



24 May 2016

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: Natural Gas Supplier License No. A-2013-2364337
In response to a Data Request, Docket # A-2016-2531342

Dear Secretary Chiavetta,

In response to the above noted data request, American Power & Gas, LLC provides the following and attached data:

We would like to amend our license to add four more utilities, specifically:

- ❖ Equitable Gas Company (Peoples)
- ❖ People's TWP LLC
- ❖ National Fuel Gas Distribution Corp.
- ❖ PECO

Please find enclosed:

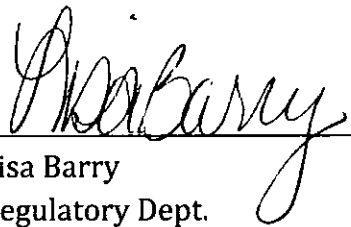
- Copies of the 2 pages of the original application that have changes;
- A Certificate of Service showing that the 5 statutory agencies and all the NGDSs we are or will be operating in have been provided this amendment;
- A Certificate of Service showing that the original application, less all the confidential documents, have been provided to the NGDSs that we want to operate in but were not included with the original filing.
- Notarized Proofs of Publication for the three newspaper ads placed in the territories of the new utilities we wish to add to our license.

AP&G currently provides services to 4,725 natural gas customers in Pennsylvania.

A bonding letter from each utility mentioned above and a check for the amendment fee in the amount of \$350 was sent previously in February.

Please let me know if you need anything else to make this change in our license. Thank you!

I, Lisa Barry, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 2904 (relating to unsworn falsification to authorities).



Lisa Barry
Regulatory Dept.



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

IN REPLY PLEASE
REFER TO OUR FILE

May 9, 2016

Docket No. A-2016-2531342
Utility Code: 1215745

CERTIFIED

LISA BARRY
REGULATORY DEPARTMENT
AMERICAN POWER & GAS OF PENNSYLVANIA LLC
10601 BELCHER ROAD SOUTH
SEMINOLE FL 33777

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RE: Natural Gas Supplier License Application of American Power & Gas of
Pennsylvania, LLC

Dear Ms. Barry:

On February 19, 2016, American Power & Gas of Pennsylvania, LLC's application for a Natural Gas Supplier license amendment was accepted for filing and docketed with the Public Utility Commission. The application was incomplete. In order for us to complete our analysis of your application, the Energy Industry Group requires answers to the attached question(s).

Please be advised that you are directed to forward the requested information to the Commission within **20** days of receipt of this letter. Failure to respond may result in the application being denied. As well, if American Power & Gas of Pennsylvania, LLC has decided to withdraw its application, please reply notifying the Commission of such a decision.

Please forward the information to the Secretary of the Commission at the address listed below. When submitting documents, all documents requiring notary stamps must have original signatures. Please note that some responses may be e-filed to your case, <http://www.puc.pa.gov/efiling/default.aspx>. A list of document types allowed to be e-filed can be found at <http://www.puc.pa.gov/efiling/DocTypes.aspx>.

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

or

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

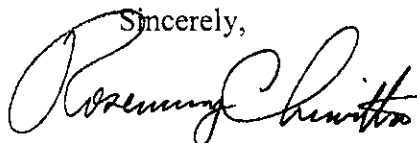
Your answers should be verified per 52 Pa Code § 1.36. Accordingly, you must provide the following statement with your responses:

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

The blank should be filled in with the name of the appropriate company representative, and the signature of that representative should follow the statement.

In addition, to expedite completion of the application, please also e-mail the information to Jeff McCracken at jmccracken@pa.gov. Please direct any questions to Jeff McCracken, Bureau of Technical Utility Services, at jmccracken@pa.gov (preferred) or (717) 783-6163.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure

Docket No. A-2016-2531342
American Power & Gas of Pennsylvania, LLC
Data Request

1. Reference application, Section 6.a and 6.b, Certificate of Service – Applicant must provide proof of service of this amendment to the five statutory agencies as well as all NGDCs in which the applicant currently operates and will operate. Please file a Certificate of Service by using the submission method listed above.
2. Reference Application, Section 12, Newspaper Publications – Applicant must provide Notarized Proofs of Publication to demonstrate it has run ads in the newspapers required for the new territories it has requested. Based on the NGDCs requested, Applicant must run ads in the Erie Times-News, the Philadelphia Daily News, and the Pittsburgh Post-Gazette.
3. Please provide the total number of customers for whom American Power & Gas of Pennsylvania, LLC provides services with its NGS license.

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of American Power & Gas of Pennsylvania, LLC, d/b/a _____, for approval to offer, render, furnish, or as a(n) [as specified in item #8 below] to the public in the Commonwealth of Pennsylvania.

To the Pennsylvania Public Utility Commission:

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

American Power & Gas of Pennsylvania, LLC
411-Cleveland-St. #299-Clearwater-FL-33755
Phone 800-205-7491 Fax 727 733 6618

10601 Belcher Rd S
Seminole, FL 33777

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

There are no predecessors

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

Gavin-Bridgforth; CEO-Programs-Officer, 411-Cleveland-St. #299-Clearwater-FL-33755, Phone 727 733 8700 ext 221 Fax 727 733 6618.

LISA BARRY, REGULATORY DEPT, 10601 BELCHER RDS
SEMINOLE, FL 33777

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

~~Pat Macchione
CFO Assistant~~

~~411 Cleveland Street, # 299
Clearwater, FL 33755~~

ph: 727-733-8700 Ext: 47
fax: 727-733-6618

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

NEW PEMA CONTACT

MACKANDA BARKER
AP&G OF PA
10601 BELCHER RD S
SEMINOLE, FL 33777
(727) 733-8700 X219
FX = 727-733-6618

NEW ATTORNEY

NY Yc

JOHN T. McMANUS
HARRIS BEACH PLLC
671 BROADWAY
STE 1101
ALBANY, NY 12207
518-701-2734

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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

American Power & Gas of PA will act as a natural gas supplier for all commercial and residential customers in the state of PA, buying gas wholesale and in turn selling it to the customers at a competitive retail price

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

Colombia Gas of PA, Peoples Natural Gas UGI, UGI Penn UGI Central Penn

Peoples Natural Gas - Equitable Division
NatFuel Gas Distribution Corp.
PECO Gas Supply
Peoples TWP LLC

PGW (Added to
license on
June 19, 2014)

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

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

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

CERTIFICATE OF SERVICE

On this the 24 day of MAY 2016, I certify that a true and correct copy of the foregoing request to amend our existing license with four more utilities within the Commonwealth of Pennsylvania as a Natural Gas Supplier and all NON-CONFIDENTIAL attachments have been served, as either a hardcopy or a searchable PDF version on a cd-rom, upon the following:

<p>Office of Consumer Advocate 5th Floor, Forum Place 555 Walnut Street Harrisburg, PA 17120</p>	<p>Office of the Attorney General Bureau of Consumer Protection Strawberry Square, 14th Floor Harrisburg, PA 17120</p>
<p>Office of the Small Business Advocate Commerce Building, Suite 202 300 North Second Street Harrisburg, PA 17101</p>	<p>Commonwealth of Pennsylvania Department of Revenue Bureau of Compliance Harrisburg, PA 17128-0946</p>
<p>Columbia Gas of PA, Inc. Thomas C. Heckathorn 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4996 FAX: 614.460.8426 theckathorn@nisource.com</p>	<p>Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2 West Harrisburg, PA 17120</p>
<p>Peoples Natural Gas – Equitable Division Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>National Fuel Gas Distribution Corp. David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: wolfordd@natfuel.com</p>
<p>The Peoples Natural Gas Company Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>PECO Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com</p>
<p>Peoples TWP LLC (Formerly T. W. Phillips) Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>Philadelphia Gas Works Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: nicholas.lapergola@pgworks.com</p>
<p>UGI Central Penn David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677</p>	<p>UGI David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677</p>

PH: 610.796.3520 Email: dlahoff@ugi.com	PH: 610.796.3520 Email: dlahoff@ugi.com
Valley Energy Inc. Robert Crocker 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: bobc@ctenterprises.org	UGI Penn Natural David Lahoff 2525 N. 12 th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com

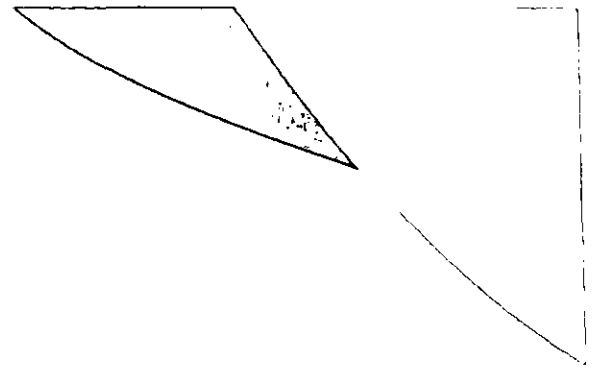


Robert Macchione, CFO
American Power & Gas of Pennsylvania, LLC

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



8 February 2016

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: Natural Gas Supplier License No. A-2013-2364337

Dear Secretary Chiavetta,

American Power & Gas, LLC would like to amend our license to add four more utilities of whose facilities we would use to supply customers. They are:

- ❖ Equitable Gas Company (Peoples)
- ❖ National Fuel Gas Distribution Corp.
- ❖ PECO
- ❖ People's TWP LLC

Please find enclosed a bonding letter from each utility mentioned above and a check for the amendment fee in the amount of \$350. Please let me know if you need anything else to make this change in our records. Thank you!

Sincerely,

A handwritten signature in cursive script, appearing to read 'Lisa Barry', written over the typed name.

Lisa Barry
Regulatory Dept.

CERTIFICATE OF SERVICE

On this the 24 day of MAY 2016, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as a Natural Gas Supplier and all **NON-CONFIDENTIAL** attachments have been served, as either a hardcopy or a searchable PDF version on a cd-rom, upon the following:

Peoples Natural Gas – Equitable Division Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com	National Fuel Gas Distribution Corp. David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: wolfordd@natfuel.com
	PECO Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com
Peoples TWP LLC (Formerly T. W. Phillips) Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com	Philadelphia Gas Works Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: nicholas.lapergola@pgworks.com (sent as a courtesy)


Robert Macchione, CFO
American Power & Gas of Pennsylvania, LLC

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of American Power & Gas of Pennsylvania, LLC, d/b/a _____, for approval to offer, render, furnish, or as a(n) [as specified in item #8 below] to the public in the Commonwealth of Pennsylvania.

To the Pennsylvania Public Utility Commission:

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

American Power & Gas of Pennsylvania, LLC
411 Cleveland St. #299 Clearwater FL 33755
Phone 800-205-7491 Fax 727 733 6618

10601 Belcher Rd S
Seminole, FL 33777

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

There are no predecessors

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

Gavin Bridgeforth, GEO Programs Officer, 411 Cleveland St. #299 Clearwater FL 33755, Phone 727 733 8700 ext 221 Fax 727 733 6618.

LISA BARRY, REGULATORY DEPT. 10601 Belcher Rd S
Seminole, FL 33777

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

Pete Macchione
CFO Assistant

411 Cleveland Street, # 299
Clearwater, FL 33755

ph: 727-733-8700 Ext: 471
Fax: 727-733-6618

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

NEW PEMA CONTACT

MACKANDA BARKER
AP&G OF PA
10601 BELCHER RD S
SEMINOLE, FL 33777
(727) 733-8700 X219
Fx = 727-733-6618

NEW ATTORNEY

JOHN T. MCMANUS
HARRIS BEACH PLLC
677 BROADWAY
STE 1101
ALBANY, NY 12207
518-701-2734

NY

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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

Northwest Registered Agent LLC Phone 509-768-2249
Fax 323-544-4790

1150 First Ave STE 511 King Of Prussia PA 19406 Montgomery

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

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

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

or

The Applicant will not be using a fictitious name.

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

The Applicant is a sole proprietor.

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

or

The Applicant is a:

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

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

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

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

or

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

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

Attachment 1

Give name and address of officers.

Tom Cummins - 411 Cleveland Street #299 Clearwater FL 33755

Jim Bridgeforth - Same as above

Robert Macchione - Same as above

The Applicant is incorporated in the state of Florida

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

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

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

American Power & Gas LLC - Affiliate - 411 Cleveland St Clearwater FL 33755

AP&G Holdings LLC - Parent - 411 Cleveland St Clearwater FI 33755

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

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

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

- Provide the Pa PUC Docket Number if the applicant has ever applied:
- (a) for a Pennsylvania Natural Gas Supplier license, or
 - (b) for a Pennsylvania Electric Generation Supplier license. a-2013-2355561

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

or

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

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

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

or

- The Applicant is not presently doing business in Pennsylvania.

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

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

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

American Power & Gas of PA will act as a natural gas supplier for all commercial and residential customers in the state of PA, buying gas wholesale and in turn selling it to the customers at a competitive retail price

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

Colombia Gas of PA, Peoples Natural Gas UGI, UGI Penn UGI Central Penn

Peoples Natural Gas - Equitable Division
NatFuel Gas Distribution Corp.
PECO Gas Supply
Peoples TWP LLC

PGW (Added to license on June 19, 2014)

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

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

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

14. **TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as Appendix B to this application.
15. **COMPLIANCE:** State specifically whether the Applicant, an affiliate, a predecessor of either, or a person identified in this Application has been convicted of a crime involving fraud or similar activity. Identify all proceedings, by name, subject and citation, dealing with business operations, in the last five (5) years, whether before an administrative body or in a judicial forum, in which the Applicant, an affiliate, a predecessor of either, or a person identified herein has been a defendant or a respondent. Provide a statement as to the resolution or present status of any such proceedings.
16. **STANDARDS, BILLING PRACTICES, TERMS AND CONDITIONS OF PROVIDING SERVICE AND CONSUMER EDUCATION:** All services should be priced in clearly stated terms to the extent possible. Common definitions should be used. All consumer contracts or sales agreements should be written in plain language with any exclusions, exceptions, add-ons, package offers, limited time offers or other deadlines prominently communicated. Penalties and procedures for ending contracts should be clearly communicated.
- a. **Contacts for Consumer Service and Complaints:** Provide the name, title, address, telephone number and FAX number of the person and an alternate person responsible for addressing customer complaints. These persons will ordinarily be the initial point(s) of contact for resolving complaints filed with Applicant, the Distribution Company, the Pennsylvania Public Utility Commission or other agencies. Attachment 2
 - b. Provide a copy of all standard forms or contracts that you use, or propose to use, for service provided to residential customers.
 - c. If proposing to serve Residential and/or Small Commercial customers, provide a disclosure statement. A sample disclosure statement is provided as Appendix B to this Application.
17. **FINANCIAL FITNESS:**
- A. Applicant shall provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted include the following:
 - Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.
 - Published parent company financial and credit information.
 - Applicant's balance sheet and income statement for the most recent fiscal year. Published financial information such as 10K's and 10Q's may be provided, if available.
 - Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form or other independent financial service reports.
 - A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee.
 - Audited financial statements
 - Such other information that demonstrates Applicant's financial fitness.
Attachment 3
 - B Applicant must provide the following information:
 - Provide proof of compliance with bonding/credit requirements for each NGDC the applicant is proposing to provide service in. This requirement is designated by each NGDC and can commonly be found in the NGDC supplier tariff. Attachment 4
 - Identify Applicant's chief officers including names and their professional resumes. Attachment 5

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

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

- The identity of the Applicant's officers directly responsible for operations, including names and their professional resumes.
- A copy of any Federal energy license currently held by the Applicant.
- Proposed staffing and employee training commitments.
- Business plans. All technical fitness included in attachment 5

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

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

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

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

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

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

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

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

Applicant: American Power & Gas of Pennsylvania

By: [Signature]

Title: CEO

Attachment 1

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF STATE

FEBRUARY 26, 2013

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

American Power and Gas of Pennsylvania, LLC

I, Carol Aichele, Secretary of the Commonwealth of Pennsylvania

do hereby certify that the foregoing and annexed is a true and correct
copy of

1 Application for Registration filed on January 22, 2013

which appear of record in this department.

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



IN TESTIMONY WHEREOF, I have
hereunto set my hand and caused
the Seal of the Secretary's Office to
be affixed, the day and year above
written.

Carol Aichele

Secretary of the Commonwealth

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Application for Registration - Foreign

(15 Pa.C.S.)

- Registered Limited Liability General Partnership (§ 8211)
 Registered Limited Liability Limited Partnership (§ 8211)
 Limited Partnership (§ 8582)
 Limited Liability Company (§ 8981)

Name		
American Power and Gas of Pennsylvania, LLC		
Address		
411 Cleveland Street, #299		
City	State	Zip Code
Clearwater, FL		33755

Document will be returned to the name and address you enter to the left.



Commonwealth of Pennsylvania
APPLICATION FOR REGISTRATION 3 Page(s)



T1302343015

Fee: \$250

In compliance with the requirements of the applicable provisions (relating to registration), the undersigned, desiring to register to do business in this Commonwealth, hereby states that:

1. The name of the limited liability company/limited liability partnership/limited partnership in the jurisdiction in which it is formed:

American Power and Gas of Pennsylvania, LLC.

2. The name under which the limited liability company/limited liability partnership/limited partnership proposes to register and do business in this Commonwealth is:

American Power and Gas of Pennsylvania, LLC.

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

Jurisdiction: FL Date of Formation: 1/1/2013

4. The (a) address of its initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and street City State Zip County

(b) Name of Commercial Registered Office Provider County
Northwest Registered Agent, LLC. Montgomery

PA DEPT. OF STATE

Certification#: 10888210-1 Page 1 of 2

JAN 22 2013

5. Check and complete one of the following:

The address of the office required to be maintained by it in the jurisdiction of its organization by the laws of that jurisdiction is:

Number and street City State Zip

It is not required by the laws of its jurisdiction of organization to maintain an office therein and the address of its principal office is:

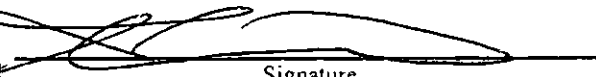
411 Cleveland Street, #299, Clearwater, FL 33755
Number and street City State Zip

6. For Restricted Professional Limited Liability Company Only. Strike out if inapplicable: The company is a restricted professional company organized to render the following professional service(s):
N/A

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

7. The name and business address of each general partner.
Name Business Address
N/A

8. The address of the office at which is kept a list of the names and addresses of the limited partners and their capital contribution is:
N/A
Number and street City State Zip County
The registered partnership hereby undertakes to keep those records until its registration to do business in the Commonwealth is canceled or withdrawn.

IN TESTIMONY WHEREOF, the undersigned has caused this Application for Registration to be signed by a duly authorized officer/member or manager thereof this
14 day of Jan, 13.
American Power Pools of PA LLC
Name of Partnership/Company

Signature
CEO
Title

Attachment 2

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



Customer Service Contacts

Main:

Name: **Lucia Austin**

Main Ph: 800 205 7491

Direct Ph: 727 733 8700 x 431

Fax: 727 733 6618

Email: *Lucia A*
~~customerservice~~@americanpowerandgas.com

Alternate:

Name: ~~Tiffany Abernathy~~ *Christina Hrvatin*

Main Ph: 800 205 7491

Direct Ph: 727 733 8700 x ~~211~~ *408*

Fax: 727 733 6618

Email: customerservice@americanpowerandgas.com

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PA PUBLIC UTILITY COMMISSION
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Attachment 4

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PA PUBLIC UTILITY COMMISSION
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375 North Shore Drive
Suite 600
Pittsburgh PA 15212

www.peoples-gas.com

April 4, 2013

RECEIVED

Gavin Bridgeforth
American Power & Gas of Pennsylvania
411 Cleveland St. #299
Clearwater, FL 33755

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. Bridgeforth:

This letter serves as notification that American Power & Gas of Pennsylvania has satisfied the creditworthiness requirements set forth under Paragraphs 6 and 7 of the Rules and Regulations of The Peoples Natural Gas Company Supplier Tariff.

If you have any questions feel free to contact me at 412-208-6528.

Sincerely,

Lynda W. Petrichevich
Manager, Rates and Regulatory Affairs
Peoples Natural Gas Company LLC



UGI Utilities, Inc.
2626 North 12th Street
Suite 360
Post Office Box 12677
Reading, PA 19512-2677
(610) 796-3460 Telephonic

April 10, 2013

Gavin Bridgeforth
American Power & Gas LLC
CEO's Programs Officer
411 Cleveland St #299
Clearwater, FL 33755

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MAY 25 2016

RE: Financial Security Requirements

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. Bridgeforth,

UGI Utilities, Inc. ("UGIU") has received the initial amount of security as specified in the UGI Gas Division, Inc. ("UGI") Supplier Coordination Tariff from American Power & Gas, LLC. ("American Power & Gas"). As a result, UGIU has determined that American Power & Gas has initially demonstrated adequate creditworthiness to satisfy any costs UGI may incur in the event it operates as supplier of last resort due to a default on the part of American Power & Gas.

This determination may change in the event there is a material deterioration in American Power & Gas's financial condition, if American Power & Gas's obligations to UGI exceed the amount of the financial security provided, if the financial security is withdrawn or is deemed to be null and void or inadequate due to the material financial deterioration of any guarantor, or if American Power & Gas fails to abide by the terms and conditions of the UGI Gas Tariff and the UGI Natural Gas Supplier Coordination Tariff.

Please feel free to contact me with any additional questions that you may have. I can be reached at (610) 796-3520

Sincerely,

David E. Lahoff
Manager, Rates
UGI Utilities, Inc.

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

In Reply Refer To:
AP&G Holdings LLC
Docket Nos. ER12-2430-000
ER12-2430-001
October 9, 2012

Mr. Tom Cummins
CEO
AP&G Holdings LLC
537 Douglas Avenue
Dunedin, Florida 34698

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Reference: Market-Based Rate Authorization

Dear Mr. Cummins:

On August 9, 2012, as amended on August 28, 2012, you filed on behalf of AP&G Holdings LLC (AP&G) an application for market-based rate authority with an accompanying tariff. The proposed market-based rate tariff provides for the sale of energy, capacity, and ancillary services at market-based rates.¹ AP&G requests waivers commonly granted to similar market-based rate applicants.

Your filings were noticed on August 10, 2012 and August 28, 2012, with comments, protests or interventions due on or before August 30, 2012 and September 18, 2012, respectively. None was filed.

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation - West, under 18 C.F.R. § 375.307, your submittals filed in the referenced dockets are accepted for filing, effective October 12, 2012, as requested. Based on your

¹ AP&G requests authorization to sell ancillary services in the markets administered by PJM Interconnection, L.L.C. (PJM), New York Independent System Operator, Inc. (NYISO), ISO New England Inc. (ISO-NE), California Independent System Operator Corp. (CAISO), and Midwest Independent Transmission System Operator, Inc. (MISO). AP&G also requests authorization to engage in the sale of certain ancillary services as a third-party provider in other markets.

Docket Nos. ER12-2430-000 and - 2 -
ER12-2430-001

representations, AP&G meets the criteria for a Category 1 seller in all regions and is so designated.²

You state that AP&G is located in Dunedin, Florida, and intends to act as a power marketer. You further represent that AP&G is wholly owned by Consumer Sales Solutions, LLC and five individuals and is not affiliated with any entity that owns or controls generation or transmission facilities. Further, you affirmatively state that AP&G has not erected barriers to entry and will not erect barriers to entry into the relevant market.

Your state that AP&G meets the criteria for Category 1 status because it and its affiliates do not own or control in excess of 500 MW in any region; it and its affiliates do not own or control any transmission facilities; it and its affiliates are not affiliated with any franchised public utility; and it and its affiliates do not present any other vertical market concerns.

Market-Based Rate Authorization

The Commission allows power sales at market-based rates if the seller and its affiliates do not have, or have adequately mitigated, horizontal and vertical market power.³

Based on your representations, AP&G's submittal satisfies the Commission's requirements for market-based rate authority regarding horizontal and vertical market power.

AP&G requests blanket authorization under Part 34 of the Commission's regulations for all future issuances of securities and assumptions of liability. A separate notice was published in the Federal Register establishing a period during which protests could be filed. None was filed. AP&G is authorized to issue securities and assume obligations or liabilities as guarantor, indorser, surety, or otherwise in respect of any

² *Market-Based Rates for Wholesale Sales of Electric Energy, Capacity and Ancillary Services by Public Utilities*, Order No. 697, FERC Stats. & Regs. ¶ 31,252, at P 848-50, *clarified*, 121 FERC ¶ 61,260 (2007), *order on reh'g*, Order No. 697-A, FERC Stats. & Regs. ¶ 31,268, *clarified*, 124 FERC ¶ 61,055, *order on reh'g*, Order No. 697-B, FERC Stats. & Regs. ¶ 31,285 (2008), *order on reh'g*, Order No. 697-C, FERC Stats. & Regs. ¶ 31,291 (2009), *order on reh'g*, Order No. 697-D, FERC Stats. & Regs. ¶ 31,305 (2010), *aff'd sub nom. Montana Consumer Counsel v. FERC*, 659 F.3d 910 (9th Cir. 2011), *cert. denied sub nom. Public Citizen, Inc. v. FERC*, 2012 U.S. LEXIS 4820 (U.S. June 25, 2012).

³ Order No. 697, FERC Stats. & Regs. ¶ 31,252 at P 62, 399, 408, 440.

Docket Nos. ER12-2430-000 and - 3 -
ER12-2430-001

security of another person; provided that such issue or assumption is for some lawful object within the corporate purposes of AP&G, compatible with the public interest, and reasonably necessary or appropriate for such purposes.⁴

AP&G must file electronically with the Commission Electric Quarterly Reports.⁵ AP&G further must timely report to the Commission any change in status that would reflect a departure from the characteristics the Commission relied upon in granting market-based rate authority in accordance with Order No. 697.⁶

This action does not constitute approval of any service, rate, charge, classification, or any rule, regulation, or practice affecting such rate or service provided for in the filed documents; nor shall such action be deemed as recognition of any claimed contractual right or obligation affecting or relating to such service or rate; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against any of the applicant(s).

⁴ *Citizens Power*, 48 FERC ¶ 61,210; *Enron*, 65 FERC ¶ 61,305.

⁵ *Revised Public Utility Filing Requirements*, Order No. 2001, FERC Stats. & Regs. ¶ 31,127, *reh'g denied*, Order No. 2001-A, 100 FERC ¶ 61,074, *reh'g denied*, Order No. 2001-B, 100 FERC ¶ 61,342, *order directing filing*, Order No. 2001-C, 101 FERC ¶ 61,314 (2002), *order directing filing*, Order No. 2001-D, 102 FERC ¶ 61,334 (2003). Attachments B and C of Order No. 2001 describe the required data sets for contractual and transaction information. Public utilities must submit Electric Quarterly Reports to the Commission using the EQR Submission System Software, which may be downloaded from the Commission's website at <http://www.ferc.gov/docs-filing/eqr.asp>.

⁶ *Reporting Requirement for Changes in Status for Public Utilities with Market-Based Rate Authority*, Order No. 652, FERC Stats. & Regs. ¶ 31,175, *order on reh'g*, 111 FERC ¶ 61,413 (2005); 18 C.F.R. § 35.42 (2012).

Docket Nos. ER12-2430-000 and - 4 -
ER12-2430-001

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R § 385.713.

Questions regarding the above order should be directed to:

Federal Energy Regulatory Commission
Attn: Debra Irwin
Phone: (202) 502-6253
Office of Energy Market Regulation
888 First Street, N.E.
Washington, D.C. 20426

Sincerely,

Steve P. Rodgers, Director
Division of Electric Power
Regulation - West

Document Content(s)

ER12-2430-000, et al.DOC.....1-4



Pennsylvania Territorial Marketing Plan

The following is a time/customer acquisition estimate utilizing American Power & Gas of Pennsylvania's highly trained telemarketing sales team.

FIRST ENERGY UTILITIES

Underlying Gas Utility

- 1) Penelec
- 2) West Penn
- 3) Met-Ed
- 4) Penn Power

- UGI Gas
- Colombia Gas of PA
- Peoples Gas

Time frame of first energy electric utilities with underlying gas utilities:

4 months with 30 sales representatives.

OTHER UTILITIES

Electric

Underlying Gas Utility

- 5) PPL
- 6) Duquesne
- 7) PECO
- 8) UGI Electric

- Philidelphia Gas Works
- Peco Gas

Time Frame of other electric utilities with applicable underlying gas utilities:

5 months with 30 sales representatives.

Estimated customer acquisition:

30,000 residential and commercial customers acquired over a period of 9 months using 30 sales representatives.

Gavin Bridgeforth
American Power & Gas
CEO's Programs Officer
gavinb@americanpowerandgas.com
P: 727 733 8700 ext 221
F: 727 733 6618

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU
100 N. MARKET STREET, SUITE 1000
HARRISBURG, PA 17102-1200
TEL: 717-783-8300
WWW.PA.PUBLICUTILITYCOMMISSION.GOV

February 14, 2013

Mr. Tom Cummins
American Power & Gas of Pennsylvania LLC
411 Cleveland St, #299
Clearwater, FL 33755

Dear Mr. Cummins,

Welcome to PJM!

As promised, enclosed are the signed membership agreements for your records. To ensure your needs are met, PJM has assigned Client Manager, Don Williams, as your primary point of contact. He can be contacted at willid@pjm.com or 610-666-4644. You may also contact our Customer Service Center at 866-400-8980 should you have any questions as well.

Thank you,

Amanda C. Egan
PJM Interconnection

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SECRETARY'S BUREAU

Enclosures

SCHEDULE 4

STANDARD FORM OF AGREEMENT TO BECOME A MEMBER OF THE LLC

Any entity which wishes to become a Member of the LLC shall, pursuant to Section 11.6 of this Agreement, tender to the President an application, upon the acceptance of which it shall execute a supplement to this Agreement in the following form:

Additional Member Agreement

1. This Additional Member Agreement (the 'Supplemental Agreement'), dated as of Feb 13, 2013, is entered into among American Power & Gas of Pennsylvania LLC and the President of the LLC acting on behalf of its Members.

2. American Power & Gas of Pennsylvania LLC has demonstrated that it meets all of the qualifications required of a Member to the Operating Agreement. If expansion of the PJM Region is required to integrate American Power & Gas of Pennsylvania LLC's facilities, a copy of Attachment J from the PJM Tariff marked to show changes in the PJM Region boundaries is attached hereto. American Power & Gas of Pennsylvania LLC agrees to pay for all required metering, telemetering and hardware and software appropriate for it to become a member.

3. American Power & Gas of Pennsylvania LLC agrees to be bound by and accepts all the terms of the Operating Agreement as of the above date.

4. American Power & Gas of Pennsylvania LLC hereby gives notice that the name and address of its initial representative to the Members Committee under the Operating Agreement shall be:

Tom Cummins
411 Cleveland St, #299,
Clearwater, FL 33755 USA

5. The President of the LLC is authorized under the Operating Agreement to execute this Supplemental Agreement on behalf of the Members.

6. The Operating Agreement is hereby amended to include American Power & Gas of Pennsylvania LLC as a Member of the LLC thereto, effective as of February 13, 2013, the date the President of the LLC countersigned this Agreement.

IN WITNESS WHEREOF, American Power & Gas of Pennsylvania LLC and the Members of the LLC have caused this Supplemental Agreement to be executed by their duly authorized representatives.

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Members of the LLC

By: [Signature]
Name: Terry Boston
Title: President & CEO

By: [Signature]
Name: Tom Cummins
Title: CEO

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Application for Membership
Between
PJM Interconnection, L.L.C.
and

American Power & Gas of Pennsylvania LLC

This Application for Membership Agreement ('Agreement') is entered into between PJM Interconnection, L.L.C. ('PJM') and ('Applicant'). The purpose of this Agreement is to apply to become a member of the PJM and to participate under the PJM Amended and Restated Operating Agreement, Third Revised Rates Schedule FERC No. 24 ('Operating Agreement'). The Applicant has read and understands the terms and conditions of the Operating Agreement. The Applicant agrees to accept the concepts and obligations set forth in this Agreement and the Operating Agreement posted on the PJM website at: <http://www.pjm.com/documents/agreements/pjm-agreements.aspx>.

The Applicant also commits to supply data required for coordination of planning and operating, including data for capacity accounting, and agrees to pay all costs and expenses in accordance with the Operating Agreement and all other applicable costs under the PJM Open Access Transmission Tariff ('Tariff'). Such costs include but are not limited to: (i) payment obligations under Schedule 3 of the Operating Agreement; (ii) costs under Schedule 9 of the PJM Tariff; and (iii) potential default allocation payment obligations pursuant to Section 15.2 of the Operating Agreement (PJM may, under the Operating Agreement, declare members in default for not paying their invoices. If that occurs, PJM may pursue collection of the overdue invoices that exceed the collateral PJM holds from the defaulting member as well as take steps to terminate the defaulting members' membership. According to the Operating Agreement, all members are required to pay a portion of the payment default that exceeds the defaulting member's collateral held by PJM.)

The Applicant will pay the annual fee of \$5,000 for the remainder of the year of application upon notification of PJM application approval per Schedule 3.

The Applicant recognizes that it shall become a member of PJM effective as of the date that the Applicant receives the supplement to the Operating Agreement in the form prescribed in Schedule 4 of the Operating Agreement signed by the Applicant and countersigned by the President of PJM pursuant to section 11.6 of the Operating Agreement.

This Agreement will remain in effect until notice of termination is given in writing by the authorized representative of either the Applicant or PJM. Any financial obligations must be satisfied prior to termination of the Applicant's obligations and responsibilities under the PJM Agreement.

Applicant:

Signature:

Robert Marchionis

Name:

Robert Marchionis

Title:

CEO

Date:

2/5/13

PJM Interconnection, L.L.C.

Signature:

Terry Boston

Name:

Terry Boston

Title:

President & CEO

Date:

4/3/13

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350

www.dps.ny.gov

PUBLIC SERVICE COMMISSION

GARRY A. BROWN
Chairman
PATRICIA L. ACAMPORA
MAUREEN F. HARRIS
JAMES L. LAROCCA
GREGG C. SAYRE
Commissioners



PETER MCGOWAN
General Counsel

JEFFREY C. COHEN
Acting Secretary

January 18, 2013

Jim Bridgeforth
American Power & Gas, LLC
411 Cleveland Street #299
Clearwater, FL 33755

RE: American Power & Gas, LLC – January Compliance

Dear Mr. Bridgeforth:

Thank you for your recent submittal pursuant to Section 2.D.1 of the New York State Department of Public Service's Uniform Business Practices (UBP). This letter is to inform you that the documentation submitted has been reviewed by Staff and determined to be in compliance with the UBP.

Be advised that to maintain your ESCO eligibility, you must notify Staff of any contact changes, substantive legal, financial or business related changes to your company as they occur. If your business plan changes and you decide to expand your service offerings, you must immediately submit the appropriate documentation for Staff review and determination of how it affects your current eligibility.

If you are using vendors to provide ESCO related services (e.g., EDI), the ESCO remains fully responsible for any activities the vendors perform. If you have not already done so, or if you have changed vendors since last reporting them to us, please provide Staff a list with contact information for all vendors that you are now using.

Please do not hesitate to contact me with any further questions or concerns at (518) 486-2432 or Christine.Bosy@dps.ny.gov.

Sincerely,

Christine A. Bosy

Christine A. Bosy
Retail Access Section
Office of Consumer Policy

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Attachment 5

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Company Owner Experience

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Owners

Tom Cummins, CEO
Jim Bridgeforth, Vice President Sales & Marketing
Robert Macchione, CFO

~Tom Cummins~

Founder and Chief Executive Officer

Tom Cummins is the founder and CEO of American Power & Gas LLC (AP&G). Mr. Cummins has been in the Energy Choice industry for 16 years. He founded the first out-source company in the North America to exclusively represent energy marketers and exclusively sell energy in the deregulated marketplace.

His company enrollments have now exceeded 2 million combined residential and commercial customers using both gas and electricity. Mr. Cummins' company has worked in every state in the union where deregulation of energy has occurred.

For the past thirty years Mr. Cummins has owned and operated mass marketing companies. Prior to founding CSS Mr. Cummins ran a sales force of over 2000 agents in telecommunications during its deregulation.

Mr. Cummins and his staff have been leaders of mass-market retail energy sales via telesales. On behalf of over 100 different ESCOs, his company has spoken to more than 20 million energy consumers on the subject of energy deregulation, literally making him the expert in deregulated retail energy sales.

He founded AP&G in 2011 and launched the enrollment of customers in New York State. AP&G currently has a customer base of over 9,000 customers, adding over 700 new customers a week.

~Jim Bridgeforth~

Vice President Sales & Marketing

Jim Bridgeforth has 11 years of hands-on experience in the retail energy markets. He worked directly for Mr. Cummins as his Director of New Accounts at their out-source company for 6 years. In this position, he learned all of the nuances of what it takes to make a successful retail campaign. In 2007, Mr. Cummins trained Jim in the remaining aspects of running that company (CSS) and then turned over the duties of President, which Jim continues to successfully handle to this day. Mr. Bridgeforth's dedication and successful running of CSS earned him an ownership role in the company.

~Robert Macchione~

Chief Financial Officer

Bob Macchione has been with Mr. Cummins since the inception of CSS. Bob's superior grasp for numbers and attention to detail earned him a right hand seat to the owner. Under the direction of Mr. Cummins, Bob ran the development and creation of the company's proprietary software and all of its subsystems. As the company grew, Mr. Cummins promoted Bob to CFO and Director of IT and made him a partner as well. Mr. Macchione has perfected the EDI system with our vendor, EC Info system. He has also created our proprietary Billing Platform which allows AP&G to handle with ease, both Bill Ready and Rate Ready customers.



Company Profile

AP&G Holdings LLC American Power & Gas LLC American Power & Gas of Pennsylvania, LLC 411 Cleveland St. #299 Clearwater FL 33755	Owners Tom Cummins, CEO Jim Bridgeforth, VP of Sales & Marketing Robert Macchione, CFO
Contact Tel: 800 205 7491 Fax: 727-733-6618 Website: www.americanpowerandgas.com Email: gavinb@americanpowerandgas.com	Statistics Staff: 47 Sales staff: 174 Customer Count: 9,321

What We Do

American Power gas prides itself on taking care of all its customers needs by providing a beneficial solution for consumer energy demands, whether they are residential or commercial. AP&G program is designed to save consumers money and reward that consumer for their loyalty.

The Industry

The owners and executives of American Power & Gas have a combined 60 years in the energy industry. This includes customer acquisition and customer service for millions of consumers in literally every Choice program across America.

The Successful Process ~ Quality, Adherence and Compliance

Quality of presentation, adherence to the sales script, and compliance to regulatory rules requires constant diligence.

Combining minute-by-minute management strategy with state of the art equipment, American Power & Gas is able to monitor every detail of activity as it occurs, instantaneously adjusting as needed to obtain optimum results. Our strong Customer Service Department and Correction Department collaborate with Quality Control to ensure that more than 95% of our customer acquisitions "stick", with record-breaking lows in the area of cancellations. Smooth interfaces with Third-Party Verification systems and flexibility with EDI data transfer requirements.

These are just a few of the areas where our expert staff ensure the very best service. *Consumer Lists Acquisition, Sales and FAQ Script, Support Material, Administration and Report, Predictive technology, Paperless order entry Systems, Third Party Verification & Regulatory Research*

Operations

American Power & Gas started operating in New York State in early 2012 and since such time have enrolled over 9,000 satisfied commercial and residential customers. Our Risk Management systems and Utility Billing platform for both Bill and Rate Ready accounts are fully built out. We utilize EC Info system for our EDI vendor and have full credit support for energy supply via Vantage Commodities Financial Services, LLC

Attachment 6

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

SAMPLE

Combined Residential/Commercial Sales Agreement
 TERMS AND CONDITIONS – NATURAL GAS

Price	Variable
How price is determined:	Gas Variable Price shall reflect each month the wholesale cost of natural gas (including commodity, capacity, storage and balancing), transportation to the Delivery Point, and other market-related factors, plus all applicable taxes, fees, charges or other assessments and AP&G's costs, expenses and margins.
Length of the agreement and end date	For Variable Rate service, the Term is 24 months. For more details See Section 3-Term.
Process customer may use to rescind the agreement without penalty	Either a Residential or Commercial Customer may rescind by calling the toll free number within 3 business days of receipt of the sales agreement.
Amount of Early Termination Fee ("ETF") and method of calculation	No early termination fee.
Amount of Late Payment Fee and method of calculation	As per the Utility tariff
Provisions for renewal of the agreement	After Initial Term, unless otherwise agreed to, renews to a new 24-month term at a variable rate methodology. For more details see Section 3 - Term.

1. Background. This is an Agreement between I, the "Customer" and American Power & Gas of Pennsylvania, LLC ("AP&G"), to supply my home with all the natural gas I need subject to the eligibility requirements of my natural gas distribution company ("NGDC"), and acceptance by AP&G ("Agreement"). The Public Utility Commission of Pennsylvania ("PUC") has authorized AP&G to act as a Natural Gas Supplier and has entered into a service agreement with the NGDC. AP&G is a retail energy marketer and not my NGDC. The PUC does not regulate the price of natural gas or other charges found in this Agreement. I am at least 18 years old and fully authorized to enter into this Agreement. AP&G sets the generation prices and charges that you pay. The PUC regulates distribution prices and services. The Federal Regulatory Commission regulates transmission prices and services. You will receive a single bill from your NGDC for both its charges and AP&G's charges. I may rescind this Agreement without fees or penalties within three (3) business days of receipt of this disclosure, by contacting AP&G in writing, at 411 Cleveland Street #299, Clearwater, FL 33755, or by telephone at (800) 205-7491.

2. Definitions.

Interstate Pipeline Charges. Charges for moving natural gas to the distribution lines of a distribution company.

Distribution Charges. The utility charges for the delivery of natural gas from the city gate to the consumer.

3. Term. This Agreement shall commence as of the date the change of Customer's provider to AP&G is deemed effective by the NGDC, and shall continue for 24 months thereafter (the "Initial Term"). Unless otherwise agreed to, upon completion of the Initial Term, this Agreement will renew to a new 24 month term. Either party may cancel or terminate this Agreement by providing 30 (thirty) days' advance written notice of termination to the other party.

4. Pricing, Billing, and Termination. The price for all natural gas sold under this Agreement shall be a variable price which each month shall reflect the wholesale cost of natural gas (including commodity, capacity, storage and balancing), transportation to the Delivery Point, and other market-related factors, plus all applicable taxes, fees, charges or other assessments and AP&G's costs, expenses and margins.

5. Information. For inquiries and information regarding natural gas suppliers and the competitive retail natural gas market, I can contact the PUC at (888) 782-3228.

6. Emergency Service. In an emergency, I should immediately call Colombia Gas of Pennsylvania at (888) 460-4332 or National Fuel at (866)-252-4636 and local emergency personnel. If I experience service related problems, I should contact my utility.

7. Dispute Resolution. If I have a question or concern about my bill, I may contact AP&G in writing at 411 Cleveland Street #299, Clearwater, FL 33755, or by telephone at (800) 205-7491. AP&G will refer all complaints to a representative in their customer service center who, in good faith, will use reasonable efforts to reach a mutually satisfactory solution. If I am still not satisfied, I may call the PUC toll free at (800) 782-1110, or write the PUC, Bureau of Consumer Services, P.O. Box 3265, Harrisburg, PA 17105-3265.

8. Cancellation Procedures. Either party may cancel this Agreement (for reasons other than non-payment) at any time by providing written notice to AP&G, at 411 Cleveland Street #299, Clearwater, FL 33755, or to the other party at least thirty (30) days prior to the end of the intended month of cancellation. If I fail to notify AP&G as set forth above, I shall remain liable to pay AP&G for any natural gas acquisitions made by AP&G to serve me under this Agreement at the price set forth above. It may take up to sixty (60) days after cancellation before I can receive supply from the NGDC, or other natural gas supplier, depending upon the NGDC, or other supplier procedures. During this time, I agree to pay for all natural gas I consume that AP&G supplies to me. I will be issued a final bill within twenty (20) days after the final scheduled meter reading, or if meter access is restricted, an estimate of consumption will be used to calculate such bill, which will be reconciled after the final meter reading. Customer may cancel this Agreement without penalty in the event Customer relocates from one location to another, even if the move is within an NGDC's service territory. If your natural gas service is terminated by your NGDC, then this Agreement is cancelled on the date that your natural gas service is terminated.

9. Natural Gas Supply Quantity. The NGDC will determine all natural gas quantities supplied under this Agreement, including storage, and all such amounts will be accepted as accurate and conclusive by both parties and shall constitute the amount of the sale.

10. Agency & Power of Attorney. I appoint AP&G as my agent and grant AP&G a power of attorney to act on my behalf in acquiring the supplies necessary to meet my natural gas needs, contracting for and administering transportation, transmission and related services over interstate facilities and any NGDC services necessary to deliver natural gas to my premises. AP&G provides these services to me at no additional charge, as they are already included in the price noted above.

11. Invoicing and Payment. Unless otherwise agreed to in writing, the NGDC will invoice me monthly for natural gas supplied to me under this Agreement.

12. Title. All natural gas sold under this Agreement shall be delivered to a location considered the "Point of Delivery," which shall be a location determined by AP&G, and shall constitute the point at which, upon delivery thereto, the sale occurs and title passes from AP&G to me.

13. Liability. The remedy in any claim or suit by Customer against AP&G will be solely limited to direct actual damages (which will not exceed the amount of Customer's single largest monthly invoice amount in the immediately preceding 12 months). All other remedies at law or in equity are hereby waived. Ir

American Power & Gas of Pennsylvania, LLC

1-800-205-7491

no event will either AP&G or Customer be liable for consequential, incidental, indirect, special or punitive damages. These limitations apply without regard to the cause of any liability or damages. There are no third-party beneficiaries to this Agreement.

14. Choice of Laws. Venue for any lawsuit brought to enforce any term or condition of this Agreement, or to construe the terms hereof shall be exclusively in the Commonwealth of Pennsylvania. This Agreement shall be construed under and shall be governed by the laws of the Commonwealth of Pennsylvania.

15. Assignment. I may not assign my interest in any obligations under this Agreement without the express advance written consent of AP&G. AP&G may sell, transfer, pledge, or assign the accounts, revenues, or proceeds hereof, in connection with any financial agreement and may assign this Agreement to another natural gas supplier, natural gas services company, or other entity in accordance with the PUC rules and procedures, if any, governing such transactions.

16. Severance. If a court or regulatory agency of competent jurisdiction deems any provision of this Agreement to be invalid, or unenforceable, the remaining provisions shall continue in full force without being invalidated in any way.

17. No Warranties. Unless otherwise expressly set forth in this Agreement, AP&G provides and I shall receive no warranties, express, or implied, statutory, or otherwise and AP&G specifically disclaims any warranty of merchantability or fitness for a particular purpose.

18. Delay or Failure to Exercise Rights. No partial performance, delay or failure on the part of AP&G in exercising any rights under this Agreement and no partial or single exercise thereof shall constitute a waiver of such rights or of any other rights hereunder.

19. Force Majeure and Other Circumstances. AP&G will make commercially reasonable efforts to provide natural gas hereunder but AP&G does not guarantee a continuous supply of natural gas to Customer. Certain causes and events out of the control of AP&G ("Force Majeure Events") may result in interruptions in service. AP&G will not be liable for any such interruptions caused by a Force Majeure Event, and AP&G is not and shall not be liable for damages caused by Force Majeure Events. Force Majeure Events shall include acts of God, fire, flood, storm, terrorism, war, civil disturbance, acts of any governmental authority, accidents, strikes, labor disputes or problems, required maintenance work, inability to access the local distribution utility system, non-performance by the NGDC (including, but not limited to, a facility outage on its gas distribution lines), changes in laws, rules, or regulations of any governmental authority or any other cause beyond AP&G's control.

20. Taxes and Laws. Except as provided in this Agreement or by law, all taxes, levies, assessments and fees of whatsoever kind, nature and description, due and payable with respect to the delivery of natural gas under this Agreement, shall be paid or reimbursed by me except for federal, state or local taxes imposed on the net taxable income of AP&G. The parties' obligations under this Agreement are subject to present and future legislation, orders, rules, or regulations of a duly constituted governmental authority having competent jurisdiction.

21. Entire Agreement. This Agreement and the Enrollment Confirmation set forth the entire agreement between the parties with respect to the terms and conditions of this transaction; any and all other agreements, understandings and representations by and between the parties with respect to the matters addressed herein and therein are superseded by this Agreement and the Enrollment Confirmation.

23. Contact Information. Customer may contact AP&G's Customer Service Center at 1-800-205-7491, Monday through Friday 9:00 a.m. – 5:00 p.m. EST. Customer may write to AP&G at: 411 Cleveland Street #299, Clearwater, FL 33755

Public Utility Commission (PUC)

Address: P. O. Box 3265
Harrisburg, PA 17105-3265
Choice Hotline Number: (800) 692-7380

NGDC name/Provider of last resort:
Address:
Phone number:
Universal Service Information:

NGDC name/Provider of last resort: Peoples Natural Gas
Address: Peoples Natural Gas
PO Box 535323
Pittsburgh, PA 15253-5323
Phone number:
Universal Service Information: (800) 764-0111

NGDC name/Provider of last resort: UGI Utilities
Address: 2525 North 12th Street
Suite 360
Reading, PA 19605
Phone number:
Universal Service Information: (800) 276-2722

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AFFIDAVIT

[Commonwealth/State] of Florida :

ss.

County of Pinellas :

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

[He/she is the CEO (Office of Affiant) of American Power & Gas Of Pennsylvania, LLC (Name of Applicant);]

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

That Tom Cummins, the Applicant herein, acknowledges that [Applicant] may have obligations pursuant to this Application consistent with the Public Utility Code of the Commonwealth of Pennsylvania, Title 66 of the Pennsylvania Consolidated Statutes; or with other applicable statutes or regulations including Emergency Orders which may be issued verbally or in writing during any emergency situations that may unexpectedly develop from time to time in the course of doing business in Pennsylvania.

That Tom Cummins, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render natural gas supply service within the Commonwealth of Pennsylvania and that the Applicant will abide by all applicable federal and state laws and regulations and by the decisions of the Pennsylvania Public Utility Commission.

That Tom Cummins, the Applicant herein, certifies to the Commission that it is subject to , will pay, and in the past has paid, the full amount of taxes imposed by Articles II and XI of the Act of March 4, 1971 (P.L. 6, No. 2), known as the Tax Reform Act of 1971 and any tax imposed by Chapter 22 of Title 66. The Applicant acknowledges that failure to pay such taxes or otherwise comply with the taxation requirements of, shall be cause for the Commission to revoke the license of the Applicant. The Applicant acknowledges that it shall report to the Commission its jurisdictional natural gas sales for ultimate consumption, for the previous year or as otherwise required by the Commission. The Applicant also acknowledges that it is subject to 66 Pa. C.S. §506 (relating to the inspection of facilities and records).

Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

That Tom Cummins, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506, and the standards and billing practices of 52 PA. Code Chapter 56.

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU


That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the Commission's Office of Communications or other Commission bureaus. Materials and information requested may be analyzed by the Commission to meet obligations under applicable sections of the law.

That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.



Signature of Affiant

Sworn and subscribed before me this 22 day of FEBRUARY, 19 2013.



Signature of official administering oath

My commission expires 10/16/16

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AFFIDAVIT

[Commonwealth/State] of Florida :

ss.

County of Pinellas :

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

[He/she is the CEO (Office of Affiant) of American Power & Gas of Pennsylvania, LLC (Name of Applicant);]

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

That Tom Cummins, the Applicant herein certifies that it has caused the notice of the filing of its license application published in the following newspapers on 4/23/13 (date):

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


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

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


Signature of Affiant

Sworn and subscribed before me this 23 day of April, 2013.




Signature of official administering oath

My commission expires 11/01/2016.

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AFFIDAVIT

[Commonwealth/State] of Florida :

ss.

County of Pinellas :

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

[He/she is the CEO (Office of Affiant) of American Power & Gas of Pennsylvania, LLC (Name of Applicant);]

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

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

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

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

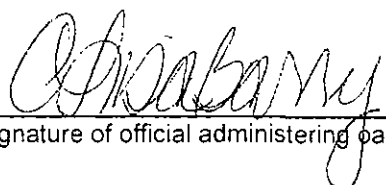
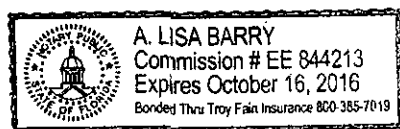
That the Applicant herein Tom Cummins acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

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



Signature of Affiant

Sworn and subscribed before me this 22 day of FEBRUARY, 19 2013


Signature of official administering oath

My commission expires 10/16/16

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

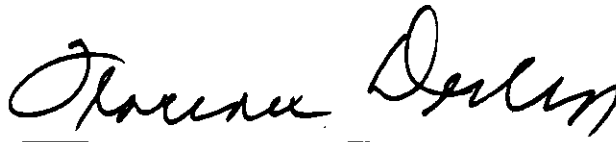
Proof of Publication in The Philadelphia Daily News
Under Act. No 587, Approved May 16, 1929

STATE OF PENNSYLVANIA
COUNTY OF PHILADELPHIA

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

May 23, 2016

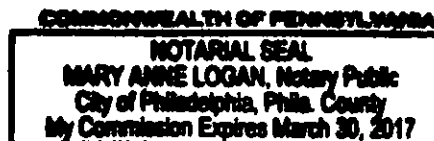
Affiant further deposes and says that she is an employee of the publisher of said newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to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



Sworn to and subscribed before me this 23rd day of
May, 2016.


Notary Public

My Commission Expires:



Copy of Notice of Publication

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE

Applications of American Power & Gas of Pennsylvania, LLC For Approval To Offer, Render, or Furnish Services as a Supplier, Aggregator, and Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.

American Power & Gas of Pennsylvania, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as (1) a supplier of natural gas, and (2) a broker/marketer engaged in the business of providing natural gas services. American Power & Gas of Pennsylvania, LLC will also be filing an application with the PUC for a license to supply electricity or electric generation services as (1) a generator and supplier of electric power, (2) a broker/marketer engaged in the business of supplying electricity, and (3) an aggregator engaged in the business of supplying electricity. American Power & Gas of Pennsylvania, LLC proposes to sell electricity, natural gas, and related services throughout all participating utilities in Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the Electricity Generation Customer Choice and Competition Act.

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

By and through Counsel: John T. McManus
Harris Beach PLLC
677 Broadway, Suite 1101
Albany, NY 12207
518.701.2734
518.427.9700

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MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

PROOF OF PUBLICATION
In
THE ERIE TIMES-NEWS
COMBINATION EDITION

AMERICAN POWER AND GAS LLC
10601 BELCHER ROAD SOUTH
Seminole FL 33777

REFERENCE: 100999 202771
PUC Notice

STATE OF PENNSYLVANIA)
COUNTY OF ERIE) SS:

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

PUBLISHED ON: 05/23/16

TOTAL COST: \$409.00

AD SPACE: 0 Lines

FILED ON: 05/23/16

RECEIVED

MAY 25 2016

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Pennsylvania
Public Utility Commission
Notice

Applications of American Power & Gas of Pennsylvania, LLC For Approval To Offer, Render, or Furnish Services as a Supplier, Aggregator, and Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania

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By and through Counsel: John T. McManus
Harris Beach PLLC
677 Broadway, Suite 1101, Albany, NY 12207
518.701.2734
518.427.9700

Sworn to and subscribed before me this 23rd day of May 2016

Affiant: Tom M

NOTARY: Barbara J Moore

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Barbara J. Moore, Notary Public
City of Erie, Erie County
My Commission Expires March 23, 2020
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

Proof of Publication of Notice in Pittsburgh Post-Gazette

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

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

20 of May, 2016

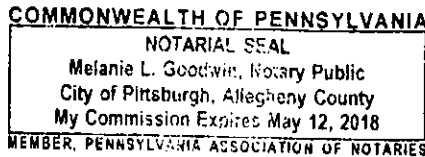
Affiant further deposes that he/she is an agent for the PG Publishing Company, a corporation and publisher of the Pittsburgh Post-Gazette, that, as such agent, affiant is duly authorized to verify the foregoing statement under oath, that affiant is not interested in the subject matter of the afore said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

P. Reed

PG Publishing Company

Sworn to and subscribed before me this day of:
May 20, 2016

Melanie L. Goodwin



STATEMENT OF ADVERTISING COSTS

American Power & Gas
10601 Belcher Road South
Attn: Cameron Gillotte
SEMINOLE FL 33777

RECEIVED

MAY 25 2016

To PG Publishing Company

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

Total ----- \$585.00

Publisher's Receipt for Advertising Costs

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

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

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

By *[Signature]*

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

COPY OF NOTICE OR PUBLICATION

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE
Applications of American Power & Gas of Pennsylvania, LLC For Approval To Offer, Render, or Furnish Services as a Supplier, Aggregator, and Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.

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

By and through Counsel: John T. McManus, Harris Beach PLLC, 677 Broadway, Suite 1101, Albany, NY 12207, 518 791-2734, 518 427-9700

079

128

FedEx Package Express *US Airbill*

FedEx Tracking Number

8082 5623 0098

Form 10 No

0215

1 From Date 5/25/2016

Sender's Name LISA BARRY Phone 727 733-8700

Company AMERICAN POWER AND GAS LLC

Address 10601 BELCHER RD S

City SEMINOLE State FL ZIP 33777-1407

2 Your Internal Billing Reference PA PUC

3 To Recipient's Name SECRETARY Phone 71778361163

Company PA PUC

Address 400 NORTH ST

Address KEYSTONE BLDG

City HARRISBURG State PA ZIP 17120

0119592975



8082 5623 0098

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

Next Business Day

- FedEx First Overnight
Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Priority Overnight
Next business morning * Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Standard Overnight
Next business afternoon * Saturday Delivery NOT available.

2 or 3 Business Days

- FedEx 2Day A.M.
Second business morning * Saturday Delivery NOT available.
- FedEx 2Day
Second business afternoon * Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Express Saver
Third business day * Saturday Delivery NOT available.

5 Packaging * Declared value limit \$500.

- FedEx Envelope*
- FedEx Pak*
- FedEx Box
- FedEx Tube
- Other

6 Special Handling and Delivery Signature Options

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

- No Signature Required
Package may be left without obtaining a signature for delivery.
- Direct Signature
Someone at recipient's address may sign for delivery. **Fee applies.**
- Indirect Signature
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. **Fee applies.** For residential deliveries only.

Does this shipment contain dangerous goods?

- One box must be checked
- No
 - Yes As per attached Shipper's Declaration
 - Yes Shipper's Declaration not required
 - Dry Ice Dry Ice, 9 UN 1845
 - Cargo Aircraft Only
- Dangerous goods including dry ice cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.

7 Payment Bill to:

- Sender
Enter FedEx Acct. No. or Credit Card No. below. * Main acct. No. will be billed.
- Recipient
- Third Party
- Credit Card
- Cash/Check

Total Packages Total Weight lbs. Credit Card Amt

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



fedex.com 1 800 60 fedex 1 800 463 3339

Air™ ton of FedEx Express® shipping label here.