of business. As a result of selling attributes and not taking title to the electricity, CEI has had and currently has no sales of electricity, or gross receipts from the sale of electricity, in Pennsylvania. Therefore, CEI does not receive or collect gross receipt taxes from its customers. The customers pay gross receipt taxes as part of their conventional supply bill to either their utility or competitive electric supplier, which electricity purchase is not reduced or altered by payment of the wind energy attribute premium. The wind energy premium payment is tracked and certified against wind energy deliveries to the grid, but does not include or alter the energy transaction. The Pennsylvania Department of Revenue has confirmed the acceptability of this separation and tracking system in Clearance Certificates dated October 31, 2001 and November 12, 2003. These Clearance Certificates, certifying that CEI has filed all reports and paid all required state taxes, are included as Attachment 1.

11. Third, in regard to the supply of electricity at retail, given the separate tracking of wind energy attributes and customer premium, there is no need to for CEI to post security to “insure the flow of electricity at retail” -- a major purpose behind the bonding requirement (see Final Order, p. 27). CEI customers continue to receive electricity, typically under separate contractual arrangements, from either their utility provider or from an EGS providing competitive supply. Thus, CEI’s customers are not dependent on CEI for electricity supply.

12. CEI recognizes and understands that the marketing and tracking of environmental attributes of generation was a new business when it filed its EGS Application in August of 2001. Since then, however, CEI has demonstrated and confirmed that it is financially responsible, is not at risk for failing to pay gross receipt taxes, and is not involved with the flow of electricity at retail to its customers. Given these realities, and the fact that no claims have been filed against its EGS License security, CEI would request that the PUC reduce CEI’s security requirements from \$250,000 to \$10,000. This request is generally consistent with the PUC’s treatment of other similarly situated entities that are not in the business of taking title to electricity. (See PUC v. On-Demand Energy, Inc., Docket No. 110107; PUC v. Parente Energy, LLC, Docket No. 110099).

13. In the event that a change occurred in CEI’s business that altered in a material way the factual representations made in this pleading, then CEI would agree to replenish the Letter of Credit to the full \$250,000 amount as required by the change.

¹ The environmental attributes (often called renewable energy credits or tradable renewable credits) are, in essence, the contract rights to all emission reduction allowances, state and federal renewable portfolio standard benefits, or public relations value associated with wind energy generation.

WHEREFORE, CEI requests that the PUC reduce the CEI EGS License security requirement under Pa. Code Sec. 54.40 to \$10,000 conditioned upon no material changes occurring in the factual representations made in this pleading and a commitment to replenish the security requirement in the event of a material change. Thank you for your consideration of this request

Dated: March 22, 2004

Respectfully Submitted,

A handwritten signature in cursive script that reads "Eric Blank".

Eric Blank, Vice President/Counsel
Community Energy, Inc.
150 Strafford Avenue, Suite 110
Wayne, PA 19087
Phone: 610.254.9800
Facsimile: 610.254.9781
E-mail: eblank@newwindenergy.com
Website: www.communityenergy.biz

Attachment 1

REV-63 FO (11-98PC)

COMMONWEALTH CONTRACTOR RESPONSIBILITY PROGRAM CLEARANCE CERTIFICATE

BUSINESS NAME:

COMMUNITY ENERGY INC
150 STRAFORD AVE
SUITE 110
WAYNE PA 19087

RECEIVED

MAR 19 2004

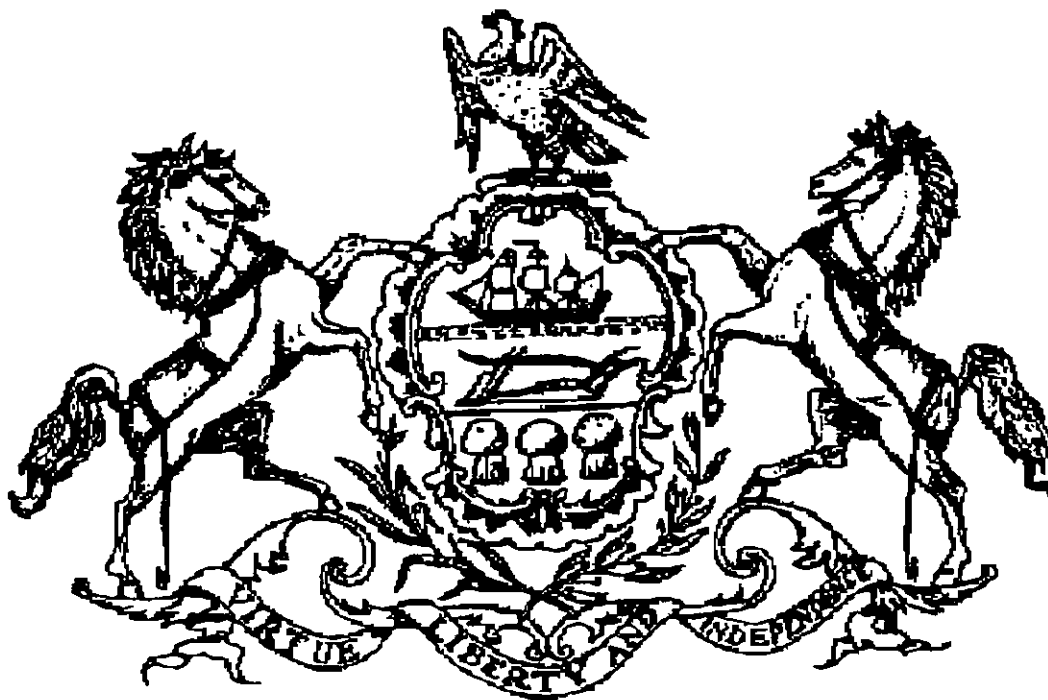
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

CERTIFICATE NUMBER:

COMO 6043

TAX IDENTIFICATION NUMBER:

233023296



THE PA DEPARTMENT OF REVENUE CERTIFIES THAT THE INFORMATION ON ITS RECORDS AS OF
November 12, 2003 REFLECTS THE FOLLOWING:

- ALL STATE REPORTS HAVE BEEN FILED AND ALL STATE TAXES PAID, AND/OR
- ALL STATE TAXES ARE SUBJECT TO A TIMELY ADMINISTRATIVE OR JUDICIAL APPEAL, AND/OR
- ALL STATE TAXES ARE SUBJECT TO A DULY APPROVED DEFERRED PAYMENT PLAN

THIS CERTIFICATE IS ISSUED IN ACCORDANCE WITH MANAGEMENT DIRECTIVE 215.9, BASED UPON FACTS PRESENTLY KNOWN BY THE DEPARTMENT OF REVENUE.

THIS CERTIFICATE CANNOT BE USED AS AN ESTOPPEL AGAINST THE DEPARTMENT IF FURTHER FACTS BECOME KNOWN TO THE DEPARTMENT. THIS CERTIFICATE DOES NOT REPLACE THE REQUIREMENT TO SECURE A "BULK SALE CLEARANCE CERTIFICATE" UNDER THE PROVISIONS OF SECTION 1403 OF THE FISCAL CODE OR ANY OTHER SIMILAR CERTIFICATE OR DOCUMENT ISSUED BY THE DEPARTMENT OF REVENUE.

Karen Linos

AUTHORIZED SIGNATURE
PA DEPARTMENT OF REVENUE

11/12/03

DATE

REV0063 FO (6-99)

COMMONWEALTH CONTRACTOR RESPONSIBILITY PROGRAM CLEARANCE CERTIFICATE

EMPLOYER IDENTIFICATION NUMBER: 23-3023296

CERTIFICATE NUMBER: 42405

BUSINESS NAME: COMMUNITY ENERGY INC

TRADE NAME: COMMUNITY ENERGY INC



THE PA DEPARTMENT OF REVENUE CERTIFIES THAT THE INFORMATION ON OUR RECORDS AS OF OCTOBER 31, 2001 REFLECT THE FOLLOWING:

- ALL STATE REPORTS HAVE BEEN FILED AND ALL STATE TAXES PAID, AND/OR
- ALL STATE TAXES ARE SUBJECT TO A TIMELY ADMINISTRATIVE OR JUDICIAL APPEAL, AND/OR
- ALL STATE TAXES ARE SUBJECT TO A DULY APPROVED DEFERRED PAYMENT PLAN

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Paul G. ...
AUTHORIZED SIGNATURE

OCTOBER 31, 2001

RECEIVED

CERTIFICATE OF SERVICE

MAR 19 2004

I hereby certify that I have this day served a true copy of the petition upon the participants, listed below in accordance with the requirements of 52 PA, Code §1.54 (relating to service by a participant):

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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

Paul E. Russell, Associate
General Council
Pennsylvania Power & Light, CO.
Two North Ninth Street
Allentown, PA 18108-1179

William Lloyd
Commerce Building, Suite 1102
Small Business Advocate
300 North Second Street
Harrisburg, PA 17128-0946

Stephen L. Feld, Attorney
Pennsylvania Power Company
First Energy Corporation
76 South Main Street
Akron, OH 44308

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

John L. Munsch, Attorney
Allegheny Power
800 Cabin Hill Drive
Greensburg, PA 15601-1689

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

Office of Trial Staff
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

John P. Litz, Division Controller
UGI Utilities, Inc.
Electric Division
400 Stewart Road
P.O. Box 3200
Hanover Industrial Estates
Wilkes-Barre, PA 18773-3200

Frank M. Nadolny, General
Manager of Regulatory Affairs Unit
Duquesne Light Company
411 Seventh Street
PO Box 1930
Pittsburgh, PA 15230-1930

Blaine W. UpUnger, Jr., Director of
Governmental and Regulatory Affairs
GPU Energy
100 APC Building
800 North Third Street
Harrisburg, PA 17102-2025

Thomas P. Hill
Vice President and Controller
PECO Energy Company
2301 Market Street
Philadelphia, PA 19101-8699

Dated this 19th day of March, 2004.

Laura A. McIlvain

Laura A. McIlvain
Community Energy, Inc.
150 Strafford Ave., Suite 110
Wayne, PA 19087

Council for: Community Energy, Inc.

DATE: March 25, 2004

SUBJECT: A-110152

TO: Bureau of Fixed Utility Services

FROM: James J. McNulty, Secretary *ddt*

DOCUMENT
FOLDER

Community Energy, Inc.

Enclosed please find a Petition of Community Energy, Inc.,
for approval to reduce its existing bonding level from \$250,000.00 to
\$10,000.00

This matter is assigned to your Bureau for appropriate action.

cc: Law

Enclosures

ddt

DOCKETED

MAR 25 2004



CITIZENS BANK

DOCUMENT

International Division
20 Cabot Road
Medford, MA 02155 USA
888 868-0212
SWIFT CTZIUS33
TELEX 211047 CTZINTL

AUGUST 24, 2004

A-110152

VIA OVERNIGHT COURIER TO:

PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PA 17120

RE: OUR LETTER OF CREDIT NO. S872867 (FORMERLY LC-872867)
FOR THE ACCOUNT OF: COMMUNITY ENERGY, INC.

DOCKETED
DEC 09 2004

LADIES AND GENTLEMEN,

THIS LETTER SERVES AS NOTICE TO YOU THAT UNDER THE NINETY (90) DAY NOTICE REQUIREMENT OF THE ABOVE REFERENCED LETTER OF CREDIT, WE HEREBY ADVISE YOU THAT WE ELECT NOT TO RENEW LETTER OF CREDIT NO. S872867.

THIS LETTER OF CREDIT, THEREFORE, SHALL EXPIRE IN FULL AND FINALLY ON DECEMBER 3, 2004

SHOULD YOU HAVE ANY QUESTIONS, PLEASE CONTACT COMMUNITY ENERGY, INC.

UPON EXPIRATION, PLEASE RETURN THE ORIGINAL LETTER OF CREDIT AND ANY AMENDMENTS FOR OUR FILES.

VERY TRULY YOURS,

Doris Mujana

AUTHORIZED SIGNATURE

CC: COMMUNITY ENERGY, INC.
150 STRAFFORD AVENUE, SUITE 110
WAYNE, PA 19087

ARLENE STIEHLER, MAIL STOP:153-2860

FILE

SECRETARY'S BUREAU

04 AUG 25 PM 1:58

DOCKETED

SEP 08 2004

04 AUG 18 PM 2:07

IRREVOCABLE STANDBY LETTER OF CREDIT NO. 3474

FIXED UTILITY SERVICES Date: August 18, 2004

Beneficiary:
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

A-110152
ORIGINAL

PA PUC
SECRETARY'S BUREAU

2004 AUG 19 AM 8:26

RECEIVED

For account of:
Community Energy, Inc.
150 Strafford Ave., Suite 110
Wayne, PA 19087

We hereby issue our irrevocable Standby Letter of Credit No. 3474 in your favor for the account of Community Energy, Inc., 150 Strafford Ave., Suite 110, Wayne, PA 19087, for an aggregate amount up to \$250,000.00 (Two Hundred Fifty Thousand and 00/100 US Dollars). This Letter of Credit will expire on (one year from date of issue).

For informational purposes only and without responsibility on our part, we are advised that this Letter of Credit is written in accordance with Section 2809 (C) (1) (1) of the Public Utility Code , 66 PA. C.S. Section 2809 (C) (1) (1), and we are advised that it will assure compliance with the applicable provisions of the Public Utility Code, 66 PA. C.S. Section 101, ET. SEQ, and the rules and regulations of the Pennsylvania Public Utility Commission by Community Energy, Inc. as a licensed electric generation supplier; to ensure the payment of gross receipts tax as required by section 2810 of the Public Utility Code, 66 PA. C.S. Section 2810 and to ensure the supply of electricity at retail in accordance with contracts/ agreements or arrangements.

For informational purposes only and without responsibility on our part, we are advised that;
1. Payments made pursuant to this Letter of Credit shall ensure first to the benefit of the Commonwealth, and second to any and all retail electric generation customers to who Community Energy, Inc. may be held legally liable for failure to supply electric generation pursuant to contract agreements or arrangements. 2. Any claims made by the Commonwealth shall have priority over claims made by private individuals. 3. Proceeds of the Letter of Credit may not be used to pay penalties or fines levied against Community Energy, Inc. for violations of the law, or for payment of any other tax obligations owed to the Commonwealth.

The said amount is available by drafts on us by the Pennsylvania Public Utility Commission ("PUC") at sight accompanied by the PUC's letter requesting payment under this Credit and purportedly signed by an officer of the PUC. Such letter from the PUC shall include a statement of the amount owed the PUC and that "such amount is due to the PUC pursuant to the Public Utility Code, gross receipts tax or electricity supply obligations of Community Energy, Inc. license to offer, render, furnish or supply electricity or electric generation services to the public in the Commonwealth of Pennsylvania; and, that Community Energy, Inc. failed to pay the amount."

DOCUMENT FOLDER

①

Irrevocable Standby
Letter of Credit No. 3474
Page two (2)

Partial drawings are permitted under this Credit.

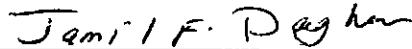
This Letter of Credit expires at our office located at 3 Friends Lane, 2nd Floor, Newtown, PA 18940 at our close of business on **August 18, 2005**.

It is a condition of this Letter of Credit that it will be automatically extended for periods of one (1) year each from the present or any future expiry date, unless we notify you in writing by courier mail service at least 90 days prior to such expiry date that we elect not to further extend this Letter of Credit. Upon receipt of such notice, you may draw on this Letter of Credit, up to the unused balance, by presentation of your sight draft drawn on Sovereign Bank on or before the then relevant expiry date.

Each draft must be marked: "Drawn under Sovereign Bank Letter of Credit number 3474.

This Letter of Credit sets forth in full the terms of our undertaking, and such undertaking shall not in any way be modified, amended or amplified by reference to any document, instrument or agreement referred to herein or in which this Letter of Credit is referred to or to which this Letter of Credit relates and any such reference shall not be deemed to incorporate herein by reference any document, instrument or agreement.

Except so far as otherwise stated herein, this Letter of Credit is subject to the International Standby Practices (ISP), International Chamber of Commerce Publication No. 590 (1998 Revision).



Authorized Signature
Jamil F. Dagher
Commercial Services Department



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

Docket No. A-110152

June 20, 2005

COMMUNITY ENERGY, INC.
150 STRAFFORD AVENUE
SUITE 110
WAYNE PA 19087-

ATTENTION: R BRENT ALDERFER

RE: License Bond or Other Financial Security

Dear Mr. Alderfer:

Pursuant to 66 Pa. C.S. §2809(c), no electric supplier license shall remain in force unless the licensee furnishes a bond or other security approved by the Commission to ensure the financial responsibility of the electric generation supplier and the supply of electricity at retail. The Commission's records indicate that the bond or other approved security provided by Community Energy, Inc. will have been in place for approximately one year on August 18, 2005.

The Commission's regulations at 52 Pa. Code §54.40(d) require "the security level for each licensee will be reviewed annually and modified primarily based upon the licensee's reported annual gross receipts information. The security level will be 10% of the licensee's reported gross receipts." The minimum security level provided may not be less than the initial security level provided when the license was granted. Unless approved by the Commission, the initial security level is \$250,000.

The Commission's regulations at 52 Pa. Code §54.39(b) require a licensee to file an annual report on or before April 30 of each year, for the previous calendar year, in order to comply with 66 Pa. C.S. §2810(c)(6). This report discloses the total amount of gross receipts from the sale of electricity and the total amount of electricity sold during the preceding calendar year. You must use this same information in calculating the appropriate security level necessary to maintain your license.

In order for your company to maintain its status as a licensed electric supplier in the Commonwealth of Pennsylvania, it must provide proof to the Commission that a bond or other approved security has been obtained.

Your response in this matter is requested within fifteen (15) days of the date of this letter. Submit your response to the Commission's Secretary. Additionally, fax a copy of your response to James Shurskis at (717) 787-4750, Bureau of Fixed Utility Services.

**DOCUMENT
FOLDER**

DOCKETED
JUN 23 2005

Failure to respond to this matter within fifteen (15) days will cause Commission staff to initiate a formal proceeding, that may lead to the following: cancellation of your company's electric supplier license, removal of your information from the Commission's website and notification to all electric distribution companies, in which your company is licensed to do business, of the cancellation of the license.

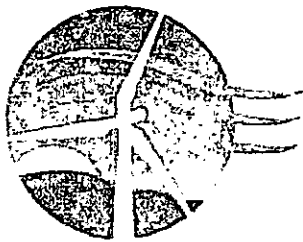
Please direct any questions to James Shurskis at (717) 787-8763 or Darren Gill at (717) 783-5244, Bureau of Fixed Utility Services.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert A. Rosenthal". The signature is fluid and cursive, with a large, sweeping flourish at the end.

Robert A. Rosenthal
Director, Bureau of Fixed Utility Services

cc: J. McNulty, Secretary



COMMUNITY ENERGY

December 7, 2005

A-110152

RECEIVED

DEC 7 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Mr. James McNulty
Secretary of Commission
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

RE: Letter of Credit and Replacement Bond

Dear Mr. Shurskis:

Community Energy, Inc. has a \$250,000 irrevocable letter of credit held by Sovereign Bank for the benefit of the PUC. Community Energy is replacing the letter of credit with the attached bond from Platte River Insurance Company.

Please return the original letter of credit to Sovereign Bank so it may be cancelled. Please see the contact information for Sovereign Bank below.

Please feel free to call me with any questions at 484-654-1061.

Bob Medlock
Sovereign Bank
Mail Code 20-210 - SBC
Centre Square - Concourse Level
1500 Market Street
Philadelphia, PA 19102

DOCUMENT
FOLDER

Thank you,

Molly Arbes
Controller

47

DOCUMENT
FOLDER

LICENSE BOND

Bond No.: 41038760

KNOW ALL MEN BY THESE PRESENTS that Community Energy, Inc. as Principal, and Platte River Insurance Company of Glastonbury, CT, are firmly bound unto Pennsylvania Public Utility Commission, as Obligee, in the penal sum of Two Hundred Fifty Thousand and 00/100 Dollars (\$250,000.00) lawful money of the United States of America for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors and assigns, jointly, severally, and firmly by these presents.

SIGNED, SEALED AND DATED THIS 2nd DAY OF December, 2005.

THE CONDITION OF THIS OBLIGATION IS SUCH that, whereas the Principal has made application for a license to the Obligee to offer, render, furnish or supply electricity or electric generation services to the public.

NOW THEREFORE, the condition of this obligation is such that the Principal must act in accordance with Section 2809(c) (1) (i) of the Public Utility Code, 66 Pa. C.S. 2809 (c)(1)(i), to assure compliance with applicable provisions of the Public Utility Code, 66 Pa. C.S. 101, et seq. And the rules and regulation of the Pennsylvania Public Utility Commission by the Principal as a licensed electric generation supplier; to ensure the payment of Gross Receipts Tax as required by Section 2810 of the Public Utility Code, 66 Pa. C.S. 2810; and to ensure the supply of electricity at retail in accordance with contracts, agreements or arrangement. Payment of claims shall have the following priority: (I) The Commonwealth of Pennsylvania; (II) Electric Distribution Companies for the reimbursement of Gross Receipts Tax; and (III) Private Individuals. Proceeds of the bond may not be used to pay any penalties or fines levied against the Principal for violations of the law, or for the payment of any other tax obligations owed to the Commonwealth of Pennsylvania.

NOW THEREFORE, If the Principal shall, during the period commencing on the aforesaid date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to an electric generation supplier licensed in Pennsylvania and fulfills its obligation to pay the Gross Receipts Tax to the Commonwealth, and to deliver electricity at retail in accordance with contracts, agreements and arrangements, require the execution of this bond, then this obligation shall become void and of no effect.

PROVIDED, the Surety may terminate its future liability under this Bond sixty (60) days after furnishing written notice of such intention to terminate. This termination shall not affect the liability of the Surety and the Principal for any liability incurred by the Principal prior to the effective date of such termination. Any claim under this bond must be instituted within three (3) months of the effective date of termination.

PROVIDED FURTHER, that regardless of the number of years this bond shall continue in force and the number of premiums that shall be payable or paid, the Surety shall not be liable hereunder for a larger amount, in the aggregate, than the amount of this bond.

THIS BOND WILL EXPIRE on 2nd Day of December, 2006, but may be continued by continuation certificate signed by Principal and Surety. Surety may, at any time, terminate its liability by giving sixty (60) days written notice to the Obligee, and Surety shall not be liable for any default after such sixty-day notice period, except for defaults occurring prior thereto.

Signed, sealed and dated 2nd Day of December, 2005

COMMUNITY ENERGY, INC.

Molly Anne Pratt

PLATTE RIVER INSURANCE CO.

Sally L. Gibney
Sally L. Gibney, Attorney-in-fact

DOCKETS

DEC 14 2005

PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY

41038760

KNOW ALL MEN BY THESE PRESENTS, That the PLATTE RIVER INSURANCE COMPANY, a corporation of the State of Nebraska, having its principal offices in the City of Madison, Wisconsin, does make, constitute and appoint

----- SUSAN A. SALLADA, SALLY L. GIBNEY, SARA T. SHARKEY, PATRICIA A. MARINUCCI -----

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

----- ALL WRITTEN INSTRUMENTS IN AN AMOUNT: \$2,500,000.00 -----

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PLATTE RIVER INSURANCE COMPANY at a meeting duly called and held on the 8th day of January, 2002.

"RESOLVED, that the President, and Executive Vice-President, the Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of the Corporation; the signature of such officers and seal of the Corporation may be affixed to such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

IN WITNESS WHEREOF, the PLATTE RIVER INSURANCE COMPANY has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of February, 2005.

Attest:

James J. McIntyre
James J. McIntyre
Executive Vice President



PLATTE RIVER INSURANCE COMPANY

David F. Pauly
David F. Pauly
President and CEO

STATE OF WISCONSIN } S.S.:
COUNTY OF DANE

On the 1st day of February, 2005 before me personally came David F. Pauly, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Dane, State of Wisconsin; that he is President and CEO of PLATTE RIVER INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.



CERTIFICATE

Kathleen A. Paulson

Kathleen A. Paulson
Notary Public, Dane Co., WI
My Commission Expires 10-15-2006

STATE OF WISCONSIN } S.S.:
COUNTY OF DANE

I, the undersigned, duly elected to the office stated below, now the incumbent in PLATTE RIVER INSURANCE COMPANY, a Nebraska Corporation, authorized to make this certificate, DO HEREBY CERTIFY that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Madison, State of Wisconsin this 2nd day of December, 2005.



Alan A. Ogilvie
Alan A. Ogilvie
Secretary

THIS DOCUMENT IS NOT VALID UNLESS PRINTED ON GREEN SHADED BACKGROUND WITH A RED SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER. IF YOU HAVE ANY QUESTIONS CONCERNING THE AUTHENTICITY OF THIS DOCUMENT CALL 800-475-4450.

213 Market Street, 9th Floor, P.O. Box 865, Harrisburg, PA 17108-0865
Tel: (717) 237-7160 ■ Fax: (717) 237-7161 ■ www.WolfBlock.com

Kevin J. Moody
Direct Dial: (717) 237-7187
Direct Fax: (717) 237-2767
E-mail: kmoody@wolfblock.com

DOCUMENT
FOLDER

February 10, 2006

VIA HAND DELIVERY

James McNulty, Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg.
2nd Fl., 400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

2006 FEB 10 PM 4:20
SECRETARY'S BUREAU

Re: Community Energy, Inc.; No. A-110152 - Return of Letter of Credit

Dear Secretary McNulty:

On December 7, 2005, Community Energy, Inc. submitted a bond in the amount of \$250,000 as security to replace the \$250,000 irrevocable letter of credit held by Sovereign Bank. Enclosed are four (4) copies of the Department of Revenue's clearance certificate faxed to me today. This certificate should permit the Commission to return the letter of credit. The original certificate has been mailed by the Department of Revenue to Community Energy's headquarters, and we will file it promptly after receipt.

Please contact me if the Commission is unable to return the letter of credit expeditiously.

DOCKETED

FEB 13 2006

Sincerely,



Kevin J. Moody

For WOLF, BLOCK, SCHORR and SOLIS-COHEN LLP

KJM/jls
Enclosures

cc: James Shurskis, Bureau FUS (w/enc)
Doreen Trout (w/enc)
Molly Arbes (w/o enc)

HAR:63883.1/COM219-222250

REV006FO(6-99)

Commonwealth Contractor Responsibility Program Clearance Certificate

Federal Identification Number 23-3023296

Certificate Number HCC 2625

Business Name COMMUNITY ENERGY INC

Trade Name



RECEIVED
2006 FEB 10 PM 4:21
PA PUC
SECRETARY'S BUREAU

THE PA DEPARTMENT OF REVENUE CERTIFIES THAT THE INFORMATION ON OUR RECORDS AS OF 2/10/2006 REFLECTS THE FOLLOWING:

- Yes ALL STATE REPORTS HAVE BEEN FILED AND ALL STATE TAXES PAID, AND/OR
- No ALL STATE TAXES ARE SUBJECT TO A TIMELY ADMINISTRATIVE OR JUDICIAL APPEAL, AND/OR
- No ALL STATE TAXES ARE SUBJECT TO A DULY APPROVED DEFERRED PAYMENT PLAN

THIS CERTIFICATE IS BEING ISSUED IN ACCORDANCE WITH MANAGEMENT DIRECTIVE 215.9 BASED ON FACTS PRESENT KNOWN BY THE DEPARTMENT OF REVENUE.

THIS CERTIFICATE CANNOT BE USED AS AN ESTOPPEL AGAINST THE DEPARTMENT IF FURTHER FACTS BECOME KNOWN TO THE DEPARTMENT. THIS CERTIFICATE DOES NOT REPLACE THE REQUIREMENT OF SECURING A "BULK SALE CLEARANCE CERTIFICATE" UNDER THE PROVISIONS OF SECTION 1403 OF THE FISCAL CODE OR ANY OTHER SIMILAR CERTIFICATE OR DOCUMENT ISSUED BY THE DEPARTMENT OF REVENUE.

PA DEPARTMENT OF REVENUE

2/10/2006

ISSUE DATE

DATE: February 13, 2006

SUBJECT: A-110152

TO: Bureau of Fixed Utility Services

FROM: Doreen Trout, Administrative Assistant
Secretary's Bureau *D. Trout*

DOCUMENT
FOLDER

Community Energy, Inc.

2005

On December 7, ~~2006~~, the Secretary's Bureau received a replacement Letter of Credit in the amount of \$250,000.00, from Community Energy, Inc. Community Energy has asked that its original expired Letter of Credit be returned to Sovereign Bank.

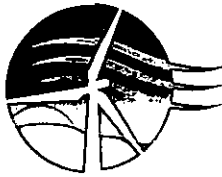
Attached is a copy of a letter filed by Community Energy's counsel, requesting the original letter of Credit be returned to Sovereign Bank. They also included a copy of a Clearance Certificate from the Department of Revenue stating all reports have been filed and all state taxes have been paid.

Please advise if your Bureau has any objections to returning the original Letter of Credit, as requested. If we have not heard from you by February 22, 2006, we will assume there are no issues outstanding and will return the Letter of Credit to Sovereign Bank.

Attachments

cc: Law Bureau

ddt



COMMUNITYENERGY®

BRINGING YOU NEWWIND ENERGY

VIA FEDERAL EXPRESS

December 20, 2006

RECEIVED

DEC 20 2006

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

A-110152

RE: Request to Withdraw Petition to Reduce the EGS License Security Requirement of Community Energy, Inc.

Dear Secretary McNulty:

Please accept this letter as Community Energy Inc. formal request to withdraw the petition to reduce the EGS License Security Requirement that was filed with the PUC in March of 2004. I have attached a copy of the original request for your convenience.

Thank you for your consideration of this request.

Sincerely,

Eric Blank ^{MJE}

Eric Blank
Community Energy, Inc.

DOCKETED
DEC 22 2006

DOCUMENT
FOLDER

72



VIA FEDERAL EXPRESS

March 22, 2004

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RECEIVED

DEC 20 2006

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**RE: Petition to Reduce the EGS License Security
Requirement of Community Energy, Inc.**

COPY

Dear Secretary McNulty:

Community Energy, Inc. (CEI) hereby petitions the Pennsylvania Public Utility Commission (PUC) to reduce the security, required to be provided by CEI under 52 Pa. Code Sec. 54.40 in support of its Electric Generation Supplier (EGS) License, from \$250,000 to \$10,000 and, in support of this request, states as follows:

1. CEI is a for-profit wind energy marketing and development company headquartered in Wayne, Pennsylvania.
2. CEI markets and develops new wind energy generation facilities by signing up electric customers to pay the premium required to offset the difference between the wholesale energy commodity price and the higher price of wind energy. This premium payment purchases the generation attributes, environmental credits, and right to track generation from wind energy facilities. CEI markets these attributes to both wholesale and retail customers in Pennsylvania and the Mid-Atlantic. CEI does not take title to electricity, nor does CEI broker, market, or aggregate electricity in Pennsylvania.
3. By the end of calendar year 2003, CEI had sold a total of approximately 130 MW of wind energy attributes or certificates, principally to large institutional customers and electric suppliers throughout its market region. CEI has about 500 retail customers in Pennsylvania who purchase wind energy attributes from CEI. In large part because of these customer sales, there is approximately 90 MW of wind energy facilities brought to completion in Pennsylvania, and an additional 20 MW under long-term credit-worthy contract ready for construction in Pennsylvania.

4. With regard to the public interest, the wind facilities resulting from these marketing efforts represent significant capital investment in the state and have created over 120 construction jobs. The wind generation facilities pay over \$10 million in additional property taxes and landowner payments in primarily rural communities over the lives of the projects. Over time, continued expansion in wind energy activity in Pennsylvania at these levels may attract wind turbine manufacturing, creating desirable and highly paid manufacturing jobs. Pennsylvania is currently the leader in wind energy in the eastern United States in significant part as a result of this wind energy marketing.

5. All the commodity electricity generated from the wind energy facilities marketed by CEI is delivered to the grid and purchased and sold within the wholesale electric market by utility and wholesale power marketers in the ordinary course of business. CEI customer premiums related to attributes and tracking of that wind-generated electricity are separate from the commodity energy sale.

6. On August 30, 2001, CEI applied for an EGS License in Docket No. A-110152. On October 25, 2001, the Commission adopted an order granting CEI an EGS License.

7. In support of its Application for an EGS License, CEI provided an irrevocable Letter of Credit in the amount of \$250,000. To obtain this Letter of Credit, CEI has provided and maintains an account with \$250,000 in cash as collateral. Freeing that collateral and allowing CEI to make optimum use of that business capital would significantly benefit CEI's operations and business in Pennsylvania.

8. In Docket No. L-00970129 (page 60), the PUC adopted a Final Rulemaking Order (Final Order) that sets forth the purpose of the security requirements in Pennsylvania as applied to EGS licenses:

"The purpose of the security requirement is to ensure (1) the licensee's financial responsibility, (2) the payment of gross receipts as required by 66 Pa. CS Sec. 2810, and (3) the supply of electricity at retail in accordance with contracts, agreements, or arrangement.

9. First, in regard to CEI's financial responsibility, all of the energy sales giving rise to environmental attribute sales in Pennsylvania are handled and backed by long-term credit-worthy supply agreements with utility entities such as Exelon Generation Company (Exelon). Exelon, or other utilities like Exelon, purchase both the electricity and environmental attributes from specified wind facilities. The utilities schedule the electricity into the wholesale market (like any other generation source) and separately transfer the environmental attributes and tracking rights to CEI. CEI signs up customers willing to pay the premium necessary to support this generation separate from the energy commodity price. CEI does not take title to the underlying electricity and the underlying commitment and responsibility to back the environmental attributes with

electrical generation are supported by the generator and wholesaler, who certify the electrical generation that backs up the attribute sale. In Pennsylvania the project owner (FPL Energy) and wholesaler (Exelon Generation) are credit-worthy utility entities subject to their own security and regulatory provision assurances.

10. Second, in regard to gross receipt taxes, CEI markets, sells and collects only the premiums for environmental attributes¹ of wind energy, with the wholesale power marketer and utility electric supplier handling the electricity in the ordinary course of business. As a result of selling attributes and not taking title to the electricity, CEI has had and currently has no sales of electricity, or gross receipts from the sale of electricity, in Pennsylvania. Therefore, CEI does not receive or collect gross receipt taxes from its customers. The customers pay gross receipt taxes as part of their conventional supply bill to either their utility or competitive electric supplier, which electricity purchase is not reduced or altered by payment of the wind energy attribute premium. The wind energy premium payment is tracked and certified against wind energy deliveries to the grid, but does not include or alter the energy transaction. The Pennsylvania Department of Revenue has confirmed the acceptability of this separation and tracking system in Clearance Certificates dated October 31, 2001 and November 12, 2003. These Clearance Certificates, certifying that CEI has filed all reports and paid all required state taxes, are included as Attachment 1.

11. Third, in regard to the supply of electricity at retail, given the separate tracking of wind energy attributes and customer premium, there is no need to for CEI to post security to "insure the flow of electricity at retail" -- a major purpose behind the bonding requirement (see Final Order, p. 27). CEI customers continue to receive electricity, typically under separate contractual arrangements, from either their utility provider or from an EGS providing competitive supply. Thus, CEI's customers are not dependent on CEI for electricity supply.

12. CEI recognizes and understands that the marketing and tracking of environmental attributes of generation was a new business when it filed its EGS Application in August of 2001. Since then, however, CEI has demonstrated and confirmed that it is financially responsible, is not at risk for failing to pay gross receipt taxes, and is not involved with the flow of electricity at retail to its customers. Given these realities, and the fact that no claims have been filed against its EGS License security, CEI would request that the PUC reduce CEI's security requirements from \$250,000 to \$10,000. This request is generally consistent with the PUC's treatment of other similarly situated entities that are not in the business of taking title to electricity. (See PUC v. On-Demand Energy, Inc., Docket No. 110107; PUC v. Parente Energy, LLC, Docket No. 110099).

13. In the event that a change occurred in CEI's business that altered in a material way the factual representations made in this pleading, then CEI would agree to replenish the Letter of Credit to the full \$250,000 amount as required by the change.

¹ The environmental attributes (often called renewable energy credits or tradable renewable credits) are, in essence, the contract rights to all emission reduction allowances, state and federal renewable portfolio standard benefits, or public relations value associated with wind energy generation.

WHEREFORE, CEI requests that the PUC reduce the CEI EGS License security requirement under Pa. Code Sec. 54.40 to \$10,000 conditioned upon no material changes occurring in the factual representations made in this pleading and a commitment to replenish the security requirement in the event of a material change. Thank you for your consideration of this request

Dated: March 22, 2004

Respectfully Submitted,



Eric Blank, Vice President/Counsel
Community Energy, Inc.
150 Strafford Avenue, Suite 110
Wayne, PA 19087
Phone: 610.254.9800
Facsimile: 610.254.9781
E-mail: eblank@newwindenergy.com
Website: www.communityenergy.biz

DATE: December 22, 2006

SUBJECT: A-110152

TO: Bureau of Fixed Utility Services

FROM: James J. McNulty, Secretary *KB*

Community Energy

Attached is a copy of a Request to Withdraw
Petition, filed by Community Energy, in connection with
the above docketed proceeding.

This matter is assigned to your Bureau for
appropriate action.

Attachment

cc: LAW

ksb

DOCUMENT
FOLDER

DOCKETED
DEC 22 2006



COMMUNITY ENERGY®

An Iberdrola company

CRIMINAL

June 26, 2007

James J. McNulty, Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg., 2nd Fl.
400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: Petition to Reduce the EGS License Security
Requirement of Community Energy, Inc.; A-110152

Dear Secretary McNulty:

On March 22, 2004, Community Energy, Inc. ("CEI")¹ filed a petition requesting that its electric generation supplier ("EGS") security requirement to \$10,000 because its products, wind energy attributes or certificates, are not subject to the Pennsylvania Gross Receipts tax ("GRT"), thus eliminating the most significant liability underlying the EGS bond. Commission action on the petition had been postponed pending CEI's December 16, 2004 request for a letter ruling from the Pennsylvania Department of Revenue ("DOR") confirming that CEI's renewable energy certificates – which are sold separate and apart from the electric energy – are not subject to GRT.

CEI engaged in detailed and lengthy discussion and review with DOR representatives over the past several years. Given the length of the DOR review, by letter dated December 20, 2006, CEI had asked that its petition be withdrawn pending reconsideration upon resolution by DOR. In February 2007 DOR notified us of resolution of the GRT question in favor of the CEI position and agreed to settle CEI's GRT reports at zero. DOR subsequently settled CEI's GRT reports at zero. Copies of CEI's GRT reports and DOR's zero settlements are enclosed.

As a result of DOR's resolution of the GRT tax question, CEI renews its request to reduce its bond to \$10,000 and asks that the Commission treat its December 20, 2006 request as withdrawn and of no effect.

DOCKETED

JUL 02 2007

DOCUMENT
FOLDER

SECRETARY'S BUREAU

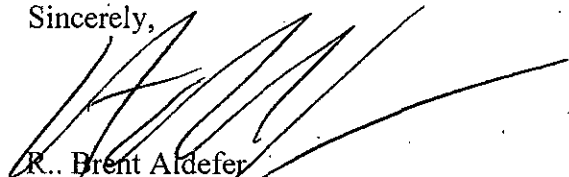
2007 JUL 28 PM 3:40

¹ On June 2, 2006, CEI was acquired by Iberdrola Renewable Energies USA.

18

If the Commission requires additional information to grant CEI's bond reduction request, please let us know and we will be happy to provide it. Thank you.

Sincerely,



R. Brent Aldefer
Executive Vice President
Iberdrola Renewable Energies USA
201 King of Prussia Road, Suite 500
Radnor, PA 19087

cc: James R. Shurskis, BFUS

REPLACEMENT

PA Department of Revenue
Dept. 280407
Harrisburg, Pennsylvania
17128-0407

11200016045

SETTLEMENT PAGE
PENNSYLVANIA GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES
BUREAU USE ONLY

RCT-112
PAGE 6

T/C 04

Community Energy, Inc.
150 Stafford Ave. S
Wayne, PA 19087

MAILING INSTRUCTIONS If Settlement Notice Should Be Mailed To Address Other Than That On Front, Fill In New Address In Block To Left.	Received 2-7-06
	Mailed MAR 16 2007
	DLN
	NAME 66-5-00834
STREET	ACCOUNT ID 2182-752
CITY STATE ZIP CODE	TAX PERIOD ENDING 12-31-01

SETTLEMENT - GROSS RECEIPTS TAX (Official)

WHITE

OTHER

Tax on GROSS RECEIPTS for the 12 months ended **December 31, 2001**

GROSS RECEIPTS TAXABLE _____ \$ **NONE**

Tax at the rate of **43 mills (.043)**

Penalty (for failure to file report within time limit prescribed by law) _____

TYPE OF TAX
10

SELF ASSESSED TAX
<input checked="" type="checkbox"/>

TAX DEBIT OR CREDIT
0

TOTAL TAX
0

PENALTY DEBIT	210
0	

DEPARTMENT OF REVENUE

Harrisburg, PA

MAR 06 2007

JD

SETTLED AND DELIVERED TO AUDITOR GENERAL:

Jason Dupler
(FOR THE SECRETARY OF REVENUE)

Jason M. Dupler

DEPARTMENT OF AUDITOR GENERAL

Harrisburg, PA

MAR - 9 2007

AUDITED AND APPROVED:

Bob Kintzer
(FOR THE AUDITOR GENERAL)

BOB KINTZER

11200016045

REPLACEMENT

PA Department of Revenue
Dept. 280407
Harrisburg, Pennsylvania
17128-0407

11200016045

SETTLEMENT PAGE
PENNSYLVANIA GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES

RCT-112
PAGE 6

BUREAU USE ONLY

T/C 04

Community Energy, Inc.
150 Stafford Ave. S
Wayne, PA 19087

MAILING INSTRUCTIONS If Settlement Notice Should Be Mailed To Address Other Than That On Front, Fill In New Address In Block To Left.	Received	2-7-06
	Mailed	MAR 16 2007
	DLN	66-5-00833
	ACCOUNT ID	2182-752
NAME STREET CITY STATE ZIP CODE	TAX PERIOD ENDING	12-31-02

SETTLEMENT - GROSS RECEIPTS TAX (Official)

WHITE

Tax on GROSS RECEIPTS for the 12 months ended **December 31, 2002**

OTHER

GROSS RECEIPTS TAXABLE _____ \$ **NONE**

Tax at the rate of **.059**

Penalty (for failure to file report within time limit prescribed by law) _____

TYPE OF TAX

10

SELF ASSESSED TAX

0

TAX DEBIT OR CREDIT

0

TOTAL TAX

0

PENALTY DEBIT 210

0

DEPARTMENT OF REVENUE

Harrisburg, PA

MAR 06 2007

NSP

SETTLED AND DELIVERED TO AUDITOR GENERAL:

Jason Dupler

(FOR THE SECRETARY OF REVENUE)

DEPARTMENT OF AUDITOR GENERAL

Harrisburg, PA

MAR - 9 2007

AUDITED AND APPROVED:

R. Kintzer

(FOR THE AUDITOR GENERAL)

BOB KINTZER

Jason M. Dupler

11200016045

REPLACEMENT

PA Department of Revenue
Dept. 280407
Harrisburg, Pennsylvania
17128-0407

11200016045

SETTLEMENT PAGE
PENNSYLVANIA GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES
BUREAU USE ONLY

RCT-112
PAGE 6

T/C 04

Community Energy, Inc.
150 Stafford Ave. S
Wayne, PA 19087

MAILING INSTRUCTIONS If Settlement Notice Should Be Mailed To Address Other Than That On Front, Fill In New Address In Block To Left.	Received	2-7-06
	Mailed	MAR 16 2007
	DLN	66-5-00832
	ACCOUNT ID	2182-752
	TAX PERIOD ENDING	12-31-03

← NAME

← STREET

← CITY STATE ZIP CODE

SETTLEMENT - GROSS RECEIPTS TAX (Official)

WHITE

OTHER

Tax on GROSS RECEIPTS for the 12 months ended December 31, 2003

GROSS RECEIPTS TAXABLE \$ NONE

Tax at the rate of .059

Penalty (for failure to file report within time limit prescribed by law)

TYPE OF TAX

10

SELF ASSESSED TAX

0

TAX DEBIT OR CREDIT

0

TOTAL TAX

0

PENALTY DEBIT 210

0

DEPARTMENT OF REVENUE

Harrisburg, PA

MAR 06 2007

N3

SETTLED AND DELIVERED TO AUDITOR GENERAL:

Jason Dupler

(FOR THE SECRETARY OF REVENUE)

DEPARTMENT OF AUDITOR GENERAL

Harrisburg, PA

MAR - 9 2007

AUDITED AND APPROVED:

Bob Kintzer

(FOR THE AUDITOR GENERAL)

BOB KINTZER

Jason M. Dupler

11200016045

REPLACEMENT

PA Department of Revenue
Dept. 280407
Harrisburg, Pennsylvania
17128-0407

11200016045

SETTLEMENT PAGE
PENNSYLVANIA GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES

PCT-112
PAGE 6

BUREAU USE ONLY

T/C 04

Community Energy Inc.
150 Stafford Ave. S
Wayne, PA 19087

MAILING INSTRUCTIONS If Settlement Notice Should Be Mailed To Address Other Than That On Front, Fill In New Address In Block To Left.	Received	2-7-06
	Mailed	MAR 16 2007
	DLN	
	NAME	66-5-00831
STREET	ACCOUNT ID	2182-752
CITY STATE ZIP CODE	TAX PERIOD ENDING	12-31-04

SETTLEMENT - GROSS RECEIPTS TAX (Official)

- WHITE
- OTHER

Tax on GROSS RECEIPTS for the 12 months ended December 31, 2004

GROSS RECEIPTS TAXABLE s NONE

Tax at the rate of .059

Penalty (for failure to file report within time limit prescribed by law)

TYPE OF TAX
10

SELF ASSESSED TAX
Ø

TAX DEBIT OR CREDIT
Ø

TOTAL TAX
Ø

PENALTY DEBIT 210
Ø

DEPARTMENT OF REVENUE

Harrisburg, PA

MAR 06 2007

NSR

DEPARTMENT OF AUDITOR GENERAL

Harrisburg, PA

MAR - 9 2007

SETTLED AND DELIVERED TO AUDITOR GENERAL:

Jason Dupler
(FOR THE SECRETARY OF REVENUE)

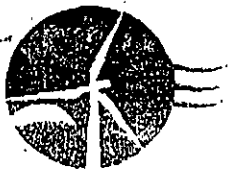
AUDITED AND APPROVED:

Bob Kintzer
(FOR THE AUDITOR GENERAL)

BOB KINTZER

Jason M. Dupler

11200016045



COMMUNITYENERGY®

February 6, 2006

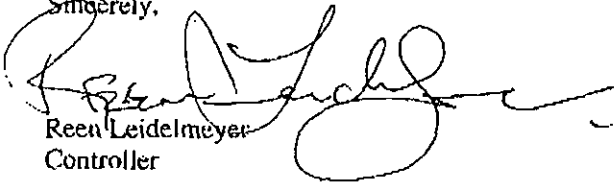
Pennsylvania Department of Revenue
Attn: Robin McNeal
CATS- Harrisburg Call Center
Harrisburg, PA 17128

Dear Ms. McNeal,

As per our conversation, here are Community Energy Inc.'s Gross Receipts Tax filings for 2001, 2002, 2003, and 2004. Community Energy, Inc. is a marketer of Renewable Energy Credit's and does not take title to or sell electrical energy, but rather transfers the property right associated with the environmental attributes of wind generation.

Please contact me if you have any questions or concerns at 484 654 1068.

Sincerely,


Reen Leidemeyer
Controller

2007 JUN 28 PM 3:41
2007 JUN 28 PM 3:41
SECRETARY'S OFFICE AD



PA Department of Revenue
Dept. 280407
Harrisburg, Pennsylvania 17128-0407

Commonwealth of Pennsylvania
GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES
~~2001~~
~~2002~~ REPORT

(DEPARTMENT USE ONLY) DLN
ACCOUNT ID (CORPORATE BOX NUMBER) 2182-752
(DEPARTMENT USE ONLY) Date Received
FEDERAL ID (EIN NUMBER) 23-3023296
MAKE ADDRESS CHANGES IN SPACE BELOW ADDRESS
CITY STATE ZIP CODE

Community Energy Inc.
NAME
150 Stratford Ave. Suite 110
ADDRESS
Wayne PA 19087
CITY STATE ZIP CODE

First Report Amended Report Last Report (out-of existence as of _____)

ANNUAL PAYMENTS

TAX PERIOD ENDING 12/31/01
~~12/31/02~~

DUE DATE 03/15/02
~~03/15/03~~

Fill in corresponding self-assessed tax, prepayments, remittance amount and Grand Totals.

T/C 01-15 TAX TYPE	TAX TYPE		A. Tax Liability from Tax Report	B. Estimated Payments & Credits on Deposit	C. Restricted Credit	Remittance A minus B minus C
	TYPE CODE	BUDGET CODE				
✓ GROSS RECEIPTS- Electric, Hydro-Electric Water Power	10	123102	0	0	0	0

*Note: Prepayments of tax for year ending 12/31/03 required. See Estimated Payment Coupon Instructions.

GRAND TOTALS 0 0 0 0

PLEASE CHECK THIS BLOCK ONLY IF THE TOTAL PAYMENT SHOWN ABOVE HAS BEEN (OR WILL BE) PAID BY ELECTRONIC FUNDS TRANSFER (EFT).

OVERPAYMENT INSTRUCTIONS (CHECK ONLY ONE BOX)

- A. Automatically transfer overpayments to other current tax period underpaid taxes and the remaining portion of the overpayment(s) to the next tax period.
- B. Automatically transfer \$ _____ of the current tax period overpayment(s) to the next tax period after paying any other current tax period underpaid taxes and refund the remaining portion of the current tax period overpayment(s).
- C. Refund the overpayment(s) of the current tax period after paying any other current tax period underpaid taxes.

I hereby affirm under penalties prescribed by law that this report (including any accompanying schedules and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete report, if prepared by a person other than the taxpayer, his declaration is based on all information of which he has any knowledge.

Signature of Officer of Company	Title President + CEO	Date 12-6-06	Telephone Number (410) 254-9800
PRINT Individual Preparer or Firm's Name Reen Leidelmeyer	Signature of Preparer	Telephone Number (484) 654-1068	
PRINT Individual or Firm's Street Address 150 Stratford Ave. Suite 210	Title Controller	E-mail Address reen.Leidelmeyer@newwindenergy.com	
City Wayne	State PA	Zip Code 19087	

* please see attached letters

TAX COMPUTATION

Identify method of Accounting for Gross Receipts: Cash Accrual

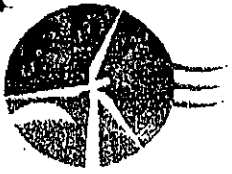
(Answer all questions with appropriate figures, the use of the word "None" or such statement of facts as is responsive to the question.)

Gross Receipts from all sources \$ NONE
 Gross Receipts within Pennsylvania from all sources (Taxable and Non-taxable) \$ NONE

GROSS RECEIPTS FROM:	TAXABLE GROSS RECEIPTS	NON-TAXABLE GROSS RECEIPTS
1. Sales of electric energy (not including sales for resale)	\$ <u>NONE</u>	\$
2. Resales - Sale of Current (Also complete Schedule 2 on Page 3)		
a. To other Utilities	\$	\$
b. Municipalities/Government Entities	\$	\$
c. Wholesale (None of the above)	\$	\$
d. Independent Service Organizations (ISO) - grids	\$	\$
3. Charges for services rendered	\$	\$
4. Consumer's forfeited discounts and penalties	\$	\$
5. Sales to Federal Government	\$	\$
6. Capacity charges	\$	\$
7. Standby charges	\$	\$
8. Demand charges	\$	\$
9. All other sources. List separately. (attach separate sheet if additional space is needed)		
a.	\$	\$
b.	\$	\$
c.	\$	\$
d.	\$	\$
e.	\$	\$
f.	\$	\$
g.	\$	\$
Total Gross Receipts Within The State	\$ <u>NONE</u>	\$

COMPUTATION BY TAXPAYER

1. GROSS RECEIPTS TAXABLE for the period covered by this report \$ NONE
 2. Tax at the rate of 59 mills (.059 - 44 mills tax and 15 mills RNR)
 Line 1 x Line 2. Enter this amount on Page 1. \$ NONE



COMMUNITYENERGY®

February 6, 2006

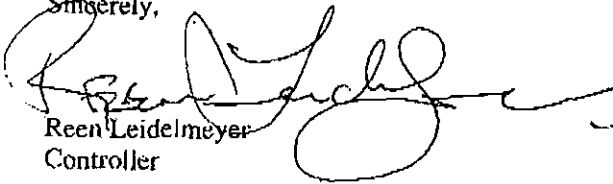
Pennsylvania Department of Revenue
Attn: Robin McNeal
CATS- Harrisburg Call Center
Harrisburg, PA 17128

Dear Ms. McNeal,

As per our conversation, here are Community Energy Inc.'s Gross Receipts Tax filings for 2001, 2002, 2003, and 2004. Community Energy, Inc. is a marketer of Renewable Energy Credit's and does not take title to or sell electrical energy, but rather transfers the property right associated with the environmental attributes of wind generation.

Please contact me if you have any questions or concerns at 484 654 1068.

Sincerely,



Reen Leidelmeyer
Controller

SECRETARY'S BUREAU

2007 JUL 28 PM 3:42



PA Department of Revenue
Dupl. 280407
Harrisburg, Pennsylvania 17128-0407

Commonwealth of Pennsylvania
GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES
2002 REPORT

(DEPARTMENT USE ONLY) DLN
ACCOUNT ID (CORPORATE BOX NUMBER) 2182-752
(DEPARTMENT USE ONLY) Date Received
FEDERAL ID (EIN NUMBER) 23-3023296
MAKE ADDRESS CHANGES IN SPACE BELOW ADDRESS
CITY STATE ZIP CODE

Community Energy, Inc.
NAME
150 Stratford Ave, Suite 110
ADDRESS
Wayne PA 19087
CITY STATE ZIP CODE

First Report Amended Report Last Report (out-of existence as of _____)

ANNUAL PAYMENTS TAX PERIOD ENDING 12/31/02 DUE DATE 03/15/03

Fill in corresponding self-assessed tax, prepayments, remittance amount and Grand Totals.

T/C 01-15 TAX TYPE	TYPE CODE		BUDGET CODE	A. Tax Liability from Tax Report	B. Estimated Payments & Credits on Deposit	C. Restricted Credit	Remittance A minus B minus C
	TYPE CODE	BUDGET CODE					
<input checked="" type="checkbox"/> GROSS RECEIPTS- Electric, Hydro-Electric Water Power	10	123102		0	0	0	0

*Note: Prepayments of tax for year ending 12/31/03 required. See Estimated Payment Coupon Instructions.

GRAND TOTALS 0 0 0 0

PLEASE CHECK THIS BLOCK ONLY IF THE TOTAL PAYMENT SHOWN ABOVE HAS BEEN (OR WILL BE) PAID BY ELECTRONIC FUNDS TRANSFER (EFT).

OVERPAYMENT INSTRUCTIONS (CHECK ONLY ONE BOX)

- A. Automatically transfer overpayments to other current tax period underpaid taxes and the remaining portion of the overpayment(s) to the next tax period.
- B. Automatically transfer \$ _____ of the current tax period overpayment(s) to the next tax period after paying any other current tax period underpaid taxes and refund the remaining portion of the current tax period overpayment(s).
- C. Refund the overpayment(s) of the current tax period after paying any other current tax period underpaid taxes.

I hereby affirm under penalties prescribed by law that this report (including any accompanying schedules and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete report. If prepared by a person other than the taxpayer, his declaration is based on all information of which he has any knowledge.

Signature of Officer of Company <i>[Signature]</i>	Title President/CEO	Date 2-7-06	Telephone Number (610) 257-9800
PRINT Individual Proprietor or Firm's Name Renold D. Meyer	Signature of Preparer <i>[Signature]</i>	Telephone Number (484) 657-1068	
PRINT Individual or Firm's Street Address 150 Stratford Ave, Suite 110	Title Controller	E-mail Address renold.meyer@newmindenergy.com	
City Wayne	State PA	Zip Code 19087	

TAX COMPUTATION

Identify method of Accounting for Gross Receipts: Cash Accrual

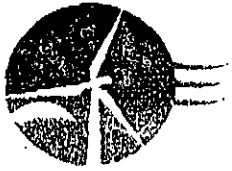
(Answer all questions with appropriate figures, the use of the word "None" or such statement of facts as is responsive to the question.)

Gross Receipts from all sources \$ NONE
Gross Receipts within Pennsylvania from all sources (Taxable and Non-taxable) \$ NONE

GROSS RECEIPTS FROM:	TAXABLE GROSS RECEIPTS	NON-TAXABLE GROSS RECEIPTS
1. Sales of electric energy (not including sales for resale)	\$ <u>NONE</u>	\$
2. Resales - Sale of Current (Also complete Schedule 2 on Page 3)		
a. To other Utilities	\$	\$
b. Municipalities/Government Entities	\$	\$
c. Wholesale (None of the above)	\$	\$
d. Independent Service Organizations (ISO) - grids	\$	\$
3. Charges for services rendered	\$	\$
4. Consumer's forfeited discounts and penalties	\$	\$
5. Sales to Federal Government	\$	\$
6. Capacity charges	\$	\$
7. Standby charges	\$	\$
8. Demand charges	\$	\$
9. All other sources. List separately. (attach separate sheet if additional space is needed)		
a.	\$	\$
b.	\$	\$
c.	\$	\$
d.	\$	\$
e.	\$	\$
f.	\$	\$
g.	\$	\$
Total Gross Receipts Within The State	\$	\$

COMPUTATION BY TAXPAYER

1. GROSS RECEIPTS TAXABLE for the period covered by this report \$ NONE
2. Tax at the rate of 59 mills (.059 - 44 mills tax and 15 mills RNR)
Line 1 x Line 2. Enter this amount on Page 1. \$ NONE



COMMUNITYENERGY®

February 6, 2006

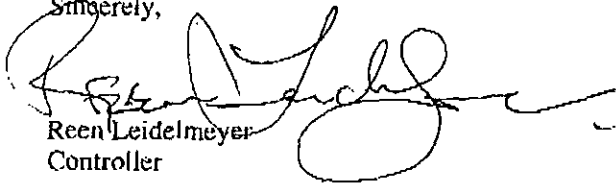
Pennsylvania Department of Revenue
Attn: Robin McNeal
CATS- Harrisburg Call Center
Harrisburg, PA 17128

Dear Ms. McNeal,

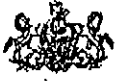
As per our conversation, here are Community Energy Inc.'s Gross Receipts Tax filings for 2001, 2002, 2003, and 2004. Community Energy, Inc. is a marketer of Renewable Energy Credit's and does not take title to or sell electrical energy, but rather transfers the property right associated with the environmental attributes of wind generation.

Please contact me if you have any questions or concerns at 484 654 1068.

Sincerely,



Reen Leidelmeyer
Controller



PA Department of Revenue
Dept. 280407
Harrisburg, Pennsylvania 17128-0407

Commonwealth of Pennsylvania
GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES
2003 REPORT

(DEPARTMENT USE ONLY)
DLN

ACCOUNT ID
(CORPORATE BOX NUMBER)

2182-752

(DEPARTMENT USE ONLY)
Date Received

FEDERAL ID (EIN NUMBER)

23-3023296

MAKE ADDRESS CHANGES IN SPACE BELOW

ADDRESS

CITY STATE ZIP CODE

Community Energy, Inc
NAME
150 Stratford Ave, Suite 110
ADDRESS
Wyone PA 19087
CITY STATE ZIP CODE

First Report Amended Report Last Report (out-of existence as of _____)

ANNUAL PAYMENTS

TAX PERIOD ENDING
12/31/03

DUE DATE
03/15/04

Fill in corresponding self-assessed tax, prepayments, remittance amount and Grand Totals.

✓	T/C 01-15 TAX TYPE	TAX PERIOD		A. Tax Liability from Tax Report	B. Estimated Payments & Credits on Deposit	C. Restricted Credit	Remittance A minus B minus C
		TYPE CODE	BUDGET CODE				
✓	GROSS RECEIPTS - Electric, Hydro-Electric Water Power	10	123102	0	0	0	0

*Note: Prepayments of tax for year ending 12/31/04 required. See Estimated Payment Coupon Instructions.

GRAND TOTALS 0 0 0 0

PLEASE CHECK THIS BLOCK ONLY IF THE TOTAL PAYMENT SHOWN ABOVE HAS BEEN (OR WILL BE) PAID BY ELECTRONIC FUNDS TRANSFER (EFT).

OVERPAYMENT INSTRUCTIONS (CHECK ONLY ONE BOX)

- A. Automatically transfer overpayments to other current tax period underpaid taxes and the remaining portion of the overpayment(s) to the next tax period.
- B. Automatically transfer \$ _____ of the current tax period overpayment(s) to the next tax period after paying any other current tax period underpaid taxes and refund the remaining portion of the current tax period overpayment(s).
- C. Refund the overpayment(s) of the current tax period after paying any other current tax period underpaid taxes.

I hereby affirm under penalties prescribed by law that this report (including any accompanying schedules and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete report prepared by a person other than the taxpayer, his declaration is based on all information of which he has any knowledge.

Signature of Officer or Company	Title President CEO	Date 2/07/06	Telephone Number (610) 254-9800
PRINT Individual Preparer or Firm's Name Reen Leidelmeyer	Signature of Preparer		
PRINT Individual or Firm's Street Address 150 Stratford Ave Suite 110	Title Controller	Telephone Number (484) 654-1068	
City Wyone	State PA	Zip Code 19087	E-mail Address reen.leidelmeyer@nuunindenergy.com

TAX COMPUTATION

Identify method of Accounting for Gross Receipts: Cash Accrual

(Answer all questions with appropriate figures, the use of the word "None" or such statement of facts as is responsive to the question.)

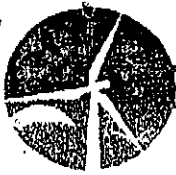
Gross Receipts from all sources \$ None
 Gross Receipts within Pennsylvania from all sources (Taxable and Non-taxable) \$ None

PROVIDE A COPY OF THE ANNUAL REPORT AS FILED WITH THE PUBLIC UTILITY COMMISSION

GROSS RECEIPTS FROM:	TAXABLE GROSS RECEIPTS	NON-TAXABLE GROSS RECEIPTS
1. Sales of electric energy (not including sales for resale)	\$ <u>None</u>	\$
2. Resales - Sale of Current (Also complete Schedule 3 on Page 4)		
a. To other Utilities	\$	\$
b. Municipalities/Government Entities	\$	\$
c. Wholesale (None of the above)	\$	\$
d. Independent Service Organizations (ISO) - grids	\$	\$
3. Charges for services rendered	\$	\$
4. Consumer's forfeited discounts and penalties	\$	\$
5. Sales to Federal Government	\$	\$
6. Capacity charges	\$	\$
7. Standby charges	\$	\$
8. Demand charges	\$	\$
9. All other sources. List separately. (attach separate sheet if additional space is needed)		
a.	\$	\$
b.	\$	\$
c.	\$	\$
d.	\$	\$
e.	\$	\$
f.	\$	\$
g.	\$	\$
Total Gross Receipts Within The State	\$ <u>0</u>	\$

COMPUTATION BY TAXPAYER

1. GROSS RECEIPTS TAXABLE for the period covered by this report \$ None
 2. Tax at the rate of 59 mills (.059 - 44 mills tax and 15 mills RNR)
 Line 1 x Line 2. Enter this amount on Page 1. \$ None



COMMUNITYENERGY®

February 6, 2006

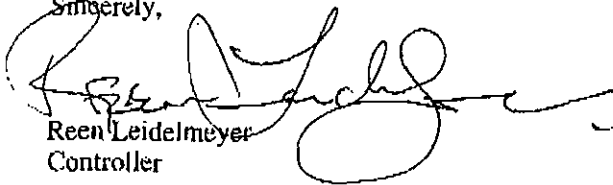
Pennsylvania Department of Revenue
Attn: Robin McNeal
CATS- Harrisburg Call Center
Harrisburg, PA 17128

Dear Ms. McNeal,

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Please contact me if you have any questions or concerns at 484 654 1068.

Sincerely,



Reen Leidelmeyer
Controller



PA DEPARTMENT OF REVENUE
PO BOX 280407
HARRISBURG PENNSYLVANIA 17128-0407

Commonwealth of Pennsylvania
GROSS RECEIPTS TAX
ELECTRIC, HYDRO-ELECTRIC
AND WATER POWER COMPANIES
2004 REPORT

(DEPARTMENT USE ONLY) DLN
ACCOUNT ID (CORPORATE BOX NUMBER) 2 1 8 2 - 7 5 2
(DEPARTMENT USE ONLY) Date Received
FEDERAL ID (EIN NUMBER) 2 3 - 3 0 2 3 2 9 6
MAKE ADDRESS CHANGES IN SPACE BELOW ADDRESS
CITY STATE ZIP CODE

Community Energy, Inc.

NAME
150 STRAFFORD AVE., suite 110

ADDRESS
WAYNE, PA 19087

CITY STATE ZIP CODE

First Report Amended Report Last Report (out-of existence as of)

ANNUAL PAYMENTS

TAX PERIOD ENDING

12/31/04

DUE DATE

03/15/05

Fill in corresponding self-assessed tax, prepayments, remittance amount and Grand Totals.

✓ T/C 01-15 TAX TYPE	REVENUE USE ONLY		A. Tax Liability from Tax Report	B. Estimated Payments & Credits on Deposit	C. Restricted Credit	Remittance A minus B minus C
	TYPE CODE	BUDGET CODE				
✓ GROSS RECEIPTS- Electric, Hydro-Electric Water Power	10	123102	0	0	0	0

*Note: Prepayments of tax for year ending 12/31/05 required. See Estimated Payment Coupon instructions.

GRAND TOTALS		0	0	0	0
--------------	--	---	---	---	---

PLEASE CHECK THIS BLOCK ONLY IF THE TOTAL PAYMENT SHOWN ABOVE HAS BEEN (OR WILL BE) PAID BY ELECTRONIC FUNDS TRANSFER (EFT).

OVERPAYMENT INSTRUCTIONS (CHECK ONLY ONE BOX)

- A. Automatically transfer overpayments to other current tax period underpaid taxes and the remaining portion of the overpayment(s) to the next tax period.
- B. Automatically transfer \$ _____ of the current tax period overpayment(s) to the next tax period after paying any other current tax period underpaid taxes and refund the remaining portion of the current tax period overpayment(s).
- C. Refund the overpayment(s) of the current tax period after paying any other current tax period underpaid taxes.

I hereby affirm under penalties prescribed by law that this report (including any accompanying schedules and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete report. If prepared by a person other than the taxpayer, this declaration is based on all information of which he has any knowledge.

Signature of Officer of Company	Title	Date	Telephone Number
<i>Reen Leidelmeier</i>		2/3/06	1-610-254-9800
PRINT Individual Preparer or Firm's Name Reen Leidelmeier	Signature of Preparer		
PRINT Individual or Firm's Street Address 150 Strafford Ave. Suite 110	Title	Telephone Number	
City Wayne State PA Zip Code 19087	Controller	1-484-654-1068	
E-mail Address			

*Please see attached letter 11200011040

TAX COMPUTATION

Identify method of Accounting for Gross Receipts: Cash Accrual

(Answer all questions with appropriate figures, the use of the word "None" or such statement of facts as is responsive to the question.)

Gross Receipts from all sources \$ none
 Gross Receipts within Pennsylvania from all sources (Taxable and Non-taxable) \$ none

PROVIDE A COPY OF THE ANNUAL REPORT AS FILED WITH THE PUBLIC UTILITY COMMISSION *

GROSS RECEIPTS FROM:	TAXABLE GROSS RECEIPTS	NON-TAXABLE GROSS RECEIPTS
1. Sales of electric energy (not including sales for resale)	\$ none	\$
2. Resales - Sale of Current (Also complete Schedule 3 on Page 4)	"	
a. To other Utilities	\$ "	\$
b. Municipalities/Government Entities	\$ "	\$
c. Wholesale (None of the above)	\$ "	\$
d. Independent Service Organizations (ISO) - grids	\$ "	\$
3. Charges for services rendered	\$ "	\$
4. Consumer's forfeited discounts and penalties	\$ "	\$
5. Sales to Federal Government	\$ "	\$
6. Capacity charges	\$ "	\$
7. Standby charges	\$ "	\$
8. Demand charges	\$ "	\$
9. All other sources. List separately. (attach separate sheet if additional space is needed)	"	
a.	\$ "	\$
b.	\$ "	\$
c.	\$ "	\$
d.	\$ "	\$
e.	\$ "	\$
f.	\$ "	\$
g.	\$ "	\$
Total Gross Receipts Within The State	\$ <u>none</u>	\$

* See Instructions

COMPUTATION BY TAXPAYER

1. GROSS RECEIPTS TAXABLE for the period covered by this report \$ none
 2. Tax at the rate of 59 mills (.059 - 44 mills tax and 15 mills RNR)
 Line 1 x Line 2. Enter this amount on Page 1. \$ none

DATE: July 2, 2007

SUBJECT: A-110152

TO: Bureau of Fixed Utility Services

FROM: James J. McNulty, Secretary *ddt*

DOCUMENT
FOLDER

Community Energy Inc

Enclosed please find a letter/request of Community Energy Inc, for approval to withdraw its request to withdraw its Petition to Reduce the bonding amount to \$10,000.00 which was filed on December 20, 2006 and assigned to your Bureau on December 22, 2006. Community Energy wishes to reinstate its request to reduce its bonding amount to \$10,000.00.

This matter is assigned to your Bureau for appropriate action.

cc: Law Bureau

Enclosure

ddt

DOCKETED

JUL 02 2007



**COMMUNITY
ENERGY**

An Iberdrola company

VIA FEDERAL EXPRESS

October 31, 2007

A-110152

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

DOCUMENT
FOLDER

RE: Bond Renewal of Community Energy, Inc.

Dear Secretary McNulty:

Please see the attached renewed bond for Community Energy Inc. The bond is \$250,000 based on regulations at 52 PA. Code 54.40 (d). I have also included the original bond issued from Platte River Insurance Company in 2005. Please return the original bond and letter of credit at your convenience. Thank you.

Sincerely,

Molly Arbes
484-654-1061

DOCKETED

NOV 09 2007

RECEIVED

OCT 31 2007

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

59

RECEIVED

APPENDIX A

OCT 31 2007

Hartford Fire Insurance Company License Bond

PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU

Bond Number: 83BSBEV0820

KNOW ALL MEN BY THESE PRESENTS that Community Energy, Inc. as Principal, and Hartford Fire Insurance Company of Hartford, Connecticut, as Surety, are firmly bound unto Pennsylvania Public Utility Commission, as obligee, in the penal sum of two hundred fifty thousand dollars (\$250,000), lawful money of the United States of America for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors and assigns, jointly, severally, and firmly by these presents.

SIGNED, SEALED AND DATED THIS 24th of October, 2007.

THE CONDITION OF THIS OBLIGATION IS SUCH, that Whereas the Principal has made application for a license to the Obligee to offer, render, furnish or supply electricity or electric generation services to the public.

NOW THEREFORE, the condition of this obligation is such that the Principal must act in accordance with Section 2809(c)(1)(i) of the Public Utility Code, 66 Pa. C.S. 2809(c)(1)(i), to assure compliance with applicable provisions of the Public Utility Code, 66 Pa. C.S. 101, et seq. and the rules and regulation of the Pennsylvania Public Utility Commission by the Principal as a licensed electric generation supplier; to ensure the payment of Gross Receipts Tax as required by Section 2810 of the Public Utility Code, 66 Pa. C.S. 2810; and to ensure the supply of electricity at retail in accordance with contracts, agreements or arrangement. Payment of claims shall have the following priority: (I) The Commonwealth of Pennsylvania; (II) Electric Distribution Companies for the reimbursement of Gross Receipts Tax; and (III) Private Individuals. Proceeds of the bond may not be used to pay any penalties or fines levied against the Principal for violations of the law, or for the payment of any other tax obligations owed to the Commonwealth of Pennsylvania.

NOW THEREFORE, if the Principal shall, during the period commencing on the aforesaid date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to an electric generation supplier licensed in Pennsylvania and fulfills its obligation to pay the Gross Receipts Tax to the Commonwealth, and to deliver electricity at retail in accordance with contracts, agreements and arrangements, require the execution of this bond, then this obligation shall become void and of no effect.

PROVIDED, the Surety may terminate its future liability under this Bond sixty (60) days after furnishing written notice of such intention to terminate. This termination shall not affect the liability of the Surety and the Principal for any liability incurred by the Principal prior to the effective date of such termination. Any claim under this bond must be instituted within three (3) months of the effective date of termination.

THIS BOND WILL EXPIRE October, 24th, 2008, but may be continued by continuation certificate signed by Community Energy, Inc. and Hartford Fire Insurance Company. Hartford Fire Insurance Company may at any time terminate its liability by giving sixty (60) days written notice of the OFFICE OF THE SECRETARY - PA PUBLIC UTILITY C, and Hartford Fire Insurance Company shall not be liable for any default after such sixty-day notice period, except for defaults occurring prior thereto.

Signed, sealed and dated October, 24th, 2007.

Community Energy, Inc. [Signature] Principal

Hartford Fire Insurance Company Surety

By [Signature] Christopher P. Troha Attorney-in-Fact

COUNTERSIGNED BY

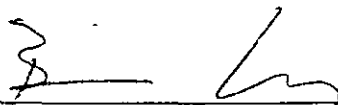
N/A Registered Agent

ACKNOWLEDGEMENT BY SURETY

STATE OF ILLINOIS
COUNTY OF Cook

On this 24th day of October, 2007, before me, Brian O'Leary, a Notary Public, within and for said County and State, personally appeared Christopher P. Troha to me personally known to be the Attorney-in-Fact of and for Hartford Fire Insurance Company acknowledged that she executed the said instrument as the free act and deed of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.



Notary Public in the State of Illinois
County of Cook



RECEIVED

OCT 31 2007

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4

P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835)

Agency Code: 83 511334

KNOW ALL PERSONS BY THESE PRESENTS THAT:

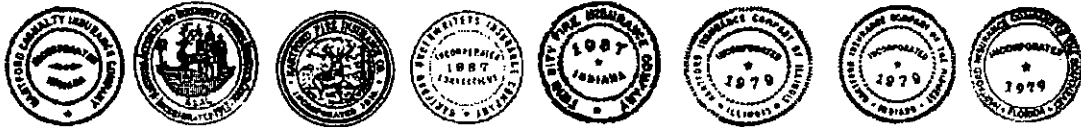
- Hartford Fire Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois**, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest**, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast**, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of UNLIMITED**

MARCIA K. CESAFSKY, THOMAS J. JOSLIN, PATRICIA M. DOYLE, JENNIFER L. JAKAITIS, SANDRA M. NOWAK, CHRISTOPHER P. TROHA OF CHICAGO, ILLINOIS

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholz
Paul A. Bergenholz, Assistant Secretary

M. Ross Fisher
M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On this 1st day of February, 2004, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



Scott E. Paseka
Scott E. Paseka
Notary Public
My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of October 24, 2007
Signed and sealed at the City of Hartford.



Gary W. Stumper
Gary W. Stumper, Assistant Vice President

LICENSE BOND

Bond No.: 41038760

KNOW ALL MEN BY THESE PRESENTS that Community Energy, Inc. as Principal, and Platte River Insurance Company of Glastonbury, CT, are firmly bound unto Pennsylvania Public Utility Commission, as Obligee, in the penal sum of Two Hundred Fifty Thousand and 00/100 Dollars (\$250,000.00) lawful money of the United States of America for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors and assigns, jointly, severally, and firmly by these presents.

SIGNED, SEALED AND DATED THIS 2nd DAY OF December, 2005.

THE CONDITION OF THIS OBLIGATION IS SUCH that, whereas the Principal has made application for a license to the Obligee to offer, render, furnish or supply electricity or electric generation services to the public.

NOW THEREFORE, the condition of this obligation is such that the Principal must act in accordance with Section 2809(c) (1) (i) of the Public Utility Code, 66 Pa. C.S. 2809 (c)(1)(i), to assure compliance with applicable provisions of the Public Utility Code, 66 Pa. C.S. 101, et seq. And the rules and regulation of the Pennsylvania Public Utility Commission by the Principal as a licensed electric generation supplier; to ensure the payment of Gross Receipts Tax as required by Section 2810 of the Public Utility Code, 66 Pa. C.S. 2810; and to ensure the supply of electricity at retail in accordance with contracts, agreements or arrangement. Payment of claims shall have the following priority: (I) The Commonwealth of Pennsylvania; (II) Electric Distribution Companies for the reimbursement of Gross Receipts Tax; and (III) Private Individuals. Proceeds of the bond may not be used to pay any penalties or fines levied against the Principal for violations of the law, or for the payment of any other tax obligations owed to the Commonwealth of Pennsylvania.

NOW THEREFORE, If the Principal shall, during the period commencing on the aforesaid date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to an electric generation supplier licensed in Pennsylvania and fulfills its obligation to pay the Gross Receipts Tax to the Commonwealth, and to deliver electricity at retail in accordance with contracts, agreements and arrangements, require the execution of this bond, then this obligation shall become void and of no effect.

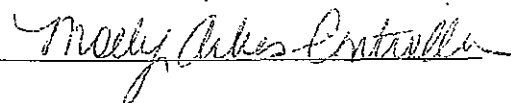
PROVIDED, the Surety may terminate its future liability under this Bond sixty (60) days after furnishing written notice of such intention to terminate. This termination shall not affect the liability of the Surety and the Principal for any liability incurred by the Principal prior to the effective date of such termination. Any claim under this bond must be instituted within three (3) months of the effective date of termination.

PROVIDED FURTHER, that regardless of the number of years this bond shall continue in force and the number of premiums that shall be payable or paid, the Surety shall not be liable hereunder for a larger amount, in the aggregate, than the amount of this bond.

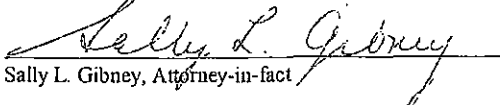
THIS BOND WILL EXPIRE on 2nd Day of December, 2006, but may be continued by continuation certificate signed by Principal and Surety. Surety may, at any time, terminate its liability by giving sixty (60) days written notice to the Obligee, and Surety shall not be liable for any default after such sixty-day notice period, except for defaults occurring prior thereto.

Signed, sealed and dated 2nd Day of December, 2005

COMMUNITY ENERGY, INC.



PLATTE RIVER INSURANCE CO.


Sally L. Gibney, Attorney-in-fact

PLATTE RIVER INSURANCE COMPANY
POWER OF ATTORNEY

4010750

KNOW ALL MEN BY THESE PRESENTS, That the **PLATTE RIVER INSURANCE COMPANY**, a corporation of the State of Nebraska, having its principal offices in the City of Madison, Wisconsin, does make, constitute and appoint

----- SUSAN A. SALLADA, SALLY L. GIBNEY, SARA T. SHARKEY, PATRICIA A. MARINUCCI -----

its true and lawful Attorney(s)-in-fact, to make, execute, seal and deliver for and on its behalf, as surety, and as its act and deed, any and all bonds, undertakings and contracts of suretyship, provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

----- ALL WRITTEN INSTRUMENTS IN AN AMOUNT: \$2,500,000.00 -----

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of **PLATTE RIVER INSURANCE COMPANY** at a meeting duly called and held on the 8th day of January, 2002.

"RESOLVED, that the President, and Executive Vice-President, the Secretary or Treasurer, acting individually or otherwise, be and they hereby are granted the power and authorization to appoint by a Power of Attorney for the purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, one or more vice-presidents, assistant secretaries and attorney(s)-in-fact, each appointee to have the powers and duties usual to such offices to the business of the Corporation; the signature of such officers and seal of the Corporation may be affixed to such power of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Corporation in the future with respect to any bond or undertaking or other writing obligatory in the nature thereof to which it is attached. Any such appointment may be revoked, for cause, or without cause, by any of said officers, at any time."

IN WITNESS WHEREOF, the **PLATTE RIVER INSURANCE COMPANY** has caused these presents to be signed by its officer undersigned and its corporate seal to be hereto affixed duly attested, this 1st day of February, 2005.

Attest:

James J. McIntyre
James J. McIntyre
Executive Vice President



PLATTE RIVER INSURANCE COMPANY

David F. Pauly
David F. Pauly
President and CEO

STATE OF WISCONSIN } s.s.:
COUNTY OF DANE

On the 1st day of February, 2005 before me personally came David F. Pauly, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Dane, State of Wisconsin; that he is President and CEO of **PLATTE RIVER INSURANCE COMPANY**, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

STATE OF WISCONSIN } s.s.:
COUNTY OF DANE



CERTIFICATE

Kathleen A. Paulson
Kathleen A. Paulson
Notary Public, Dane Co., WI
My Commission Expires 10-15-2006

I, the undersigned, duly elected to the office stated below, now the incumbent in **PLATTE RIVER INSURANCE COMPANY**, a Nebraska Corporation, authorized to make this certificate, **DO HEREBY CERTIFY** that the foregoing attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolution of the Board of Directors, set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Madison, State of Wisconsin this 2nd day of December, 2005



Alan A. Ogilvie
Alan A. Ogilvie
Secretary

THIS DOCUMENT IS NOT VALID UNLESS PRINTED ON GREEN SHADED BACKGROUND WITH A RED SERIAL NUMBER IN THE UPPER RIGHT HAND CORNER. IF YOU HAVE ANY QUESTIONS CONCERNING THE AUTHENTICITY OF THIS DOCUMENT CALL 800-475-4450.

PLATTE RIVER INSURANCE COMPANY

115 Glastonbury Boulevard, Suite 5 Glastonbury, CT 06033-4401 888-244-3980

RECEIVED
07 OCT 31 AM 11:18

NOTICE OF CANCELLATION

BUREAU OF
FIXED UTILITY SERVICES
October 16, 2007

Obligee:

COMMONWEALTH OF PENNSYLVANIA PUBLIC UTILITY COMMISSION
300 LIBERTY AVE
PITTSBURGH, PA 15233

A-110152

Re: BOND NUMBER **41038760**
TYPE OF BOND: **MIS/FINANCIAL GUARANTEE-NOC (RENEWABLE)**
BOND AMOUNT **\$250,000.00**

RECEIVED
2007 NOV -2 AM 8:57
PA PUC
SECRETARY'S BUREAU

DOCUMENT
FOLDER

Principal:

COMMUNITY ENERGY, INC.
150 STAFFORD AVE SUITE 210
WAYNE, PA 19083

GENTLEMEN:


The above bonding Company hereby notifies you that it has elected to cancel said bond in its entirety. This Notice is given to you in accordance with the cancellation provision in the above mentioned bond and applicable state insurance statutes.

Cancellation Reason: **PRINCIPAL'S REQUEST**

Effective Date of Cancellation is 12/02/2007

DOCKETED

NOV 13 2007

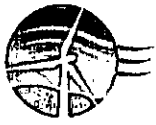
By: 
Angela Grant Attorney-in-Fact

Certified Mail: (#7003 2260 0000 4808 2587)

Obligee Copy

RECEIVED
BUREAU OF
TRANSPORTATION & SAFETY
09 OCT 29 PM 2:07

9



**COMMUNITY
ENERGY®**

An Iberdrola company

RECEIVED
2007 DEC 24 AM 10:22
P.A.P.U.C.
SECRETARY'S BUREAU

**DOCUMENT
FOLDER**

December 18, 2007

Mr. James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

ORIGINAL

RE: Request For An Alternative Level Of Bonding, A-110152

Dear Secretary McNulty:

Please find the additional data you have requested for the alternative level of bonding for Community Energy, Inc.

13. Provide a Settlement – Gross Receipts Tax (GRT) report for the year ended December 31, 2005.

Attached is the Gross Receipt Tax Settlement report for December 31, 2005.

14. Provide the amount of renewable energy certificate revenue reported to the Pennsylvania Department of Revenue (DOR), for each of the years 2001 through 2006.

There was no (zero) renewable energy certificate revenue reported to the Pennsylvania Department of Revenue for years 2001 through 2006 because the GRT statute, 72 P.S. § 1101(b), requires the reporting of "gross receipts from sales of electric energy within this state," excluding gross receipts from sales for resale – in other words, gross receipts from retail sales of electricity. Consistently, "Gross receipts" are defined by the Public Utility Code as "gross receipts from the retail sales of electric energy as defined in section 1101(b) of the Tax Reform Code of 1971." 66 Pa. C.S. § 2810(n). The Department of Revenue's "zero" settlements for CEI for tax years 2001 through 2004 evidences the Department's agreement with CEI that CEI's receipts from sales of wind certificates separate from the electricity or electric energy are not receipts from retail sales of electricity or electric energy.

15. Provide the amount of other reportable Pennsylvania revenue, for which your EGS license is required, for each of the years 2001 through 2006. Breakdown by source of this revenue.

61510
11284



An Iberdrola company

There was no (zero) other Pennsylvania revenue for years 2001 through 2006 reportable to the Pennsylvania Department of Revenue or the Commission. The Commission's EGS licensing regulations require the quarterly reporting of gross receipts from sales of electricity [52 Pa. Code § 54.39(a)] and the annual reporting of gross receipts from sales of electricity [52 Pa. Code § 54.39(b)(2)], and further provide that an EGS's bond level "will be reviewed annually and modified primarily based on the licensee's reported annual gross receipts information." 52 Pa. Code § 54.40(d). As stated above, CEI has no gross receipts from sales of electricity, and CEI's annual reports to the PUC accordingly have reported zero gross receipts and zero kWhs sold [52 Pa. Code § 54.39(b)(3)].

16. In prior correspondence with the Commission, the Company stated that utilities purchase both the electricity and environmental attributes from specified wind facilities and then transfer the environmental attributes and tracking rights to the Company. The Company then signs up customers willing to pay the premiums associated with the environmental attributes and the tracking rights.

The reference to utilities here is not to an EDC but to wholesale energy buyers, which traditionally (2-3 years ago) were the wholesale power trader affiliates of utilities in the region of the wind facility. The traditional offtake arrangement for wind generation facilities was a long-term power purchase agreement with one of these wholesale power utility affiliates. The power purchase agreements specify whether or not the wholesale offtake buyer is buying energy only, or is also purchasing the environmental attributes of the wind generation.

Over the last 2 to 3 years, the sale and transfer of environmental attributes has been completely separated from the energy, with the emergence of Renewable Energy Credit (REC) markets to track, transfer and sell the environmental attributes separately from energy. For example, under the PJM GATS (Generation Attribute Tracking System) operative in the PJM region the environmental attributes (referred to as the RECs) associated with the generation are placed in a separate account from the energy at the moment of creation and do not tie to the energy sale at any point from there forward. RECs are sold and traded among those accounts, often multiple times among multiple parties, without reference to the electricity sale or delivery.

CEI and other REC suppliers in Pennsylvania own or purchase RECs from wind generation and hold them in their PJM GATS account until sold to a REC purchaser. CEI (and other REC sellers) then sell the RECs either (1) to retail customers, such as the Commonwealth of Pennsylvania, Universities or other retail customers who pay CEI directly for the RECs independent of their utility electric supplier, or (2) to wholesale buyers such as EDC's or EGS's that use them in connection with green electricity offers to their retail electric customers.



**COMMUNITY
ENERGY®**

An Iberdrola company

The Commission's sample language for a license bond states that the bond is to "...insure the supply of electricity at retail in accordance with contracts, agreements or arrangements."

Yes, the bond language refers to electricity not to RECs. CEI as a REC seller does not sell retail electricity products and is not an EGS provider. REC sellers do not post bonds in Pennsylvania or in other states.

If the Company fails to reimburse a utility for the premium, what guarantee exists that this failure to pay will not jeopardize the contracts that involve the supply of the wind-generated electricity to that utility?

Also, if the Company fails to reimburse a utility for the premium, explain why it would not be appropriate for the utility to make a claim against the security that the Company maintains for its EGS license in order to recover the lost payments.

There is no reimbursement by CEI to a utility because the utility is paying CEI for RECs used for its green power program, AEPS compliance or other purpose, not the other way around. Retail electric customer dollars, including any green premium, go to the utility, not to CEI.

CEI's REC sales to wholesale customers such as EDC's or EGS are subject to commercial contract terms developed in commercial REC markets. (See, e.g., American Bar Association, Model REC Contract). As in all commercial transactions, the credit arrangements between buyers and sellers of environmental attributes are subject to negotiation. In most cases the RECs aren't transferred until the payment is made so there is no issue of nonpayment.

No, a utility could not make a claim against CEI's EGS license for payment of a REC purchase because it is not a sale to a retail electric customer. Moreover, if the bond were intended to provide credit for commercial REC sales, then CEI would be the one claiming against the bond of the utility in the event of a failure to pay for RECs purchased from CEI.

In general, REC buyers and sellers in Pennsylvania, of which CEI is one of many, have not been required to post bonds and do not have any claim against EGC bonds in REC transactions.

17. For each of the above questions, please provide the name and job title of each person that answered the question.



An Iberdrola company

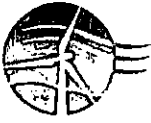
Response to questions 13 through 15 provided by Molly Arbes, Senior Accountant.
Response to question 16 provided by Brent Alderfer, Executive Vice President,
Community Energy, Inc.

In addition, we wish to point out that the bond reduction requested by CEI is consistent with the bond reductions to \$10,000 approved for the following EGSs:

- EnergyWindow, Inc., A-110161 (12/3/04) – does not supply energy, take title to energy, nor accept deposits from customers; obtains historical usage information in support of posting requests for quotation on its online request/bid system for energy procurement, with fees for use of EnergyWindow online system paid by the winning supplier following execution of contract between buyer and seller.
- Affiliated Power Purchasers, Inc., A-110041 (1/10/02) – arranges retail electricity purchase transactions for its clients, does not purchase or take title to electricity, and receives compensation through fee for service added to the kWh price billed by the EGS.
- Parente Energy Consulting, LLC, A-110099 (5/4/01) – advises retail customers in their generation supply purchases, does not take title to electricity, and receives compensation through fee added to the kWh price billed by the recommended EGS.

Finally, the Commission recently made clear that 10% of an EGS's reported gross receipts is the primary factor used to establish the security level for an EGS's bond after the first year of operation, while additional factors include the scope and nature of the EGS's business and uncertainties related to the supplier's business operations. *It's Electric & Gas, L.L.C.* ("IEG"), A-110129, Order entered April 10, 2006, at 2. IEG withdrew from participation in PECO Energy Company's Market Share Threshold ("MST") program and, as a result, became dormant in the Pennsylvania market and requested that its EGS bond for 2006 be renewed at a level below 10% of IEG's gross receipts reported for the prior calendar year. The information IEG submitted concerning its current and future scope and level of business operations included: (i) recent and future gross receipts; (ii) recent and future GRT taxes; (iii) non-existence of any issues that affect or may affect the flow of electricity generation at retail; (iv) non-existence of outstanding non-GRT tax issues; and (v) non-existence of other issues which may create a claim on its surety bond. The Commission concluded that IEG's projected gross receipts for the year 2006 will be negligible, justifying the reduction of its 2006 EGS bond to the initial level, \$250,000. However, if IEG's accumulated gross receipts exceed \$2,500,000 at any time during the twelve month period beginning on February 16, 2006, the Commission directed IEG to submit, within 30 days, a bond equal to 10% of an *annualized gross receipts amount based on the accumulated gross receipts*.

The information and data submitted in support of CEI's bond reduction request shows that CEI has no GRT liability and the non-existence of: (i) any issues that affect or may affect the flow of electricity generation at retail; (ii) outstanding non-GRT tax issues; and (iii) other issues which may create a claim on its surety bond. Accordingly, CEI's bond should be reduced as requested to \$10,000.



**COMMUNITY
ENERGY®**

An Iberdrola company

Please feel free to contact me if you need further information.

Sincerely,

R. Brent Alderfer
Executive Vice President

Cc: James Shurskis, Energy Industry Group, Bureau of Fixed Utility Services



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE
A-110152

July 18, 2007

R BRENT ALDEFER
COMMUNITY ENERGY INC
201 KING OF PRUSSIA ROAD STE 500
RADNOR PA 19087

RE: REQUEST FOR AN ALTERNATIVE LEVEL OF BONDING

Dear Mr. Aldefer:

On March 26, 2007, Community Energy, Inc. reopened its request for approval of an alternative level of bonding to maintain its electricity generation supplier license. In order for us to complete our analysis of the request, the Bureau of Fixed Utility Services requires an answer to the additional enclosed data requests. This information is necessary for the completion of our recommendation to the Commission.


An early and expeditious conclusion of your requested filing is dependent upon full and responsive answers to the enclosed data requests which should be received no later than ten (10) working days from the date of this letter. It is requested that each answer be numbered to correspond to the appropriate data request and three copies be provided to:

Mr. James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, Pa. 17105-3265

Attention: James Shurskis
Energy Industry Group
Bureau of Fixed Utility Services

Your answers should be verified per 52 Pa Code § 1.36. If any clarification of these data requests is required, please contact the above staff person, at 717-787-8763. Thank you for your cooperation in the foregoing manner.

Sincerely,


Paul Diskin, Manager
Energy Industry Group
Bureau of Fixed Utility Services

RECEIVED
2007 DEC 24 AM 10: 22
P.A.P.U.C.
SECRETARY'S BUREAU

Community Energy, Inc.
Bond Reduction Data Requests
A-110152

James Shurskis
Bureau of Fixed Utility Services

13. Provide a Settlement – Gross Receipts Tax (GRT) report for the year ended December 31, 2005.
14. Provide the amount of renewable energy certificate revenue reported to the Pennsylvania Department of Revenue (DOR), for each of the years 2001 through 2006.
15. Provide the amount of other reportable Pennsylvania revenue, for which your EGS license is required, for each of the years 2001 through 2006. Breakdown by source of this revenue.
16. In prior correspondence with the Commission, the Company stated that utilities purchase both the electricity and environmental attributes from specified wind facilities and then transfer the environmental attributes and tracking rights to the Company. The Company then signs up customers willing to pay the premiums associated with the environmental attributes and the tracking rights.

The Commission's sample language for a license bond states that the bond is to "...insure the supply of electricity at retail in accordance with contracts, agreements or arrangements."

If the Company fails to reimburse a utility for the premium, what guarantee exists that this failure to pay will not jeopardize the contracts that involve the supply of the wind-generated electricity to that utility?

Also, if the Company fails to reimburse a utility for the premium, explain why it would not be appropriate for the utility to make a claim against the security that the Company maintains for its EGS license in order to recover the lost payments.

17. For each of the above questions, please provide the name and job title of each person that answered the question.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF REVENUE
BUREAU OF CORPORATION TAXES
SPECIALTY TAX DIVISION
P.O. BOX 280407
HARRISBURG, PA 17128-0407



SETTLEMENT COMPUTATION
PENNSYLVANIA GROSS RECEIPTS
(OFFICIAL)
T/C 04

Community Energy Inc.
201 King of Prussia Rd.
Suite 500
Rochor PA 19087

Received: 9/26/07
DLN: 76-5-04631 <
Account ID: 2182-752 <
Tax Period Ended: 12/31/05 <

Company: Community Energy Inc.

IN ACCOUNT WITH THE COMMONWEALTH OF PENNSYLVANIA
SETTLEMENT - GROSS RECEIPTS TAX
Electric, Hydro-Electric, and Water Power Companies

Tax on GROSS RECEIPTS for the period ended 12/31/05

TYPE OF TAX
10 <

TAX DEBIT/CREDIT
Ø <

PENALTY DEBIT 210

Ø <

Gross Receipts Taxable	\$	<u>Ø</u>
Tax at Rate of 59 Mills (Plus PURTA Surcharge of .6 Mills)	\$	<u>Ø</u>
Self Assessed Gross Receipts Tax	\$	<u>Ø</u>
Gross Receipts Tax Adjustment	\$	<u>Ø</u>
Penalty (For failure to file report within time limit prescribed by law)	\$	<u>Ø</u>

DEPARTMENT OF REVENUE

Harrisburg, PA

OCT 05 2007

NJP

SETTLED AND DELIVERED TO AUDITOR GENERAL:

Jason Dupler

FOR THE SECRETARY OF REVENUE

DEPARTMENT OF THE AUDITOR GENERAL

Harrisburg, PA

NOV 16 2007

AUDITED AND APPROVED:

Stephen S. Heckman

FOR THE AUDITOR GENERAL

COPY MAILED

NOV 27 2007

Jason M. Dupler



**COMMUNITY
ENERGY®**

An Iberdrola company

A-110152

VIA FEDERAL EXPRESS

RECEIVED

September 30, 2008

OCT 01 2008

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: Bond Renewal of Community Energy, Inc.

DOCUMENT
FOLDER

Dear Secretary McNulty:

Please see the attached renewed bond for Community Energy Inc. The bond is \$10,000 based on regulations at 52 Pa. code section 54.40 (d). Please contact me with any questions. Thank you.

Sincerely,

Molly Aybes
484-654-1061

Continuation Certificate

The Hartford Insurance Group

The Hartford Fire Insurance Company

(hereinafter called the Company)

hereby continues in force its Bond No. 83BSBEV0820

in the sum of

Two Hundred Fifty Thousand Dollars, \$250,000.00

on behalf of Community Energy, Inc.
201 King of Prussia Road, Suite 500, Radnor, PA 19087
in favor of OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION

for the (extended) term beginning on October 24, 2008 and ending on October 24, 2009

subject to all the covenants and conditions of said Bond, said bond and this and all continuations thereof being one continuous contract.

This Continuation is executed upon the express condition that the Company's liability under said Bond and this and all continuations thereof shall not be cumulative and shall in no event exceed the sum of

Two Hundred Fifty Thousand Dollars.

IN WITNESS THEREOF, the Company has caused this instrument to be signed by its officers proper for the purpose and its corporate seal to be hereto affixed on August 13, 2008

Hartford Fire Insurance Company

By:

Deborah L. Nelson

Deborah L Nelson

Attorney in fact

Attest:

Valerie J. McCormick

RECEIVED

OCT 01 2008

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

POWER OF ATTORNEY

Direct Inquiries/Claims to:

**THE HARTFORD
BOND, T-4**

P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 83 511334

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois**, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest**, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast**, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of UNLIMITED**

BEVERLY K. BOHNERT, T. TRAJICK, VALERIE L. MCCORMICK, JOELLE L. LAPIERRE, TERUKO REINERTSEN, DEBORAH L. NELSON, MARY T. MONICA, DAN SHORT, VL. WHEELER, SUZAN TURNER, SUSAN J. NEWTON, GLORIA DIAZ, DEBBI SLOAN, SANDI SMITH, SUANNE COX, LISA E. BARROWS, HARJIT CHAHAL, TEZLYN J. WALLACE, HOLLY CARTER, FRANZ GEBARA, JULIO DELVALLE, JENNY DENNIS, ANN GILE, KATHLEEN ADAMS, EMILY OLAN, GEOFFREY RAMPERSAD, SHELBY WIGGINS, NANCY DUDLEY, EUGENE HERRERA, CHRISTINA HEATLEY, LORI S. DAMRON, SLOBODANKA BILIC, SHARI RUFF, TANYA RIOS, JENNIFER PATES, SHANTA MAHADEO, CHRISTOPHER LOPEZ, RICARDO MALLARI, DEBORAH HEDRICK, JASON VALLE, AMY JO MILLER, ALPHA D. LAUREANO, REYNA DAIL, MELANIE MCGOVERN, JENNIFER O'BRIEN, CHRISTINE MORTON, LILIANA JOHNSON, STEPHANIE HOOPER, TAMMY BROWN, MICHELE CONLEY, TIFFANY LOPEZ, ROBIN TALBERT, BRIAN TURNER, JENNIFER MORALES, VANESSA TIMPANO, STUART OWENS, JESSICA CICCONE, GREGORY MARKHAM OF HEATHROW, FLORIDA

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT

COUNTY OF HARTFORD

} ss. Hartford

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

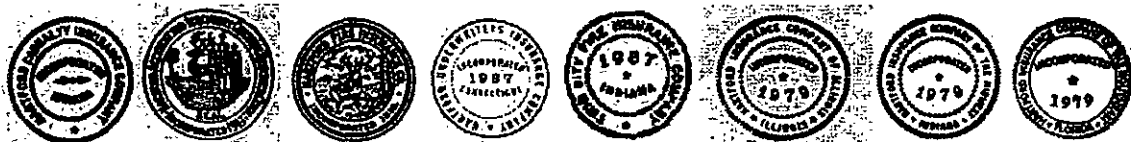
Scott E. Paseka

Scott E. Paseka
Notary Public

My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of August 13, 2008

Signed and sealed at the City of Hartford.



RECEIVED

OCT 01 2008

Gary W. Stumper

Gary W. Stumper, Assistant Vice President



RIDER

RECEIVED

OCT 01 2008

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Attached to and forming part of Bond # 83BSBEV0820
on behalf of Community Energy, Inc.
of 201 King of Prussia Road, Suite 500, Radnor, PA 19087
in favor of OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION
and in the amount of Two Hundred Fifty Thousand Dollars.
\$250,000

It is understood and agreed that effective February 14, 2008
The Bond Limit shall be changed
from \$250,000
to \$10,000

All other conditions and terms remain as originally written.

Signed, Sealed, and Dated August, 29th, 2008

Hartford Fire Insurance Company
By: [Signature]
Christopher P. Troha, Attorney-in-Fact

The above endorsement is hereby agreed to and accepted:

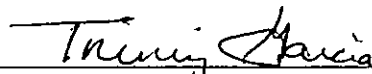
By: [Signature]

ACKNOWLEDGEMENT BY SURETY

STATE OF ILLINOIS
COUNTY OF Cook

On this 29th day of August, 2008, before me, Triniy Garcia, a Notary Public, within and for said County and State, personally appeared Christopher P. Troha to me personally known to be the Attorney-in-Fact of and for Hartford Fire Insurance Company acknowledged that she executed the said instrument as the free act and deed of said Company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.



Notary Public in the State of Illinois
County of Cook



RECEIVED
OCT 01 2008
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD

BOND, T-4

P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 83-511334

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois**, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest**, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast**, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of unlimited:**

Marcia K. Cesafsky, Thomas J. Joslin, Patricia M. Doyle, Jennifer L. Jakaitis, Sandra M. Nowak, Christopher P. Troha
of
Chicago, IL

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on July 21, 2003 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

David T. Akers

David T. Akers, Assistant Vice President

STATE OF CONNECTICUT

COUNTY OF HARTFORD

ss. Hartford

On this 4th day of August, 2004, before me personally came David T. Akers, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hampden, Commonwealth of Massachusetts; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

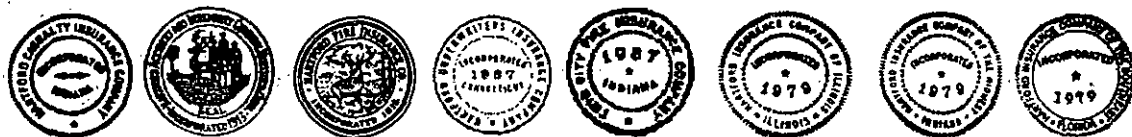
Scott E. Paseka

Scott E. Paseka
Notary Public

My Commission Expires October 31, 2007

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of *August 1, 29th, 2008*

Signed and sealed at the City of Hartford.



RECEIVED

OCT 01 2008

Gary W. Stumper
Gary W. Stumper, Assistant Vice President



RIDER

Attached to and forming part of Bond # 83BSBEV0820
on behalf of Community Energy, Inc.

Of 201 King of Prussia Road, Suite 500, Radnor, PA 19087
in favor of OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION
and in the amount of Two Hundred Fifty Thousand Dollars.
\$250,000

It is understood and agreed that effective February 14, 2008

The Bond Limit shall be changed
from \$250,000
to \$10,000

All other conditions and terms remain as originally written.

Signed, Sealed, and Dated August, 29th, 2008

Hartford Fire Insurance Company

By:

Jessica Ciccone, Attorney-in-Fact

The above endorsement is hereby agreed to and accepted:

By: _____

RECEIVED

SEP 12 2008

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4

P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 83 511334

KNOW ALL PERSONS BY THESE PRESENTS THAT:

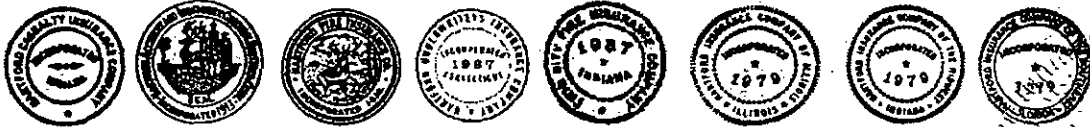
- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of UNLIMITED**

BEVERLY K. BOHNERT, T. TRAJICK, JOELLE L. LAPIERRE, TERUKO REINERTSEN, MARY T. MONICA, DAN SHORT, VL. WHEELER, SUZAN TURNER, SUSAN J. NEWTON, GLORIA DIAZ, DEBBI SLOAN, SANDI SMITH, SUANNE COX, LISA E. BARROWS, HARJIT CHAHAL, TEZLYN J. WALLACE, HOLLY CARTER, FRANTZ GEBARA, JULIO DELVALLE, JENNY DENNIS, ANN GILLE, KATHLEEN ADAMS, EMILY OLAN, GEOFFREY RAMPERSAD, SHELBY WIGGINS, NANCY DUDLEY, EUGENE HERRERA, CHRISTINA HEATLEY, LORI S. DAMRON, SLOBODANKA BILIC, SHARI RUFF, TANYA RIOS, JENNIFER PATES, SHANTA MAHADEO, CHRISTOPHER LOPEZ, RICARDO MALLARI, DEBORAH HEDRICK, JASON VALLE, AMY JO MILLER, ALPHA D. LAUREANO, REINA DALL, MELANIE MCGOVERN, JENNIFER O'BRIEN, CHRISTINE MORTON, LILIANA JOHNSON, STEPHANIE HOOPER, TAMMY BROWN, MICHELE CONLEY, TIFFANY LOPEZ, ROBIN TALBERT, BRIAN TURNER, JENNIFER MORALES, VANESSA TIMPANO, STUART OWENS, JESSICA CICCONO, GREGORY MARKHAM OF HEATHROW, FLORIDA

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz
Paul A. Bergenholtz, Assistant Secretary

M. Ross Fisher
M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
 } ss. Hartford
COUNTY OF HARTFORD }

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



Scott E. Paseka
Scott E. Paseka
Notary Public
My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of August 29, 2008
Signed and sealed at the City of Hartford.



Gary W. Stumper
Gary W. Stumper, Assistant Vice President



Hartford Fire Insurance Company
Bond Center
Bond Department
400 International Parkway, Ste. 425
Heathrow, FL 32746

NOTICE OF CANCELLATION OF BOND

DOCUMENT
FOLDER

A110152

January 7, 2009

OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION
PO BOX 3265
HARRISBURG, PA 17105

RE: Community Energy, Inc.

Bond Number: 83BSBEV0820

WHEREAS, on or about OCTOBER 24, 2007 the Hartford Fire Insurance Company, as Surety, executed its Utility Deposit bonds in the penalty of Ten Thousand Dollars (\$10,000) on behalf of Community Energy, Inc., of Radnor, PA 19087 as Principal and in favor of OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION as Obligee.

WHEREAS, said bond, by its terms, provides that the said Surety shall have the right to terminate its suretyship thereunder by serving notice of its election so to do upon the said Obligee, and


WHEREAS, the Surety desires to take advantage of the terms of said bond and does hereby elect to terminate its liability in accordance with the provisions thereof.

NOW, therefore, be it known that the Hartford Fire Insurance Company shall,

- At the expiration of _____ days after receipt of this notice
- Effective MARCH 18, 2009

Consider itself released from all liability by reason of any default committed thereafter by the said Principal.

SIGNED and DATED this 7th day of January, 2009.

By: 
Gregory Markham, Attorney-in-Fact

CC: AON RISK SERVICES INC OF ILLINOIS
200 E RANDOLPH ST 12TH FLOOR
CHICAGO, IL 60601

CC: Community Energy, Inc.
201 King of Prussia Road, Suite 500
Radnor, PA 19087



IBERDROLA RENEWABLES

DOCUMENT
FOLDER
MAR 03 2009

25 March 2009

A-110152

James Skurskis
Pennsylvania Public utility Commission
400 North St
Commonwealth Keystone Building
Harrisburg PA 17120

Subject: Community Energy, Inc.

Dear Mr. Skurskis,

Safeco Surety Bond Number 6606177 has been reissued on the Pennsylvania State form and fully executed. The bond is enclosed.

Please return the previous Safeco bond to my attention at your earliest convenience.

Yours Sincerely,

C Reinhart

Catherine (Kathie) Reinhart
Senior Insurance Analyst

IBERDROLA RENEWABLES
1125 NW Couch, Suite 700
Portland OR 97209

503-478-6362

RECEIVED

MAR 30 2009

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

SAFECO INSURANCE COMPANY OF AMERICA
License Bond

Bond Number: 6606177

KNOW ALL MEN BY THESE PRESENTS that COMMUNITY ENERGY, INC. as Principal, and SAFECO INSURANCE COMPANY OF AMERICA of Seattle, WA, as Surety, are firmly bound unto Pennsylvania Public Utility Commission, as obligee, in the penal sum of ten thousand dollars (\$10,000), lawful money of the United States of America for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors and assigns, jointly, severally, and firmly by these presents.

SIGNED, SEALED AND DATED THIS 2nd day of March, 2009.

THE CONDITION OF THIS OBLIGATION IS SUCH, that Whereas the Principal has made application for a license to the Obligee to offer, render, furnish or supply electricity or electric generation services to the public.

NOW THEREFORE, the condition of this obligation is such that the Principal must act in accordance with Section 2809(c)(1)(i) of the Public Utility Code, 66 Pa. C.S. 2809(c)(1)(i), to assure compliance with applicable provisions of the Public Utility Code, 66 Pa. C.S. 101, et seq. and the rules and regulation of the Pennsylvania Public Utility Commission by the Principal as a licensed electric generation supplier; to ensure the payment of Gross Receipts Tax as required by Section 2810 of the Public Utility Code, 66 Pa. C.S. 2810; and to ensure the supply of electricity at retail in accordance with contracts, agreements or arrangement. Payment of claims shall have the following priority: (I) The Commonwealth of Pennsylvania; (II) Electric Distribution Companies for the reimbursement of Gross Receipts Tax; and (III) Private Individuals. Proceeds of the bond may not be used to pay any penalties or fines levied against the Principal for violations of the law, or for the payment of any other tax obligations owed to the Commonwealth of Pennsylvania.

NOW THEREFORE, if the Principal shall, during the period commencing on the aforesaid date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to an electric generation supplier licensed in Pennsylvania and fulfills its obligation to pay the Gross Receipts Tax to the Commonwealth, and to deliver electricity at retail in accordance with contracts, agreements and arrangements, require the execution of this bond, then this obligation shall become void and of no effect.

PROVIDED, the Surety may terminate its future liability under this Bond sixty (60) days after furnishing written notice of such intention to terminate. This termination shall not affect the liability of the Surety and the Principal for any liability incurred by the Principal prior to the effective date of such termination. Any claim under this bond must be instituted within three (3) months of the effective date of termination.

THIS BOND WILL EXPIRE 3/18/2010, but may be continued by continuation certificate signed by Principal and SAFECO INSURANCE COMPANY OF AMERICA. SAFECO INSURANCE COMPANY OF AMERICA may at any time terminate its liability by giving sixty (60) days written notice of the Obligee, and SAFECO INSURANCE COMPANY OF AMERICA shall not be liable for any default after such sixty-day notice period, except for defaults occurring prior thereto.

Signed, sealed and dated March 2, 2009.

COMMUNITY ENERGY, INC.

Principal

SAFECO INSURANCE COMPANY OF AMERICA

Surety

By

Darella E. White, Attorney-in-Fact

COUNTERSIGNED BY

N/A

Registered Agent

This bond replaces Hartford Fire Insurance Company Bond Number 83BSBEV0820 effective March 18, 2009



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
Safeco Plaza
Seattle, WA 98185

No. 5014

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

SANDRA E. BRONSON; ROSEMARIE CAPONI; RICHARD A. JACOBUS; DENNIS C. LAUSIER; ELIZABETH MARRERO; MAUREEN MCNEILL; WAYNE G. MCVAUGH; MARY C. O'LEARY; ADRIENNE SEAFORD; DOUGLAS R. WHEELER; DARELLA E. WHITE; Philadelphia, Pennsylvania

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 10th day of November 2008

[Signature of Edmund C. Kenealy]

Edmund C. Kenealy, Secretary

[Signature of Timothy A. Mikolajewski]

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business...

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Edmund C. Kenealy, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 2 day of MARCH 2009



[Signature of Edmund C. Kenealy]

Edmund C. Kenealy, Secretary

Safeco® and the Safeco logo are registered trademarks of Safeco Corporation.



Hartford Fire Insurance Company
Bond Center
Bond Department
400 International Parkway, Ste. 425
Heathrow, FL 32746

NOTICE OF CANCELLATION OF BOND

COPY

January 7, 2009

OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION
PO BOX 3265
HARRISBURG, PA 17105

A110152

RE: Community Energy, Inc.

Bond Number: 83BSBEV0820

WHEREAS, on or about OCTOBER 24, 2007 the Hartford Fire Insurance Company, as Surety, executed its Utility Deposit bonds in the penalty of Ten Thousand Dollars (\$10,000) on behalf of Community Energy, Inc., of Radnor, PA 19087 as Principal and in favor of OFFICE OF THE SECRETARY - PA PUBLIC UTILITY COMMISSION as Obligee.

WHEREAS, said bond, by its terms, provides that the said Surety shall have the right to terminate its suretyship thereunder by serving notice of its election so to do upon the said Obligee, and


WHEREAS, the Surety desires to take advantage of the terms of said bond and does hereby elect to terminate its liability in accordance with the provisions thereof.

NOW, therefore, be it known that the Hartford Fire Insurance Company shall,

- At the expiration of _____ days after receipt of this notice
- Effective MARCH 18, 2009

Consider itself released from all liability by reason of any default committed thereafter by the said Principal.

SIGNED and DATED this 7th day of January, 2009.

By: 
Gregory Markham, Attorney-in-Fact

CC: AON RISK SERVICES INC OF ILLINOIS
200 E RANDOLPH ST 12TH FLOOR
CHICAGO, IL 60601

CC: Community Energy, Inc.
201 King of Prussia Road, Suite 500
Radnor, PA 19087



LICENSE OR PERMIT BOND

Safeco Insurance Companies
PO Box 34528
Seattle, WA 98124-1528

THIS BOND REPLACES HARTFORD FIRE INSURANCE COMPANY BOND NUMBER 83BSBEV0820 EFFECTIVE MARCH 18, 2009

Bond 6606177

LICENSE OR PERMIT BOND

KNOW ALL BY THESE PRESENTS, That we, COMMUNITY ENERGY, INC.
201 King of Prussia Road, Suite 500 Radnor, PA 19087
as Principal, and the SAFECO INSURANCE COMPANY OF AMERICA, a WASHINGTON corporation,
as Surety, are held and firmly bound unto PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. Box 3285, Harrisburg, PA 17105-3285, as Obligees,
in the sum of _____

Ten Thousand and 00/100 Dollars (\$ 10,000.00)

for which sum, well and truly to be paid, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed and sealed this 2nd day of March, 2009.

THE CONDITION OF THIS OBLIGATION IS SUCH, That WHEREAS, the Principal has been or is about to be granted a license or permit to do business as License to offer, render, furnish or supply electricity or electric generation services to the public by the Obligees.

NOW, Therefore, if the Principal well and truly comply with applicable local ordinances, and conduct business in conformity therewith, then this obligation to be void; otherwise to remain in full force and effect.

PROVIDED, HOWEVER; 1. This bond shall continue in force:

Until _____, or until the date of expiration of any Continuation Certificate executed by the Surety

OR

Until canceled as herein provided.

2 This bond may be canceled by the Surety by the sending of notice in writing to the Obligees, stating when, not less than thirty days thereafter, liability hereunder shall terminate as to subsequent acts or omissions of the Principal.

Trevor Mihalik
Authorized Representative



COMMUNITY ENERGY, INC.
Principal
By [Signature]

SAFECO INSURANCE COMPANY OF AMERICA
By [Signature]
Darella E. White
Attorney-in-Fact

Assets		Liabilities	
Cash and Bank Deposits	\$ 53,483,126	Unearned Premiums	\$ 728,534,002
*Bonds — U.S. Government	16,728,067	Reserve for Claims and Claims Expense	1,560,913,950
*Other Bonds	2,478,711,287	Funds Held Under Reinsurance Treaties	430,979
*Stocks	499,235,954	Reserve for Dividends to Policyholders	2,421,611
Real Estate	0	Additional Statutory Reserve	-
Agents' Balances or Uncollected Premiums	625,553,621	Reserve for Commissions, Taxes and	
Accrued Interest and Rents	33,936,490	Other Liabilities	936,336,881
Other Admitted Assets	349,499,572	Total	\$3,228,637,423
		Special Surplus Funds	\$ 226,334
		Capital Stock	3,000,000
		Paid in Surplus	275,001,873
		Unassigned Surplus	558,381,487
		Surplus to Policyholders	838,610,694
Total Admitted Assets	<u>\$4,067,248,117</u>	Total Liabilities and Surplus	<u>\$4,067,248,117</u>



* Bonds are stated at amortized or investment value; Stocks at Association Market Values. Securities carried at \$124,368,976 are deposited as required by law.

I, **TIM MIKOLAJEWSKI**, Senior Vice-President of SAFECO Insurance Company of America, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2007, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 1st day of March, 2008.

Tim Mikolajewski
 Senior Vice-President



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
Safeco Plaza
Seattle, WA 98185

No. 5014

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

SANDRA E. BRONSON; ROSEMARIE CAPONI; RICHARD A. JACOBUS; DENNIS C. LAUSIER; ELIZABETH MARRERO; MAUREEN MCNEILL; WAYNE G. MCVAUGH; MARY C. O'LEARY; ADRIENNE SEAFORD; DOUGLAS R. WHEELER; DARELLA E. WHITE; Philadelphia, Pennsylvania

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 10th day of November 2008

Edmund C. Kenealy (signature)

T. Mikolajewski (signature)

Edmund C. Kenealy, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

*Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business...

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Edmund C. Kenealy, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 2 day of MARCH 2009



Edmund C. Kenealy (signature)

Edmund C. Kenealy, Secretary

Safeco and the Safeco logo are registered trademarks of Safeco Corporation.

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE
Secretary
717-772-7777

April 7, 2009

A-110152

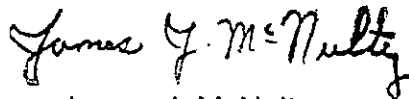
CATHERINE REINHART
SENIOR INSURANCE ANALYST
IBERDROLA RENEWABLES
1125 NW COUCH SUITE 700
PORTLAND OR 97209

DOCUMENT
FOLDER

Dear Ms. Reinhart:

We are in receipt of your Safeco Surety replacement bond number 6606177 filed on behalf of Community Energy Inc on March 30, 2009. Per your request, we are hereby returning the previously filed Safeco Surety Bond.

Sincerely,



James J. McNulty
Secretary

JJM:ddt

Enclosure

cc: James Shurskis, FUS

License Bond

A-110152

Bond Number: LPM8979516

KNOW ALL MEN BY THESE PRESENTS that COMMUNITY ENERGY, INC. as Principal, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND of BALTIMORE, MARYLAND, as Surety, are firmly bound unto Pennsylvania Public Utility Commission, as obligee, in the penal sum of ten thousand dollars (\$10,000), lawful money of the United States of America for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators, successors and assigns, jointly, severally, and firmly by these presents.

SIGNED, SEALED AND DATED THIS 10th day of October, 2009

THE CONDITION OF THIS OBLIGATION IS SUCH, that Whereas the Principal has made application for a license to the Obligee to offer, render, furnish or supply electricity or electric generation services to the public.

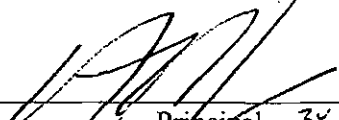
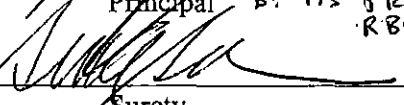
NOW THEREFORE, the condition of this obligation is such that the Principal must act in accordance with Section 2809(c)(1)(i) of the Public Utility Code, 66 Pa. C.S. 2809(c)(1)(i), to assure compliance with applicable provisions of the Public Utility Code, 66 Pa. C.S. 101, et seq. and the rules and regulation of the Pennsylvania Public Utility Commission by the Principal as a licensed electric generation supplier; to ensure the payment of Gross Receipts Tax as required by Section 2810 of the Public Utility Code, 66 Pa. C.S. 2810; and to ensure the supply of electricity at retail in accordance with contracts, agreements or arrangement. Payment of claims shall have the following priority: (I) The Commonwealth of Pennsylvania; (II) Electric Distribution Companies for the reimbursement of Gross Receipts Tax; and (III) Private Individuals. Proceeds of the bond may not be used to pay any penalties or fines levied against the Principal for violations of the law, or for the payment of any other tax obligations owed to the Commonwealth of Pennsylvania.

NOW THEREFORE, if the Principal shall, during the period commencing on the aforesaid date, faithfully observe and honestly comply with such rules, regulations and statutes that are applicable to an electric generation supplier licensed in Pennsylvania and fulfills its obligation to pay the Gross Receipts Tax to the Commonwealth, and to deliver electricity at retail in accordance with contracts, agreements and arrangements, require the execution of this bond, then this obligation shall become void and of no effect.

PROVIDED, the Surety may terminate its future liability under this Bond sixty (60) days after furnishing written notice of such intention to terminate. This termination shall not affect the liability of the Surety and the Principal for any liability incurred by the Principal prior to the effective date of such termination. Any claim under this bond must be instituted within three (3) months of the effective date of termination.

THIS BOND WILL EXPIRE October 10, 2010, but may be continued by continuation certificate signed by Principal and XYZ. XYZ may at any time terminate its liability by giving sixty (60) days written notice of the Obligee, and XYZ shall not be liable for any default after such sixty-day notice period, except for defaults occurring prior thereto.

Signed, sealed and dated October 10, 2009.


Principal BY ITS PRESIDENT
R. B. ...

Surety

COUNTERSIGNED BY

N/A
Registered Agent

By: Susan A. Sallada
Attorney-in-Fact

COPY

Electric Generation Supplier License Bonds

Bonds submitted in order to satisfy the licensing process must comply with the following:

The bond in the amount of \$10,000 should name the Pennsylvania Public Utility Commission as the obligee or beneficiary, and should contain the following language:

This bond is written in accordance with Section 2809(c)(1)(i) of the Public Utility Code, 66 Pa. C.S. § 2809(c)(1)(i), to assure compliance with applicable provisions of the Public Utility Code, 66 Pa. C.S. §§101, et seq., and the rules and regulations of the Pennsylvania Public Utility Commission by the Principle as a licensed electric generation supplier; to ensure the payment of Gross Receipts Tax as required by Section 2810 of the Public Utility Code, 66 Pa. C.S. § 2810; and to ensure the supply of electricity at retail in accordance with contracts, agreements or arrangements. Payment of claims shall have the following priority: (i) The Commonwealth; (ii) Electric Distribution Companies for the reimbursement of Gross Receipts Tax; and (iii) Private individuals. Proceeds of the bond may not be used to pay any penalties or fines levied against the Principal for violations of the law, or for payment of any other tax obligations owed to the Commonwealth.

The original and two copies of the bond must be submitted to the Office of the Secretary, Pa. Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265. An approved copy of the bond will be returned with a letter acknowledging receipt of the bond. The entry date of the Commission's Order will be the effective date for the license.

**Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by WILLIAM J. MILLS, Vice President, and GREGORY E. MURRAY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint Susan A. SALLADA, Patricia A. MARINUCCI, Sara T. SHARKEY and Sally L. GIBNEY, all of Ft. Washington, Pennsylvania, EACH its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, any and all bonds and undertakings,, each in a penalty not to exceed the sum of FIVE MILLION DOLLARS (\$5,000,000) and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Susan A. SALLADA, Patricia A. MARINUCCI, Sara T. SHARKEY, Sally L. GIBNEY, dated November 14, 2003.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 19th day of January, A.D. 2005.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



Gregory E. Murray

William J. Mills

Gregory E. Murray Assistant Secretary

By:

William J. Mills

Vice President

State of Maryland }
City of Baltimore } ss:

On this 19th day of January, A.D. 2005, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and GREGORY E. MURRAY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Maria D. Adamski

Maria D. Adamski

Notary Public

My Commission Expires: July 8, 2011

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 10th day of October, 2009.

Geoffrey F. Halby

Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

August 8, 2011

Docket No. A-110152

COMMUNITY ENERGY INC
201 KING OF PRUSSIA RD STE 500
RADNOR PA 19087

 ORIGINAL

ATTENTION: R. BRENT ALDEFER

RE: License Bond or Other Financial Security

Dear Mr. Aldefer:

Pursuant to 66 Pa. C.S. §2809(c), no electric supplier license shall remain in force unless the licensee furnishes an original of a bond or other security approved by the Commission to ensure the financial responsibility of the electric generation supplier and the supply of electricity at retail. The Commission's records indicate that the expiration of the bond or other approved security provided by Community Energy, Inc. occurs on October 10, 2011.

The Commission's regulations at 52 Pa. Code §54.40(d) require "the security level for each licensee will be reviewed annually and modified primarily based upon the licensee's reported annual gross receipts information. The security level will be 10% of the licensee's reported gross receipts." The minimum security level provided may not be less than the initial security level provided when the license was granted. Unless approved by the Commission, the initial security level is \$250,000.

The Commission's regulations at 52 Pa. Code §54.39(b) require a licensee to file an annual report on or before April 30 of each year, for the previous calendar year, in order to comply with 66 Pa. C.S. §2810(c)(6). This report discloses the total amount of gross receipts from the sale of electricity and the total amount of electricity sold during the preceding calendar year. You must use this same information in calculating the appropriate security level necessary to maintain your license.

In order for your company to maintain its status as a licensed electric supplier in the Commonwealth of Pennsylvania, it must provide proof to the Commission that a bond or other approved security has been obtained. Provide an original of any documentation submitted as proof; including bond, letter of credit, continuation certificate, amendment, etc.

Your response in this matter is requested within fifteen (15) days of the date of this letter. Submit your response to the Commission's Secretary. Additionally, fax a copy of your response to James Shurskis at (717) 787-4750, Bureau of Fixed Utility Services.

Failure to respond to this matter within fifteen (15) days will cause Commission staff to initiate a formal proceeding, that may lead to the following: cancellation of your company's electric supplier license, removal of your information from the Commission's website and notification to all electric distribution companies, in which your company is licensed to do business, of the cancellation of the license.

Please direct any questions to James Shurskis at (717) 787-8763, Bureau of Fixed Utility Services.

Sincerely,

A handwritten signature in cursive script that reads "Robert Wilson".

Robert Wilson, Director
Bureau of Fixed Utility Services

Cc: R. Chiavetta, Secretary