



16 Tyson Place, Bergenfield, NJ 07621  
Tel: 888-850-1872 • Fax: 201-387-2882  
www.AstralEnergyLLC.com

October 5, 2016

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

Ref: Data Request  
Astral Energy LLC – Natural Gas Supplier License Application  
Docket No. A-2016-2559802  
Utility Code: 1219055

Dear Ms. Chiavetta:

As per Penn PUC's data request, enclosed please see the additional information to be amended to Astral Energy LLC's Natural Gas Supplier License application:

1. Application form – page 1, 4, and 7
2. Verification signed by Jason K. Fox, President of Astral Energy LLC
3. Application Item 7.a. Bonding – Bond letter from National Fuel
4. Application Item 7.c. Supplier Funding Method: Astral Energy's financial agreement with Exelon – ISDA Base Confirmation agreement dated Aug. 8, 2014 (*please note that this is a privileged and confidential document*)

If you have any questions, please contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason K. Fox", written over a horizontal line.

Jason K. Fox  
President

PA P.U.C.  
SECRETARY'S BUREAU

2016 OCT 13 AM 9:57

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**ASTRAL**  
ENERGY

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October 5, 2016

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

Ref: Astral Energy LLC – Natural Gas Supplier License Application

**Verification**

I, Jason K. Fox, President of Astral Energy LLC, 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).

Sincerely,

Jason K. Fox  
President

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PA P.U.C.  
SECRETARY'S BUREAU

## BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Astral Energy LLC, d/b/a Astral Energy LLC, for approval to offer, render, furnish, or supply natural gas supply services as a(n) Supplier of Natural Gas to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

### 1. IDENTIFICATION AND CONTACT INFORMATION

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

Astral Energy LLC	Tel: 201-384-5552
16 Tyson Place	Fax: 201-387-2882
Bergenfield, NJ 07621	Website: www.AstralEnergyLLC.com

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

Northwest Registered Agent, LLC  
1150 First Ave, Ste 511  
King of Prussia, PA 19406 TEL: 509-768-2249

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

Jason K. Fox, President	
Astral Energy LLC	Tel: 201-384-5552
16 Tyson Place	Fax: 201-387-2882
Bergenfield, NJ 07621	Email: JasonFox@AstralEnergyLLC.com

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

Michael A. Gruin	
Stevens & Lee	Tel: 717-255-7365
17 N. 2 <sup>nd</sup> Street, 16 <sup>th</sup> Floor	Fax: 610-988-0852
Harrisburg, PA 17101	Email: mag@stevenslee.com

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS:** Provide the name, title, address, telephone number, fax number, and e-mail **OF THE PERSON AND AN ALTERNATE PERSON (2 REQUIRED)** responsible for addressing customer complaints. These persons will ordinarily be the initial point(s) of contact for resolving complaints filed with the Applicant, the Natural Gas Distribution Company, the Pennsylvania Public Utility Commission, or other agencies. The main contact's information will be listed on the Commission website list of licensed NGSS.

Jason K. Fox, President	
Ashton Fox, Chief Operating Officer	
Astral Energy LLC	Tel: 888-850-1872
16 Tyson Place	Fax: 201-387-2882
Bergenfield, NJ 07621	Email: Info@AstralEnergyLLC.com

- The Applicant is presently doing business in Pennsylvania as a
- natural gas interstate pipeline
  - municipality providing service outside its municipal limits
  - local gas distribution company
  - retail supplier of natural gas services in the Commonwealth
  - a natural gas producer
  - a broker/marketer engaged in the business of supplying natural gas services
  - Other. (Identify the nature of service being rendered) – An electricity supplier in PA

See Attachment 4a: – Astral Energy PA PUC Electric License (A-2014-2439632)

**OR**

- The Applicant is not presently doing business in Pennsylvania.

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

- Supplier or Aggregator 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
  - Check here to verify that your organization will not be taking title to the natural gas nor will you be making payments for customers.
- Other (Describe):

**c. PROPOSED SERVICES:** Describe in detail the natural gas supply services which the Applicant proposes to offer.

Presently Astral Energy LLC would like to become a Natural Gas supplier for POR distribution companies within PA to supply natural gas to their residential and commercial customers.

**d. PROPOSED SERVICE AREA:** Check the box of each Natural Gas Distribution Company for which the Applicant proposes to provide service.

- |                                                                  |                                                   |
|------------------------------------------------------------------|---------------------------------------------------|
| <input type="checkbox"/> Columbia                                | <input type="checkbox"/> Philadelphia Gas Works   |
| <input checked="" type="checkbox"/> National Fuel Gas            | <input type="checkbox"/> UGI Central Penn         |
| <input checked="" type="checkbox"/> PECO                         | <input type="checkbox"/> UGI Penn natural         |
| <input checked="" type="checkbox"/> Peoples Gas – Equitable Div. | <input checked="" type="checkbox"/> UGI Utilities |
| <input checked="" type="checkbox"/> Peoples Natural Gas          | <input type="checkbox"/> Valley Energy            |
| <input checked="" type="checkbox"/> Peoples TWP                  | <input type="checkbox"/> All of the above         |

**e. CUSTOMERS:** Applicant proposes to provide services to:

- Residential Customers
- Small Commercial Customers - (Less than 6,000 Mcf annually)
- Residential and Small Commercial as Mixed Meter **ONLY (CANNOT BE TAKEN WITH RESIDENTIAL AND/OR SMALL COMMERCIAL ABOVE)**
- Large Commercial Customers - (6,000 Mcf or more annually)
- Industrial Customers
- Governmental Customers
- All of above (Except Mixed Meter)
- Other (Describe):

## 7. FINANCIAL FITNESS

- a. **BONDING:** In accordance with 66 Pa. C.S. Section 2208(c), no natural gas supplier license shall be issued or remain in force unless the applicant or holder furnishes a bond or other security in a form and amount to ensure the financial responsibility of the natural gas supplier. The criteria used to determine the amount and form of such bond or other security shall be set by each NGDC. Provide documentation that the applicant has met the security requirement of each NGDC by submitting the letters sent by the NGDCs stating what bonding amounts they require.

See Attachment 7a-1: – National Fuel Gas bonding letter.

See Attachment 7a-2: – Peoples Natural Gas/Peoples TWP/Peoples Equitable: no security required letter.

See Attachment 7a-3: – PECO natural gas creditworthiness letter.

See Attachment 7a-4: – UGI Bond letter.

- b. **FINANCIAL RECORDS, STATEMENTS, AND RATINGS:** Applicant must provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted include the following:

- Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.
- Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient)
- Applicant's accounting statements, including balance sheet and income statements for the past two years.

See Attachment 7b-1 – Astral Audited Financial Statements for 2014 [CONFIDENTIAL]

See Attachment 7b-2 – Astral Audited Financial Statements for 2015 [CONFIDENTIAL]

- Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form, evidence of Moody's, S&P, or Fitch ratings, and/or other independent financial service reports.
- A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee.
- Audited financial statements exhibiting accounts over a minimum two year period.
- Bank account statement, tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

- c. **SUPPLIER FUNDING METHOD:** If Applicant is operating as anything other than **Broker/Marketer only**, explain how Applicant will fund its operations. Provide all credit agreements, lines of credit, etc., and elaborate on how much is available on each item.

Since August 8, 2014 Exelon Corp./Constellation (a publicly-traded entity, NYSE: EXC) is acting as Astral Energy LLC's corporate guarantor, providing all necessary margins, collaterals, supplying physical power, hedging and risk management services, and other energy management and operations related services to Astral Energy and its customers.

See Attachment 7c – Please see the attached file for the executed ISDA Base Confirmation Agreement between Exelon Generation Co. and Astral Energy LLC [CONFIDENTIAL]



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**Commonwealth of Pennsylvania Public Utility Commission  
Natural Gas Supplier License Application**

Attachment 7a-1 – National Fuel Gas – Bond Letter



# **National Fuel**

August 15, 2016

Jason K. Fox, President  
Astral Energy LLC  
16 Tyson Place  
Bergenfield, NJ 07621

RE: Security Requirement Astral Energy LLC

Dear Jason,

Pursuant to 66 Pa. C.S. § 2208 (c), an applicant for a natural gas supplier license in the Commonwealth of Pennsylvania must furnish security to each utility where the supplier will do business to ensure the financial responsibility of such natural gas supplier. To this end, National Fuel Gas Distribution Corporation ("National Fuel") will perform a credit review and analysis of Astral Energy LLC ("AE") and determine at the appropriate time whether AE must post a security deposit acceptable to National Fuel in order to operate as a supplier on National Fuel's system.

AE's security requirement to serve Pennsylvania customers is dependent on the type of transportation service utilized by AE. There is no Natural Gas Supplier (NGS) security requirement for customers that will be enrolled in National Fuel's Purchase of Receivable (POR) program. As such, AE will not be required to post security for customers enrolled in the POR program. A security deposit will be required for transportation customers not enrolled in the POR program.

Should you have any questions concerning the above, please contact me at 716-857-7599.

Yours truly,

Nathan E. Barnes  
Transportation Services Department

Astral Energy LLC  
16 Tyson Place  
Bergenfield, NJ 07621



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BERGENFIELD, NJ  
07621  
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AMOUNT  
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