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~~OCT 24 2015~~

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

A-2012-2283821

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Suite 200
Huntersville, NC 28078
(704) 274-1450 office
(704) 274-1430 fax
www.xoomenergy.com

October 23, 2015

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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: XOOM Energy Pennsylvania, LLC

Dear Ms. Chiavetta:

XOOM Energy Pennsylvania, LLC ("XOOM") is hereby submitting its Quarterly Report for the period June 2015 to September 2015. This Quarterly Report contains XOOM's electric generation sales and supply information which constitute proprietary financial information that should be protected from public disclosure. As such, enclosed please find a Motion for Protective Order, clean and redacted versions of XOOM's Quarterly Report.

Please call me at 704-274-1435 with questions. Thanks in advance.

Regards,

Stephanie Kueffner
Associate Counsel
XOOM Energy, LLC, a single-member manager of XOOM Energy Pennsylvania, LLC

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**
PENNSYLVANIA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

In the Matter of Application of XOOM Energy Pennsylvania, LLC)
For Certificate Of Service Authority Pursuant to Section 19-110) Docket No. _____
And Section 16-115 of the Public Utilities Act)

**PETITION FOR PROTECTIVE ORDER TO PROTECT
CONFIDENTIAL PROPRIETARY INFORMATION**

I. INTRODUCTION

XOOM Energy Pennsylvania, LLC ("XOOM Energy Pennsylvania") respectfully requests that the Pennsylvania Public Utility Commission (the "Commission") grant exemption from public disclosure, confidential proprietary information related to the business activities of XOOM Energy Pennsylvania. This confidential and proprietary information, which includes electric generation sales and supply (kWh), financial information, and are being provided as a required part of XOOM Energy Pennsylvania's Quarterly Report ("Quarterly Report").

This protective order is requested to be in place indefinitely or as the Commission sees fit for a period of no less than five (5) years to protect the confidential and proprietary information of XOOM Energy Pennsylvania, a privately held company incorporated in the State of Pennsylvania. Pursuant to §5.423 of Section 052 of the Pennsylvania Code, XOOM Energy respectfully submits this motion for protective order in its assertion of a confidentiality claim.

**II. THE MATERIALS ARE PROPRIETARY AND CONFIDENTIAL AND WARRANT
PROTECTION FROM DISCLOSURE**

XOOM Energy Pennsylvania's electric generation sales (kWh) and supply information and financial information constitutes proprietary confidential information that should be protected from public disclosure. XOOM Energy Pennsylvania is a privately held company that seeks to provide competitive energy services in the state of Pennsylvania, and these confidential and proprietary documents which provide detail information not only

about the financial state of a privately held company but also detailed information about the business plans and supply arrangement of the company are important to allowing XOOM Energy Pennsylvania to provide a cost-effective service that will be competitive in the retail energy market in the state of Pennsylvania. The disclosure of this information to the public would give undue advantage to competitors of XOOM Energy Pennsylvania and discourage private companies from seeking to be competitive suppliers in the Commonwealth; conversely, the protection of this information will help safeguard the competitiveness of the retail energy market. This kind of competitively sensitive information is routinely protected from public disclosure and this information should be protected here.

There would be no harm to the public if information subject to this motion for protective order is protected. In fact, protecting this information will be beneficial to the future customers of XOOM Energy Pennsylvania, who will benefit from XOOM Energy Pennsylvania's ability to obtain positive position in the competitive energy market.

To the best of the moving party's knowledge, information, and belief, the information subject to this motion for protective order is not available in the public domain.

III. LEGAL STANDARD

The Pennsylvania Public Utility Commission may exempt confidential information from public disclosure through the issuance of a protective order to limit the availability of proprietary information in accordance with 052 Pa. Code §5.423. In determining if a petition for protective order should be granted the statute states the following should be considered, among other things:

- (1) The extent to which the disclosure would cause unfair economic or competitive damage.
- (2) The extent to which the information is known by others and used in similar activities, and
- (3) The worth or value of the information to the party and to the party's competitors...

As set out above the disclosure of the financial information and supply agreement which set out how XOOM Energy Pennsylvania will operate its business would cause an unfair economic disadvantage to XOOM Energy

Pennsylvania in its efforts to become a competitive supplier of electricity in the Commonwealth of Pennsylvania. Moreover, it is the belief of XOOM Energy Pennsylvania that the disclosure of such information may have a chilling effect on other private companies seeking to become competitive suppliers in the Commonwealth to the detriment of its citizens. The information requested to be protected under this petition is not known by others outside of the company.

XOOM Energy Pennsylvania believes in good faith that its private financial information and supply agreement constitute "confidential/proprietary information" that should be limited in availability as provided for under 052 Pa. Code §5.423.

XOOM Energy Pennsylvania respectfully requests that the Commission exercise its discretion and provide protection and confidential treatment of XOOM Energy Pennsylvania's information submitted in support of this motion.

IV. CONCLUSION

For the reasons set forth above, XOOM Energy Pennsylvania requests that the Commission protect from public disclosure the confidential and proprietary information included in this Quarterly Report.

Respectfully Submitted,



Stephanie C. Kueffner
Associate Counsel
XOOM Energy, LLC, Single-Member Manager of XOOM
Energy Pennsylvania, LLC
11208 Statesville Road, Suite 200
Huntersville, North Carolina 28078
Telephone: (704) 274-1450
Facsimile: (877) 396-6041

Counsel for XOOM Energy Pennsylvania, LLC

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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October 23, 2015

Rosemary Chiavetta, Secretary
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Harrisburg, PA 17120

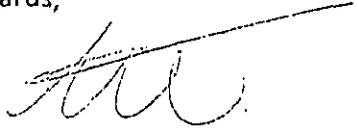
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Please call me at 704-274-1435 with questions. Thanks in advance.

Regards,



Stephanie Kueffner
Associate Counsel
XOOM Energy, LLC, a single-member manager of XOOM Energy Pennsylvania, LLC

License/Certificate No. Required A- 2012-2283821

If Provider of Last Resort check here

QUARTERLY REPORT – Part 1 of 3

Pennsylvania Gross Receipts¹

Name of Company: XOOM Energy Pennsylvania, LLC

Period of Operation:

From June, 2015 (Month, Year) to September 2015 (Month, Year)

Complete one Quarterly Gross Receipts Report for each License/Certificate issued 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)
- 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.)

CALENDAR YEAR:	CHECK APPROPRIATE BOX:
<u>2015</u>	<input checked="" type="checkbox"/> Retail Sales Report <input type="checkbox"/> Sales for Resale _____ kWh
GROSS RECEIPTS (if applicable): \$ <u> </u>	

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.

QUARTERLY REPORT – Part 3 of 3

Disaggregated Pennsylvania Retail Sales (kWh) by EDC Service Area

Name of Company: XOOM Energy Pennsylvania, LLC

Period of Operation:

From June 2015 (Month, Year) to September, 2015 (Month, Year)

Complete one Quarterly Report of Retail Sales (kWh) for each License/Certificate issued by the Commission. Please mark with an "X" each Electric Distribution Company (EDC) applicable to your company's retail sales within the Commonwealth of Pennsylvania. Indicate the total kWh sold for distribution within each service area.

- Citizens
- Duncannon, Boro of
- Duquesne Light Co.
- Metropolitan Edison (Met Ed)
- PP&L, Inc.
- PECO Energy Co.
- Pennsylvania Electric Co. (Penelec)
- Pike County Light & Power Co.
- St. Clair Borough Electric List Dept.
- Schuylkill Haven, Borough of
- UGI Utilities, Inc.
- Wellsboro Electric
- West Penn Power

ORIGIN ID:SRWA (704) 274-1420
MICHELLE HARDING
XOOM ENERGY
11208 STATESVILLE ROAD
SUITE 200
HUNTERSVILLE, NC 28078
UNITED STATES US

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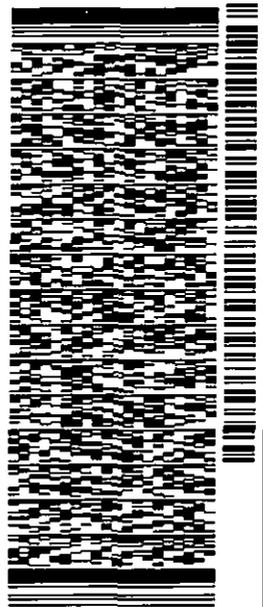
BILL SENDER

TO **ROSEMARY CHIAVETTA, SECRETARY**
PENNSYLVANIA PUBLIC UTILITY COMM.
400 NORTH STREET

HARRISBURG PA 17120

(717) 772-7777 REF: M. HARDING
NOV. DEPT:

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