

BEFORE

THE PENNSYLVANIA PUBLIC UTILITIES COMMISSION

In the Matter of the Application of)
Aggressive Energy, LLC)
for Certification as an EGS)
in the)
Commonwealth of Pennsylvania.)

Docket No.

RECEIVED

JUN 15 2016

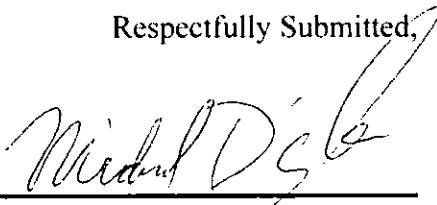
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

MOTION FOR PROTECTIVE ORDER

Applicant, Aggressive Energy, LLC (hereinafter, "Aggressive" or "Applicant") moves pursuant to Pa. Code § 54.32 (c)(f), for the entry of a Protective Order to designate as confidential its responses to questions required by the application the Aggressive Energy consider highly confidential and proprietary. These questions seek information and records that Aggressive considers confidential and proprietary, and financially sensitive data, and which are maintained as confidential by the Company at all times. Public disclosure of this information would be potentially harmful to Applicant's competitive position as a supplier of electricity and the Member 's personal financial strategy and security.

Aggressive asks further that its responses to any subsequent requests for additional information or clarification which the Commission Staff might make with regard to these same requests also be permitted to be filed under seal. pursuant to the same Protective Order requested herein. The grounds supporting this Motion are fully explained in the subsequent Memorandum of Support.

Respectfully Submitted,

X 

Michael D'Angelo, Esq.
Of Counsel, Aggressive Energy, LLC
T: 201.736.6247
F: 201.302.9217
E: mdangelo2001@yahoo.com

MEMORANDUM IN SUPPORT OF
MOTION FOR PROTECTIVE ORDER

Aggressive Energy, LLC is a New York Limited Liability Company, registered as a Foreign For-Profit Limited Liability Company by filing with the Pennsylvania Secretary of State.

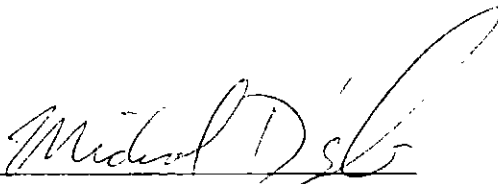
Section seven (7) asks the Applicant to provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted including Applicant's accounting statements, balance sheets and income statements for the past two years, and confidential credit information.

Applicant gladly provides this information to the Commission, but asks that it be subject to Protective Order due to the confidential, proprietary nature of this information and because public disclosure might be injurious to the Applicant's competitive position, financial security, and credit information. It is submitted that this is private information, in that Applicant is a private limited liability company engaged solely in supplying electricity and natural gas and does not make public disclosure of the requested information through SEC filings or otherwise. As such, and given the intense competition in the EGS and NGS arena, this information is legitimately proprietary data, access to which could negatively affect Applicant's competitive position as a supplier.

This request for a Protective Order is reasonable, necessary and will not prejudice any other party or individual. In fact, to the extent Aggressive's ability to compete effectively is preserved, Pennsylvania consumers will be better served. Fair competition is the philosophical basis for the EGS statutes and subsequent regulations.

For the foregoing reasons, Applicant respectfully requests that a Protective Order be issued which permits it to file its responses to the identified electricity supplier application Question seven (7) and corresponding exhibits, under seal and requires those with access to those responses to treat them in a confidential manner. All such responses shall be clearly and conspicuously marked CONFIDENTIAL.

Respectfully Submitted,

X 

Michael D'Angelo, Esq.
Of Counsel, Aggressive Energy, LLC
T: 201.736.6247
F: 201.302.9217
E: mdangelo2001@yahoo.com