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October 11, 2017

**VIA HAND DELIVERY**

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

**Re: Application of Median Energy PA, LLC for Approval to Offer, Render, Furnish or Supply Natural Gas Services as a Supplier**  
**Docket No. A-\_\_\_\_\_**

Dear Secretary Chiavetta:

Enclosed for filing please find an original plus one copy of the Application of Median Energy PA, LLC for Approval to Offer, Render, Furnish or Supply Natural Gas Services as a Supplier, along with all required affidavits and attachments. **Please note that Exhibits 2, 3 and 5 to this filing contain Confidential information, and have been marked as such and provided in a separate envelope.** Filing under seal is requested for these Exhibits.

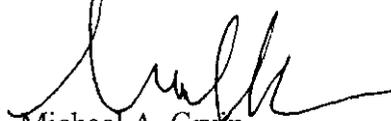
Also enclosed herewith are:

- A check in the amount of \$350.00 for payment of the filing fee, and
- A CD-Rom containing a .pdf copy of the Application and Exhibits

Copies of the Application have been served in accordance with the attached Certificate of Service. If you have questions, please do not hesitate to contact me.

Very truly yours,

STEVENS & LEE



Michael A. Grum

Encl.

cc: Certificate of Service

SECRETARY'S BUREAU  
FRONT DESK

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## BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Median Energy PA, LLC for approval to offer, render, furnish, or supply natural gas supply services as a(n) a Supplier 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 ~~fictional name or d/b/a~~) primary address, web address, and telephone number of Applicant:

Median Energy PA, LLC  
1 Lethbridge Plaza, Ste 2  
Mahwah, NJ 07430  
T: 201-354-1537  
www.medianenergy.com

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

- 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.

Corporation Service Company  
2595 Interstate Drive, Suite 103  
Harrisburg, PA 17110

- 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.

Henry Bennett  
V.P. of Operations  
1 Lethbridge Plaza, Ste 2  
Mahwah, NJ 07430  
T: 201-354-1537 X 102  
E:hbennett@medianenergy.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  
17 N. 2<sup>nd</sup> Street, 16<sup>th</sup> Fl, Harrisburg, PA 17101  
P: 717-255-7365  
F: 610-988-0852  
E: 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.

Henry Bennett  
Median Energy  
V.P. of Operations  
1 Lethbridge Plaza, Ste 2  
Mahwah, NJ 07430  
P: 201-354-1537 X 102  
E:hbennett@medianenergy.com

Alternate:

Chani Kurtzer  
Median Energy  
1 Lethbridge Plaza, Ste 2  
Mahwah, NJ 07430  
P: 201-354-1537x 103  
E: ckurtzer@medianenergy.com

**2. BUSINESS ENTITY FILINGS AND REGISTRATION**

**a. FICTITIOUS NAME:** *(Select appropriate statement and provide supporting documentation as listed.)*

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

Provide a copy of the Applicant's filing with Pennsylvania's Department of State  
Pursuant to 54 Pa. C.S. §311.

**Or**

The Applicant will not be using a fictitious name.

**b. BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS:**

*(Select appropriate statement and provide supporting documentation. As well, understand that Domestic means being formed within Pennsylvania and foreign means being formed outside Pennsylvania.)*

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.
- Provide the state in which the business is organized/formed and provide a copy of the Applicant's charter documentation.
- \* 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 (15 Pa. C.S. §1308)
- 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 (Describe):

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.
- Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.
- Give name and address of officers.

**See copy of PA Certificate of Organization attached as Exhibit 1.**

**Officers:**

**Joshua Hans**  
**Median Energy**  
**C.E.O.**  
**1 Lethbridge Plaza, Ste 2**  
**Mahwah, NJ 07430**  
**P: 201-354-1537 X 102**

**Henry Bennett**  
**Median Energy**  
**V.P. of Operations**  
**1 Lethbridge Plaza, Ste 2**  
**Mahwah, NJ 07430**  
**P: 201-354-1537**  
**E:hbennett@medianenergy.com**

### **3. AFFILIATES AND PREDECESSORS**

*(both in state and out of state)*

- a. AFFILIATES:** Give name and address of any affiliate(s) currently doing business and state whether the affiliate(s) are jurisdictional public utilities. If the Applicant does not have any affiliates doing business, explicitly state so. Also, state whether the applicant has any affiliates that are currently applying to do business in Pennsylvania.

**Applicant has no affiliates doing business in PA and has no affiliates that are jurisdictional public utilities. Median Energy Corp. is an Affiliate of the Applicant**

that is currently operating as a competitive electricity and natural gas supplier in OH, NJ and NY.

- b. **PREDECESSORS:** Identify the predecessor(s) of the Applicant and provide the name(s) under which the Applicant has operated within the preceding five (5) years, including address, web address, and telephone number, if applicable. If the Applicant does not have any predecessors that have done business, explicitly state so.

**The applicant does not have any predecessors.**

#### 4. OPERATIONS

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

Definitions

- Supplier – an entity which provides natural gas supply services to retail gas customers utilizing the jurisdictional facilities of an natural gas distribution company
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of natural gas but does not take title to the natural gas.

- 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)

**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.

**Applicant proposes to provide competitive natural gas supply as a supplier.**

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

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):

f. **START DATE:** Provide the approximate date the Applicant proposes to actively market within the Commonwealth.

**December 1, 2017 or upon approval by the Commission.**

## 5. COMPLIANCE

a. **CRIMINAL/CIVIL PROCEEDINGS:** State specifically whether the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, has been or is currently the defendant of a criminal or civil proceeding within the last five (5) years.

Identify all such proceedings (active or closed), by name, subject and citation; whether before an administrative body or in a judicial forum. If the Applicant has no proceedings to list, explicitly state such.

**The Applicant has no proceedings to list.**

b. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any such proceedings listed above.

**N/A**

c. **CUSTOMER/REGULATORY/PROSECUTORY ACTIONS:** Identify all formal or escalated actions or complaints filed with or by a customer, regulatory agency, or prosecutory agency against the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, for the prior five (5) years, including but not limited to customers, Utility Commissions, and Consumer Protection Agencies such as the Offices of Attorney General. If the Applicant has no actions or complaints to list, explicitly state such.

**Neither Applicant nor its affiliates have had any formal or escalated actions to report. Applicant has never had a PA EGS or NGS license previously cancelled by the Commission.**

- d. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any actions listed above.

**6. PROOF OF SERVICE**

**Required of ALL Applicants regardless of operating as a supplier, broker, marketer, or aggregator.**  
*(Example Certificate of Service is attached at Appendix C)*

- a.) **STATUTORY AGENCIES:** Pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14, provide proof of service of a signed and verified Application with attachments on the following:

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

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

Office of the Small Business Advocate  
 Commerce Building, Suite 202  
 300 North Second Street  
 Harrisburg, PA 17101

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

Bureau of Investigation & Enforcement  
 Pennsylvania Public Utility Commission  
 Commonwealth Keystone Building  
 400 North Street, 2 West  
 Harrisburg, PA 17120

- b.) **NGDCs:** Pursuant to Sections 1.57 and 1.58 of the Commission's Regulations, 52 Pa. Code §§1.57 and 1.58, provide Proof of Service of the Application and attachments upon each of the Natural Gas Distribution Companies the Applicant proposed to provide service in. Upon review of the Application, further notice may be required pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14. Contact information for each NGDC is as follows.

<p><b>Columbia Gas of PA, Inc.</b>                  Michele Caddell                  290 W. Nationwide Blvd.                  Columbus, OH 43215                  PH: 614.460.6841                  FAX: 614.460.8447                  e-mail: <a href="mailto:mcaddell@nisource.com">mcaddell@nisource.com</a></p>	
<p><b>Peoples Natural Gas – Equitable Division</b>                  Lynda Petrichevich                  225 North Shore Drive                  Pittsburgh, PA 15212                  PH: 412.208.6528</p>	<p><b>National Fuel Gas Distribution Corp.</b>                  David D. Wolford                  6363 Main Street                  Williamsville, NY 14221                  PH: 716.857.7483</p>

FAX: 412.208.6577 e-mail: <a href="mailto:Lynda.w.petricevich@peoples-gas.com">Lynda.w.petricevich@peoples-gas.com</a>	FAX: 716.857.7479 e-mail: <a href="mailto:wolfordd@natfuel.com">wolfordd@natfuel.com</a>
<b>The Peoples Natural Gas Company</b> Lynda Petricevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: <a href="mailto:Lynda.w.petricevich@peoples-gas.com">Lynda.w.petricevich@peoples-gas.com</a>	<b>PECO</b> Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: <a href="mailto:carlos.thillet@exeloncorp.com">carlos.thillet@exeloncorp.com</a>
<b>Peoples Gas Company</b> Lynda Petricevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: <a href="mailto:Lynda.w.petricevich@peoples-gas.com">Lynda.w.petricevich@peoples-gas.com</a>	<b>Philadelphia Gas Works</b> Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: <a href="mailto:nicholas.lapergola@pgworks.com">nicholas.lapergola@pgworks.com</a>
<b>UGI Central Penn</b> David Lahoff 2525 N. 12 <sup>th</sup> Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: <a href="mailto:dlahoff@ugi.com">dlahoff@ugi.com</a>	<b>UGI</b> David Lahoff 2525 N. 12 <sup>th</sup> Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: <a href="mailto:dlahoff@ugi.com">dlahoff@ugi.com</a>
<b>Valley Energy Inc.</b> Ed Rogers 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: <a href="mailto:erogers@ctenterprises.org">erogers@ctenterprises.org</a>	<b>UGI Penn Natural</b> David Lahoff 2525 N. 12 <sup>th</sup> Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: <a href="mailto:dlahoff@ugi.com">dlahoff@ugi.com</a>

## 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.
- 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.

- 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.

**Median Energy PA, LLC is a newly formed entity that is wholly owned by Median Energy Corp. As a newly formed entity Median Energy PA, LLC does not have any financial statements. See income statement and balance sheet for Median Energy Corp. attached hereto as CONFIDENTIAL Exhibit 2. See copies of tax returns, bank statements, and proof of insurance coverage attached hereto as Confidential Exhibit 3. See Summary of Technical and Managerial Fitness, attached hereto as Exhibit 4, for organizational structure.**

- 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.

**See Summary of Technical and Managerial Fitness, attached hereto as Exhibit 4**

- d. **BROKER PAYMENT STRUCTURE:** If applicant is a broker/marketer, explain how your organization will be collecting your fees.

N/A

- e. **ACCOUNTING RECORDS CUSTODIAN:** Provide the name, title, address, telephone number, FAX number, and e-mail address of Applicant's custodian for its accounting records.

**Chani Kurtzer  
1 Lethbridge Plaza, Ste 2  
Mahwah, NJ 07430  
P:201- 354-1537 x 103  
F: 888-225-0195  
E: ckurtzer@medianenergy.com**

- f. **TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as Appendix D to this application.

*All sections of the Tax Certification Statement must be completed. Absence (submitting N/A) of any of the TAX identifications numbers (items 7A through 7C) shall be accompanied by supporting documentation or an explanation validating the absence of such information.*

Items 7A and 7C on the Tax Certification Statement are designated by the Pennsylvania Department of Revenue. Item 7B on the Tax Certification Statement is designated by the Internal Revenue Service.

**See Confidential Tax Certification Statement attached hereto as Exhibit 5**

**8. TECHNICAL FITNESS:**

To ensure that the present quality and availability of service provided by natural gas distribution companies does not deteriorate, the Applicant shall provide sufficient information to demonstrate technical fitness commensurate with the service proposed to be provided.

**a. EXPERIENCE, PLAN, STRUCTURE:** such information may include:

- Applicant's previous experience in the natural gas industry.
- Summary and proof of licenses as a supplier of natural gas services in other states or jurisdictions.
- Type of customers and number of customers Applicant currently serves in other jurisdictions.
- Staffing structure and numbers as well as employee training commitments.
- Business plans for operations within the Commonwealth.
- Any other information appropriate to ensure the technical capabilities of the Applicant.

**See Summary of Technical and Managerial Fitness, attached hereto as Exhibit 4**

**b. PROPOSED MARKETING METHOD** (check all that apply)

- Internal – Applicant will use its own internal resources/employees for marketing
- External NGS – Applicant will contract with a **PUC LICENSED NGS**
- Affiliate – Applicant will use a **NON-NGS affiliate that is a nontraditional marketer and/or marketing services consultant**
- External Third-Party – Applicant will contract with a **NON-NGS third party nontraditional marketer and/or non-selling marketer**
- Other (Describe):

**c. DOOR TO DOOR SALES:** Will the Applicant be implementing door to door sales activities?

- Yes
- No

If yes, will the Applicant be using verification procedures?

- Yes
- No

If yes, describe the Applicant's verification procedures.

**See response incorporated into subsection (2) below.**

- d. **OVERSIGHT OF MARKETING:** Explain all methods Applicant will use to ensure all marketing is performed in an ethical manner, for both employees and subcontractors.

Before agents are permitted to market on behalf of Median, they receive in-person training. This training emphasizes the following elements:

- The need for the agent to immediately identify himself/herself as an agent of Median, and for in person sales, to always display a Median Photo ID Badge that contains all information required by the Pennsylvania regulations.
- The requirement to explain that Median is an independent energy supplier that is not affiliated with the distribution utility
- The requirement to explain Median's product offerings in detail
- The need to have a clear understanding of the written materials that are presented to customers and that describe energy choice and Median's products. All written materials comply with Commission regulations at 52 Pa. Code 54.5
- Prohibited behaviors, such as entering customer premises or making incorrect or misleading statements about energy choice and/or Median's services
- The need to ensure that a customer's language skills and capacities are sufficient to allow them to perform a valid enrollment
- The need to ensure that the customer is authorized to enroll an account
- The regulations of the PA PUC and other relevant authority that governs the sales of electricity and natural gas in Pennsylvania, including 52 Pa. Code 54.7 and 111.5 – 111.12 and the Pennsylvania Unfair Trade Practices Act

All door to door sales agents are required to undergo background checks before being retained and placed in the field. Agents then undergo training before being permitted to sell on behalf of Median. Training is continual, and agents are monitored in the field. If agents are not complying with Median protocols, re-training is provided. If agents violate any of Median's guidelines for marketing, which incorporate the Commission's requirements, agents are terminated.

All of Median's sales are confirmed by a third party verification performed by a leading independent provider of TPV services. All recordings and TPV will follow the requirements codified the Commission's regulations and will be designed to confirm the customer's intent to enroll supply service with Median.

Median employs a customer service team to respond to customer concerns and complaints. Upon receiving a contact from a customer, the customer service team investigates the concern and provides the customer with a timely response. If the investigation identifies a potential issue or deviation from Median's requirements for sales and marketing, the matter is escalated and the appropriate action is taken with the sales vendor and/or agent in question.

- e. **OFFICERS:** Identify Applicant's chief officers, and include the professional resumes for any officers directly responsible for operations. All resumes should include date ranges and job descriptions containing actual work experience.

**Henry Bennett, Vice President of Operations and Joshua Hans, CEO. See resumes included with Exhibit 4**

**9. DISCLOSURE STATEMENT:**

*(Not applicable for an applicant applying for a license exclusively as a broker/marketer.)*

**DISCLOSURE STATEMENTS:** If proposing to serve Residential and/or Small Commercial (less than 6,000 Mcf annually) Customers, provide a Residential and/or Small Commercial disclosure statement. A sample disclosure statement is provided as Appendix E to this Application.

- Natural gas 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.

**See Disclosure Statement attached hereto as Exhibit 6**

**10. VERIFICATIONS, ACKNOWLEDGEMENTS, AND AGREEMENTS**

- a. **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. Further, the Applicant agrees that it must comply with and ensure that its employees, agents, representatives, and independent contractors comply with the standards of conduct and disclosure set out in Commission regulations at 52 Pa. Code § 62.114.

**AGREED**

- b. **REPORTING REQUIREMENTS:** Applicant agrees to provide the following information to the Commission:

- **Reports of Gross Receipts:** Applicant shall file an annual report with the Commission on an annual basis no later than April 30<sup>th</sup> following the end of the calendar year per 52 Pa. Code § 62.110.

**AGREED**

- c. **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. § 2208(d). Transferee will be required to file the appropriate licensing application.

**AGREED**

- d. **ANNUAL FEES:** The Public Utility Code authorizes the PUC to collect an annual fee of \$350 from suppliers, brokers, marketers, and aggregators selling natural gas in the Commonwealth of PA, and a supplemental fee based on annual gross intrastate revenues, applicable to suppliers only.

ACKNOWLEDGED

- e. **FURTHER DEVELOPMENTS:** Applicant is under a continuing obligation to amend its application if substantial changes occur to the information upon which the Commission relied in approving the original filing. See 52 Pa. Code § 62.105.

AGREED

- f. **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.

AGREED

- g. **NOTIFICATION OF CHANGE:** If your answer to any of these items changes during the pendency of your application or if the information relative to any item herein changes while you are operating within the Commonwealth of Pennsylvania, you are under a duty to so inform the Commission, within thirty (30) days, as to the specifics of any changes which have a significant impact on the conduct of business in Pennsylvania. See 52 Pa. Code § 62.105.

AGREED

- h. **CEASING OF OPERATIONS:** Applicant is also required to officially notify the Commission if it plans to cease doing business in Pennsylvania, 90 days prior to ceasing operations.

AGREED

- i. **FILING FEE:** The Applicant has enclosed or paid the required, non-refundable filing fee by **CERTIFIED CHECK OR MONEY ORDER** in the amount of \$350.00 payable to the Commonwealth of Pennsylvania. The Commission does not accept corporate or personal checks for filing fees.

X PAYMENT ENCLOSED

## 11. AFFIDAVITS

(All affidavits must be notarized before filing.)

- a.) **APPLICATION AFFIDAVIT:** Complete and submit with your filing an officially notarized Application Affidavit stating that all the information submitted in this application is truthful and correct. An example copy of this Affidavit can be found at Appendix A.

b.) **OPERATIONS AFFIDAVIT:** Provide an officially notarized affidavit stating that you will adhere to the Public Utility Code of Pennsylvania and applicable federal and state laws. An example copy of this Affidavit can be found at Appendix B.

## 12. NEWSPAPER PUBLICATIONS

*Required of ALL Applicants regardless of operating as a supplier, broker, marketer, or aggregator.*

Notice of filing of this Application must be published in newspapers of general circulation covering each county in which the applicant intends to provide service. The newspapers in which proof of publication are required is dependent on the service territories the applicant is proposing to serve.

The chart below dictates which newspapers are necessary for each NGDC. For example, an applicant that wants to operate in Peoples – Equitable would need to run ads in both The Erie Times-News and the Pittsburgh Post-Gazette. If the applicant is proposing to serve the entire Commonwealth, please file proof of publication in all seven newspapers.

The only acceptable verification of this requirement is with Notarized Proofs of Publication, which may be requested from each newspaper and must be supplied with this application. Applicants do not need a docket number in their publication. Docket numbers will be issued when all criteria on the item 14 checklist (see below) are satisfied.

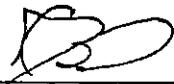
	Erie Times-News	Harrisburg Patriot-News	Philadelphia Daily News	Pittsburgh Post-Gazette	Scranton Times-Tribune	Williamsport Sun-Gazette	Johnstown Tribune-Democrat
Columbia Gas	X	X		X		X	X
National Fuel Gas				X			
PECO			X				
Peoples - Equitable	X			X			
Peoples Natural Gas	X			X			X
Peoples Gas Company				X			
Philadelphia Gas Works			X				
UGI		X	X		X		
UGI Central Penn	X	X	X	X	X	X	X
UGI Penn Natural		X			X	X	
Valley Energy					X	X	
Entire Commonwealth	X	X	X	X	X	X	X

*(Example Publications are provided at Appendices F and G)*

**See Newspaper proofs of publications attached hereto as Exhibit 7**

**13. SIGNATURE**

Applicant : Median Energy PA, LLC

By:  \_\_\_\_\_  
Henry Bennett

Title: Vice President of Operations

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OCT 11 2017

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**14. CHECKLIST**

For the applicant's convenience, please use the following checklist to ensure all relevant sections are complete. The Commission Secretary's Bureau will not accept an application unless each of the following sections is complete.

**Applicant: Median Energy PA, LLC**

	<b>Signature</b>	
	<b>Filing Fee (ONLY CERTIFIED CHECK OR MONEY ORDER)</b>	
	<b>Application Affidavit</b>	
	<b>Operations Affidavit</b>	
	<b>Proof of Publication</b>	
	<b>Tax Certification Statement</b>	
	<b>Commonwealth Department of State Verification</b>	
	<b>Certificate of Service</b>	

Applicant's Use

PUC Secretary's Bureau Use

Appendix A

APPLICATION AFFIDAVIT

[Commonwealth/State] of New Jersey :

ss.

County of Passaic :

Henry Bennett, Affiant, being duly sworn according to law, deposes and says that:

He is the Vice President of Operations of Median Energy PA, LLC ;

That he is authorized to and does make this affidavit for said Applicant;

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

That the Applicant herein Median Energy PA, LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein Median Energy PA, LLC 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 Median Energy PA, LLC 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]  
Signature of Affiant

Sworn and subscribed before me this 3<sup>rd</sup> day of Oct., 2017.

[Signature]  
Signature of official administering oath

RECEIVED

My commission expires MOSHE M GOTTESMAN

ID # 2423135  
NOTARY PUBLIC  
STATE OF NEW JERSEY  
My Commission Expires July 25, 2022

OCT 11 2017

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Appendix B

OPERATIONS AFFIDAVIT

[Commonwealth/State] of New Jersey :

County of Passaic :

ss.

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Henry Bennett, Affiant, being duly sworn according to law, deposes and says that:

He is the Vice President of Operations of Median Energy PA, LLC;

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

That Median Energy PA, LLC, 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 Median Energy PA, LLC, 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 Median Energy PA, LLC, 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 Chapter 28 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.

**Appendix B (Continued)**

That Median Energy PA, LLC, 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.

That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the 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 3<sup>RD</sup> day of Oct., 2017.



\_\_\_\_\_  
Signature of official administering oath

My commission expires \_\_\_\_\_  
**MOSHE M GOTTESMAN**  
ID # 2423133  
NOTARY PUBLIC  
STATE OF NEW JERSEY  
My Commission Expires July 25, 2022

**Exhibit 1**

**Pennsylvania Certificate of Organization**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS  
401 NORTH STREET, ROOM 206  
P.O. BOX 8722  
HARRISBURG, PA 17105-8722  
[WWW.CORPORATIONS.PA.GOV](http://WWW.CORPORATIONS.PA.GOV)

Stevens & Lee PC \*\*\* COUNTER PICK-UP - DO NOT MAIL \*\*\*  
Counter Pickup  
PA

Median Energy PA LLC

THE BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS IS HAPPY  
TO SEND YOUR FILED DOCUMENT. THE BUREAU IS HERE TO SERVE YOU AND WE WOULD  
LIKE TO THANK YOU FOR DOING BUSINESS IN PENNSYLVANIA.

IF YOU HAVE ANY QUESTIONS PERTAINING TO THE BUREAU, PLEASE VISIT OUR  
WEBSITE AT [www.dos.pa.gov/BusinessCharities](http://www.dos.pa.gov/BusinessCharities) OR YOU MAY CONTACT US BY TELEPHONE AT  
(717)787-1057. INFORMATION REGARDING BUSINESS AND UCC FILINGS CAN BE FOUND ON  
OUR SEARCHABLE DATABASE AT [www.corporations.pa.gov/Search/CorpSearch](http://www.corporations.pa.gov/Search/CorpSearch).

ENTITY NUMBER : 6604516

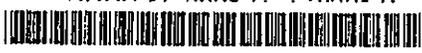
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OCT 11 2017

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Entity# : 6604516  
Date Filed : 09/12/2017  
Pedro A. Cortés  
Secretary of the Commonwealth

PENNSYLVANIA DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

<input type="checkbox"/> Return document by mail to:  Name _____ Address _____ City _____ State _____ Zip Code _____	<p>Certificate of Organization Domestic Limited Liability Company DOMESTIC LIMITED LIABILITY COMPANY  TCO170913JD0096</p>
<input checked="" type="checkbox"/> Return document by email to: <u>nmz@stevenslee.com</u>	

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$125       I qualify for a veteran/reservist-owned small business fee exemption (see instructions)

In compliance with the requirements of 15 Pa.C.S. § 8821 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company is: Median Energy PA LLC  
(designator is required, e.g., "company," "limited" or "limited liability company" or any abbreviation thereof)

2. Complete part (a) or (b) – not both:

(a) The address of this limited liability company's registered office in this Commonwealth is:  
(post office box alone is not acceptable)

Number and Street	City	State	Zip	County
-------------------	------	-------	-----	--------

(b) The name of this limited liability company's commercial registered office provider and county of venue is:

<u>c/o: Corporation Service Company</u>	<u>Dauphin</u>
Name of Commercial Registered Office Provider	County

3. The name of each organizer is (all organizers must sign on page 2):

Melissa Zeiders c/o Stevens & Lee 17 N. 2<sup>nd</sup> Street, 16<sup>th</sup> Floor, Harrisburg, PA 17101

4. Effective date of Certificate of Organization (check, and if appropriate complete, one of the following):

- The Certificate of Organization shall be effective upon filing in the Department of State.  
 The Certificate of Organization shall be effective on: \_\_\_\_\_ at \_\_\_\_\_  
Date (MM/DD/YYYY) Hour (if any)

DSCB:15-8821-2

**5. Restricted professional companies only.**

*Check the box if the limited liability company is organized to render a restricted professional service and check the type of restricted professional service(s).*

- The company is a restricted professional company organized to render the following restricted professional service(s):
- Chiropractic
  - Dentistry
  - Law
  - Medicine and surgery
  - Optometry
  - Osteopathic medicine and surgery
  - Pediatric medicine
  - Public accounting
  - Psychology
  - Veterinary medicine

**6. Benefit companies only.**

*Check the box immediately below if the limited liability company is organized as a benefit company:*

- This limited liability company shall have the purpose of creating general public benefit.

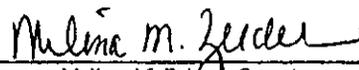
*Optional specific public benefit purpose. Check the box immediately below if the benefit company is organized to have one or more specific public benefits and supply the specific public benefit(s). See instructions for examples of specific public benefit.*

- This limited liability company shall have the purpose of creating the enumerated specific public benefit(s):
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

7. For additional provisions of the certificate, if any, attach 8½ x 11 sheet(s).

IN TESTIMONY WHEREOF, the organizer has executed this Certificate of Organization this

12 day of September, 2017.

  
Melissa M. Zeider, Organizer

**Exhibit 4**

**Company Profile and Summary of Technical Fitness**

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**Median Energy PA, LLC**  
**Summary of Technical and Managerial Fitness**

Median Energy PA, LLC is part of the Median Energy family of companies. Median Energy PA, LLC is a wholly owned subsidiary of Median Energy Corp., a retail energy supplier formed in 2016. Median Energy is currently licensed as a competitive electricity and natural gas supplier in New York, New Jersey and Ohio, where it serves approximately 15,000 residential and small commercial customers.

Median obtained approval from the New York Public Service Commission to operate as a supplier on June 27, 2016. Median Energy Corp became a member of PJM Interconnection, LLC on August 23, 2016, and obtained licensure as a Third Party Supplier by the New Jersey Board of Public Utilities on March 24, 2017. Median obtained certification from the Public Utilities Commission of Ohio as a Competitive Retail Energy Supplier on and as a Competitive Retail Natural Gas Supplier on February 25, 2017.

Attached hereto are copies of:

- The letter from the New York PSC approving Median Energy's NY energy supplier license
- Median Energy's New Jersey Electricity and Natural Gas Supplier Licenses issued by the New Jersey Board of Public Utilities
- Median Energy's Ohio Competitive Retail Energy Supplier and Competitive Retail Natural Gas Supplier Certificates

Median Energy has successfully completed the EDI certification processes and met the applicable utility creditworthiness requirements, and began serving load in the following utility service territories: Central Hudson, Con Edison, Jersey Central Power & Light, Keyspan Energy LI, Keyspan Energy NY, National Fuel Gas, Niagara Mohawk, NYSEG Orange & Rockland, PSE&G Electric, and PSE&G Gas.

Median Energy meets the appropriate technical qualifications necessary to successfully and properly do business in Pennsylvania as a supplier of electricity and natural gas. Median Energy is led by a team of experienced management professionals, and has retained the services of leading Energy Management EDI transaction firm to support the company's operations and expected growth.

Henry Bennett serves as Director of Operations of Median Energy and is primarily responsible for overseeing all of the company's operations, business development, and sales and marketing functions. A copy of Mr. Bennett's resume is attached hereto.

Median Energy has retained the services of leading energy procurement and EDI transaction firms to support the company's operations and expected growth. Median Energy has retained GP Energy Management to provide wholesale power procurement support and to assist Median Energy in supervising and managing short and long term scheduling requirements and supply obligations. GP Energy Management is an energy management and consulting company that assists Electricity and Gas Suppliers with load forecasting, scheduling, gas nominations and

portfolio management throughout the Northeast. GP Energy Management provides the following services to Median Energy:

- Usage Forecasting on a long and short term basis
- Day-ahead Bidding and Nominations
- Energy Trading
- Financial /Physical Hedging Execution
- Trading Control Services
- Compliance Reporting
- ISDA Negotiation
- Collateral Management
- Settlement Tracking

The use of specialized energy consultants is commonplace among Electricity and Gas Suppliers, and GP Energy Management provides its energy consulting services to a variety of customers and licensed electricity and natural gas suppliers in Pennsylvania and the rest of the U.S. GP Energy Management will provide guidance and support to Median, but all procurement decisions and executions will be made solely by Median.

GP Energy Management's founder and chief executive officer, Gabriel Phillips, has over ten years' experience working with energy procurement and management, including as a load scheduler and buying and selling electric energy in wholesale markets. He has worked extensively with both retail electricity and natural gas suppliers in numerous jurisdictions including New York, New Jersey, Massachusetts, Connecticut, Pennsylvania, Ohio, and Illinois. He advises his clients on all elements of regulatory compliance, including electric system operations and buying selling energy, renewable energy credits, and associated products in wholesale markets. Prior to founding GP Energy Management, Mr. Phillips was an energy trader with Sempra Energy. Mr. Phillips is an engineering graduate of Johns Hopkins University. Mr. Phillips' Resume is attached hereto.

GP Energy Management's Managing Director for Risk Management and Operations is, Jonathan Spivak, who has over six years' experience advising competitive electricity and natural gas suppliers on energy procurement and risk management. In his current capacity his focus is on working with alternative retail electric suppliers in the New England, New York and PJM markets. Mr. Spivak's Resume is attached hereto.

GP Energy Management's Managing Director of Renewables & Environmental Services is Alex Baldassano who has over six years experience in analyzing and procuring wholesale power, managing environmental credit products, and analyzing Renewable Portfolio Standard market fundamentals. Mr. Baldassano's Resume is attached hereto.

Median Energy utilizes EC Infosystems to handle its EDI Transaction Management, to coordinate billing and accounts receivable functions with the various utilities that deliver Median Energy's electricity and natural gas.

### **Supplier Funding Method**

Median finances its operations with cash flow from operations and working capital

### **Services and Customer Classes**

Median Energy will be marketing its services primarily to residential and small commercial customers, although it expects to eventually serve all customer classes. Median will utilize various sales channels for its services, including in-person and telephone sales. Median expects to offer variable price electricity and natural gas services initially, and eventually expects to offer other varieties of products, including fixed rate products and products with renewable energy components.

**Henry Bennett**  
**Median Energy Corp.**

(845) 825 -2900

hbennett@medianenergy.com

**Professional Experience:**

**Director of Operations, Alpha Gas and Electric, LLC.,** Pomona, NY July 2012 –March 2016

*A retail gas and electric supplier serving customers in the Tri-State area.*

- Developed and maintained electric and gas pricing models for all customers
- Headed data analytics/reporting on a daily basis to enhance sales and to project growth
- Managed all aspects of maintaining billing and EDI system
- Co-managed Sales staff based in Tampa, FL
- Point of contact for Regulatory and Compliance on utility, State, and Federal level

**Director of Purchasing, Apex Healthcare Partners, LLC.,** Monsey, NY February 2011 – June 2012

*A Nursing Home management company based in Monsey, New York that manages financial and purchasing operations for nursing home facilities nationwide.*

- Managed purchasing of all goods and services for 80 facilities nationwide
- Negotiated contracts with buying groups on behalf of facilities
- Served as a liaison between Apex and facilities
- Oversaw the IT system/ facility ordering platform
- Implemented procedures that resulted in maximum reimbursement from Payer Sources

**Purchasing Agent, Apex Healthcare Partners, L.L.C, Monsey, NY** June 2010 –February 2011

*A Nursing Home management company based in Monsey, New York that manages financial and purchasing operations for nursing home facilities nationwide.*

- Served as an assistant to the Director of Purchasing
- Oversaw the dietary purchasing/ ordering logistics for over 30 facilities
- Reconciled vendor invoices and statements with facility orders
- Serves as an advisor to Accounts Payable/ Financial Statement teams

**Regional Sales Agent, L. Epstein Hardware Co.**

March 2009 – May 2010

*A retail hardware, plumbing, electrical, and maintenance/janitorial store located in Orange, New Jersey that specializes in servicing the needs of real estate management companies in the tri-state area.*

- Oversaw multiple accounts for upper -tier property management groups in NY and NJ
- Responsible for product procurement for HUD accounts and government housing
- Assisted in accounts payable/receivable
- Daily involvement in retail sales

**Education:**

**Touro College, New York, NY**

2006-2009

- Bachelor of Science in **Marketing/Management**
- **Psychology Minor**
- G.P.A.: **3.6**
- Dean's List; Recipient of Touro College Academic Scholarship
- Presidential Scholarship Award
- Graduated Cum Laude

# Joshua M. Hans

Suffern, NY

Mobile: (347) 455-1750

[Josh.Hans@gmail.com](mailto:Josh.Hans@gmail.com)

---

## PROFESSIONAL EXPERIENCE

### **Median Energy, Mahwah NJ**

#### *Chief Executive Officer, 2017- present*

- Overseeing all operations and business activities to ensure they produce the desired results and are consistent with the overall strategy and mission
- Developing high quality business strategies and plans ensuring their alignment with short-term and long-term objectives
- Leading and motivating team members to develop a high performing managerial team

### **Centers Health Care, Bronx NY**

#### *Director of Talent Acquisition/ Risk Management: 2015- 2107*

- Overseeing the Talent Acquisition team for Centers Health Care. Responsible for recruitment and growth of talent pipeline for Centers Health Care.
- Worked with Risk Management and Corporate Counsel to oversee Liability and Workman's Compensation claims and programs companywide

### **SeniorCare Emergency Medical Services, Bronx, NY**

#### *Director of Administration: 2006 - 2015*

- Overall responsibility for the efficient and profitable operation of the transportation divisions totaling over 700 employees operating over 100 vehicles throughout the five boroughs of New York City, Nassau, Suffolk and Westchester Counties.
- Successfully increased call volume each year through the development of a strong sales initiative. Implemented strategies to improve Customer relations. Responsible to oversee all activities of seven people Customer Relations Team. Developed new business strategy for future growth
- Direct all aspects of the Human Resources function regarding employment, compensation and employee relations for the company amounting to over 800 employees.
- Represented the company to all governmental and regulatory agencies and maintained compliance with all regulations. Oversees company's compliance program as Chief Compliance Officer.
- Drafted and implemented an employee procedural manual and employee handbook. Responsible to update and review annually.
- Recruited and hired all managerial staff to assist in daily operation of the company and delegated appropriate responsibilities.
- Directly responsible for ongoing recruitment of company personnel. Oversees interviews, orientation and all training of employees.
- Oversees Payroll and Benefits staff. Responsible to monitor budgets for several departments to ensure appropriate use of resources.
- Responsible to maintain company website and oversee internal marketing campaign.

# Joshua M. Hans

Suffern, NY

Mobile: (347) 455-1750

[Josh.Hans@gmail.com](mailto:Josh.Hans@gmail.com)

- Helped create and deliver Human Resource and Hiring presentations on behalf of the company at American Ambulance Association National Conventions and was a speaker at those conventions.
- Critical Care Paramedic performing Emergency and Non Emergency Transports. Received additional training and experience with Ventilators, IV Pumps, Balloon Pumps, Isolette Transports, Chest Tube Management, and Burn Care.

**Maimonides Medical Center**, Brooklyn, NY

***Paramedic: 2008- Current***

- Working as Per Diem Paramedic in the NYC 911 system. Responding to emergency calls as required. Working on the Transport Truck. Responsible for Critical Care Transports requiring the working knowledge of Ventilators, Balloon Pumps, Isolette, IV Pumps.

**NYC REMSCO**

***Member: 2012- Current***

- Appointed as representative for United New York Ambulance Network (UNYAN) to the New York City Regional Emergency Medical Council
- Currently serves as a member of the Ambulance Committee and on several TAG groups

**Federal Disaster Medical Assistance Team (DMAT NY4)**

***Paramedic: 2009- Current***

- Joined the NY4 DMAT as a Paramedic. Available to be deployed as a team member during Federally declared disasters worldwide. Deployed with DMAT NY-4 for SOTUA 2015.

## **EDUCATION and CERTIFICATIONS**

Touro College- New York Bachelor of Science -- Business Management.  
Certified Medical Transport Executive- AAMS  
National Registry Paramedic  
New York State Certified Paramedic  
Critical Care Paramedic- University Medical Center of Baltimore County  
AHA Certified CPR, ACLS, PALS Instructor

## **VOLUNTEER EXPERIENCE**

- Volunteer Paramedic with Chevra Hatzolah since 2001
- Volunteer Paramedic for Camp Simcha Special. Helps with campers who have variety of special medical conditions that require constant care and oversight from a medical team. Joined in 2011.

**References are available upon request**

**GABRIEL PHILLIPS**

[gabe@gprenew.com](mailto:gabe@gprenew.com)

212-255-8050 office

Recent Experience

**GP Energy Management, LLC**

*Founder & Chief Executive Officer*

**New York NY**

*Jan 2010-Present*

- Managed the daily forecasting, bidding, and scheduling for over 20 ARES with over 500 MW load portfolios in NYISO, ISO-NE, and PJM.
- Created and executed financial hedging strategies for ARES customers with a variety of counterparties
- Procured RECs to satisfy ARES customer RPS needs

**Sempra Energy Trading**

**Stamford CT**

*Term Power Trader/Assistant Trader*

*Sep 2007– May 2010*

- Traded a portfolio of short and long term financial and physical power and natural gas positions spanning four ISOs - NYISO, ISO-NE, PJM, and Ontario IMO.
- Priced deals to service customer flow business with an average duration of less than 2 years.
- Managed basis risk to 75 different locations using over-the-counter basis markets and Financial Transmission rights (FTR) markets to hedge exposure.
- Utilized the virtual market to diversify risk between the day ahead and real time as well as take incremental risk.
- Managed financial tolling deals for two NY power plants totaling 600 MW modeled as options
- Utilized the virtual market to diversify risk between the day ahead and real time as well as take incremental risk.
- Built various stack and transmission models for day ahead and term trading

*Real Time Power Trader*

*Sep 2006-Sep 2007*

- Traded day-ahead and hour-ahead financial and physical power in the WECC region
- Built and capitalized on customer relationships in taking advantage of arbitrage and spread opportunities.
- Took day-ahead transmission positions to be utilized in real time.
- Gained proficiency in creating NERC required tags to represent the flow of energy in real time.

*Day-Ahead Power Scheduler*

*July 2006-Sep 2006*

- Coordinated the flow of long term and day-ahead physical power transactions for the West Coast Power Provided the desk with market intelligence
- Learned to make NREC required tags to represent the flow of energy from generator to sink anywhere in the WECC region.

*Collateral Analyst*

*Dec 2005-Jul 2006*

- Processed and executed all collateral requests made by and on Sempra Energy Trading Corp, Sempra Energy Europe Ltd and Sempra Oil Trading Sarl, covering all counter parties worldwide.
- Managed basic liquidity needs by coordinating with CCO and Treasury department in the deployment of cash collateral and letters of credit.
- Reconciled the value of all types of transactions in all of SET's portfolios against the counter parties for the purpose of increasing the coverage of our credit exposure during a margin call dispute resolution. This process must be accomplished in a timely fashion without divulging sensitive information.

*Business Analyst*

*Sep 2005-Dec 2005*

- Translated elements of the trading business from settlements and trade entry to P&L calculation

Education

Johns Hopkins University, School of Engineering

*Bachelor of Science, Engineering Mechanics*

**Baltimore, MD**

**2005**

**JONATHAN SPIVAK**

[jon@gprenew.com](mailto:jon@gprenew.com)  
212-255-8050 office

**Recent Experience**

**GP Energy Management, LLC**  
*Managing Director, Risk Management & Operations*

**New York NY**  
*Apr 2011-Present*

- Structure and negotiate unique power hedging transactions for clientele.
- Daily load forecasting, bidding and scheduling for over 20 competitive retail electric suppliers in PJM, ISO-NE, and NYISO with over 3,000 MWh of average hourly load and spanning over ten states, with a combined customer book of ~1,000,000 residential and commercial customers.
- Forecast and maintain physical and financial power hedges in the forward market.
- Create daily, weekly, and monthly settlements reports in order to analyze costs to minimize risks.

**RBS Sempra Commodities**

**New York NY**

*Financial Risk Analyst*

*Nov 2009-Apr 2011*

- Maintained firm-wide official profit and loss, generating integral and time-sensitive company reports pivotal to all of risk management
- Prepare and maintain excel based reports using various data sources such as pricing, P&L, positions, VaR, stress etc. under rapidly changing requirements
- Verified and corrected in-house trades within various trading platforms, implemented process to verify and track explanations on trades generating substantial revenue, submitted external price reporting of physical basis and fixed natural gas trading activities on regular schedules
- Provide daily profit and loss explanations for physical and financial natural gas revenue

*Margin/Credit Analyst*

*Aug 2008-Nov 2009*

- Responsible for all margin activities including daily calls to over fifty counterparties, confirm settlements, and manage letter of credit activities.
- Primary contact for dispute resolution including exposure, interest rate and contract discrepancies
- Identify forward pricing issues via Excel pivot table analyses
- Generate ideas to improve the efficiency and accuracy of the Credit Management System
- Communicate daily cash flow and letter of credit movements through intraday reports.

**Education**

**Bucknell University**  
*Bachelor of Arts, Major in Economics & Minor in Political Science*

**Lewisburg PA**  
*2005*

Dean's List

**ALEXANDRE BALDASSANO**

[alex@gprenew.com](mailto:alex@gprenew.com)

## ALEXANDRE BALDASSANO

[alex@gprenew.com](mailto:alex@gprenew.com)  
212-255-8050 office

### EXPERIENCE

GP Renewables & Trading, LLC  
*Managing Director, Renewables & Environmental Services*

New York NY  
Nov 2010-Present

- Analyze federal and regional renewable energy and environmental policy
- Create and market compliance and voluntary environmental credit products
- Expand renewable generation project pipeline
- Analyze state Renewable Portfolio Standard market fundamentals
- Develop spot and futures environmental credit trading strategies for managed accounts and proprietary portfolios

Natsource Asset Management LLC

New York NY

#### *Contract Manager*

Oct 2009-Oct 2010

- Manage all worldwide institutional relationships for \$500mm carbon commodity fund
- Compose monthly and quarterly investor reports for all hedge funds, managed accounts, and commodity funds
- Supervise ongoing contractual commitments between institutional investors, investment manager, and underlying investment

#### *Operations, Sales, and Risk Associate*

Apr 2008-Oct 2009

- Determined end of month beta exposures and asset allocation breakdowns for all portfolios
- Acted as a liaison between existing and potential investors, and the Director of Marketing and Sales
- Researched and grew marketing distribution channels for the Director of Marketing and Sales
- Analyzed and communicated daily carbon and FX beta exposure for largest fund directly to Senior Management
- Identified and rectified daily trade and cash reconciliations while acting as liaison between the trading desk and prime brokerage

### Education

Fordham University Graduate School of Business  
*Master of Business Administration, Finance & Marketing concentration*

New York NY  
2013

Haverford College  
*Bachelor of Arts, Economics*

Haverford PA  
2003

Temple University  
*General Coursework*

Rome, Italy  
Aug 2001-Dec 2001



**Department of  
Public Service**

**Public Service Commission**  
**Audrey Zibelman**  
Chair

**Patricia L. Acampora**  
**Gregg C. Sayre**  
**Diane X. Burman**  
Commissioners

**Kimberly A. Harriman**  
General Counsel  
**Kathleen H. Burgess**  
Secretary

Three Empire State Plaza, Albany, NY 12223-1350  
www.dps.ny.gov

June 27, 2016

Mr. Henry Bennett  
Director of Operations  
Median Energy Corp.  
1 Lethbridge Plaza, Suite 4/4A  
Mahwah, NJ 07430

Re: Median Energy Corp. MEDI

Dear Mr. Bennett:

Thank you for submitting your Retail Access Application Package to become an Energy Services Company (Median Energy Corp.) serving residential and nonresidential gas and electric customers in New York State. This letter is to inform you that documentation submitted in your application package has been reviewed by Staff and established to be in compliance with the New York State Public Service Commission's ESCO eligibility requirements that are implemented by codes and regulations found in the Uniform Business Practices (UBP), the Home Energy Fair Practices Act (HEFPA) and other applicable regulations.

I am also pleased to notify you that your company has successfully met the Commission's electronic data interchange (EDI) phase I certification requirements for all core bill ready, and utility rate ready transactions effective June 27, 2016. All requirements for this initial state of your eligibility determination has been satisfied.

Please be advised that you may now continue with the utility approval state of the eligibility process by contacting those companies in whose service territories you intend to participate. The utility stage normally consists of a creditworthiness determination, completion of EDI Phase III Testing and the execution of any operating or billing service agreements. Each utility's eligibility requirements pertain to only their retail access programs.

Once you have satisfactorily completed the utility eligibility stage, Staff will be notified by the utility of your success. Please notify Staff of the actual production date in the utility

service territories you intend to enroll customers. At that point Staff will confirm your final eligibility requirements have been satisfied.

Before you begin marketing to, and enrolling residential customers, you must post rates to the New York Power to Choose website: <http://www.newyorkpowertochoose.com>. The UBP Section 2.D.4.d. requires that all ESCOs actively marketing to residential customers post offers with the Department on a monthly basis. Please visit the following link to register for an ESCO rates filer account: <http://www.dps.ny.gov/e-file/registration.html>. We will only post your company's contact information on our website once you have completed the eligibility process and are ready to begin enrolling customers.

Be advised, that to maintain your ESCO eligibility, you must notify Staff of any 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 (UBP Section 2.D.4). Also, if you decide to withdrawal your eligibility, an official letter should be sent to the Department.

In addition, please fully review the UBP Section 2, Eligibility Requirements. ESCOs are required to provide a list of entities, including contractors and sub-contractors, that will market to customers on behalf of the ESCO (UBP Section 2.B.1.n.). ESCOs are required to submit by January 31 of each year a statement that the information and attachments filed in its Retail Access Application Form are current; or provide the revisions to the application to Staff (UBP Section 2.D.1.a. and 2.D.1.b.). ESCOs shall file with the Secretary historic pricing data for residential customers served (UBP Section 2.D.3). **Every eligible ESCO must comply with all rules and regulations with the UBP.** The UBP can be viewed on our website at the following link:  
<http://www3.dps.ny.gov/W/PSCWeb.nsf/All/8DD2B96E91D7447E85257687006F3922?OpenDocument>.

Please do not hesitate to contact me at (518) 474-6086 or [MaureenNati@dps.ny.gov](mailto:MaureenNati@dps.ny.gov) if you have any further questions or concerns.

Sincerely,



Maureen Nati  
Office of Consumer Services



Chris Christie  
Governor

Kim Guadagno  
Lt. Governor

**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314  
Post Office Box 350  
Trenton, New Jersey 08625-0350  
[www.nj.gov/bpu/](http://www.nj.gov/bpu/)

Irene Kim Asbury  
Secretary of the Board  
(609) 292-1599

March 24, 2017

Henry Bennett  
Director of Operations  
Median Energy Corp.  
1 Lethbridge Plaza, Suite 2  
Mahwah, NJ 07430

Re: **Electric Power and Natural Gas Supplier Initial Licenses**  
Dkt. Nos. EE17010061L & GE17010062L

Dear Mr. Bennett:

In accordance with the Electric Discount and Energy Competition Act of 1999, N.J.S.A. 48:3-49 et seq., at its March 24, 2017 Agenda meeting, the New Jersey Board of Public Utilities voted to issue **Licenses** as an Electric Power and Natural Gas Supplier to Median Energy Corp. The company's license numbers are ESL-0199 and GSL-0126.

The enclosed licenses are effective March 24, 2017 and expire on March 23, 2018. These licenses and the rights thereunder are **Non-Transferable**.

***This letter is not an endorsement of, nor is it intended for use in, the marketing promotions of the registrant. Registrants shall comply with all applicable law, including the Electric Discount and Energy Competition Act, which prohibits the unauthorized change of a customer's energy provider and other fraudulent and illegal marketing activities.***

If you have any questions, please contact Valencia Hunt at (609) 292-0637.

Sincerely,

A handwritten signature in black ink that reads "Irene Kim Asbury".

Irene Kim Asbury  
Secretary of the Board

IKA/vch  
Encl.(s)



Chris Christie  
Governor

Kim Guadagno  
Lt. Governor

**STATE OF NEW JERSEY**  
**Board of Public Utilities**  
44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314  
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Irene Kim Asbury  
Secretary of the Board

IKA/vch  
Encl.(s)

# State of New Jersey



## Board of Public Utilities

44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314, P.O. Box 350, Trenton, New Jersey 08625-0350

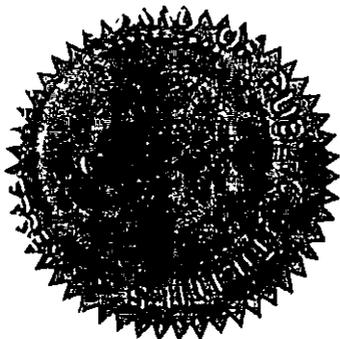
### HEREBY LICENSES

#### **Median Energy Corp.**

1 Lethbridge Plaza, Suite 4/4A  
Mahwah, New Jersey 07430

To conduct business in the State of New Jersey as a

#### **Natural Gas Supplier**



*Irene Kim Asbury*  
Irene Kim Asbury  
Secretary of the Board

License No.           GSL-0126  
Effective Date:    March 24, 2017  
Expiration Date:   March 23, 2018

# State of New Jersey



## Board of Public Utilities

44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314, P.O. Box 350, Trenton, New Jersey 08625-0350

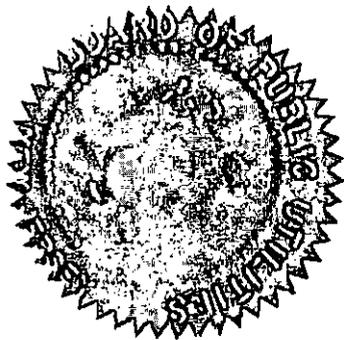
### HEREBY LICENSES

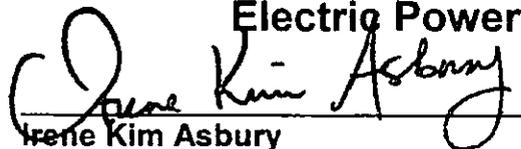
#### **Median Energy Corp.**

1 Lethbridge Plaza, Suite 4/4A  
Mahwah, New Jersey 07430

To conduct business in the State of New Jersey as an

#### **Electric Power Supplier**



  
Irene Kim Asbury  
Secretary of the Board

License No. ESL-0199  
Effective Date: March 24, 2017  
Expiration Date: March 23, 2018

# State of New Jersey



## Board of Public Utilities

44 South Clinton Avenue, 3<sup>rd</sup> Floor, Suite 314, P.O. Box 350, Trenton, New Jersey 08625-0350

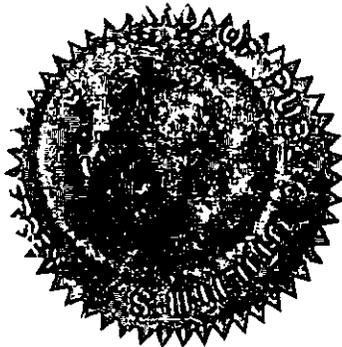
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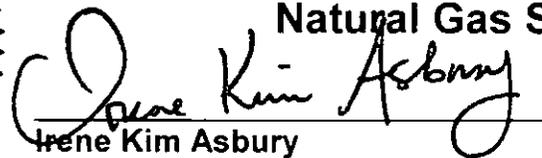
#### **Median Energy Corp.**

1 Lethbridge Plaza, Suite 4/4A  
Mahwah, New Jersey 07430

To conduct business in the State of New Jersey as a

#### **Natural Gas Supplier**



  
Irene Kim Asbury  
Secretary of the Board

License No.           GSL-0126  
Effective Date:       March 24, 2017  
Expiration Date:      March 23, 2018



**Public Utilities  
Commission**

John Kasich, Governor  
Asim Z. Haque, Chairman

Commissioners  
Lynn Slaby  
M. Beth Trombold  
Thomas W. Johnson

**PUBLIC UTILITIES COMMISSION OF OHIO**

*Certified as a Competitive Retail Electric Service Provider*

Certificate Number:

**17-1188E (1)**

Issued Pursuant to Case Number(s):

**17-0232-EL-CRS**

A certificate as a Competitive Retail Electric Service Provider is hereby granted to, **Median Energy Corp** whose office or principal place of business is located at **1 Lethbridge Plaza, Suite 2, Mahwah, NJ 07430** to provide **power marketer** services within the State of Ohio effective **February 25, 2017**.

The certification of competitive retail electric suppliers is governed by Section 4901:1-24-(01-13) of the Ohio Administrative Code, Section 4901:1-21-(01-15) of the Ohio Administrative Code, and Section 4928.08 of the Ohio Revised Code.

This Certificate is revocable if all of the conditions set forth in the aforementioned case(s) are not met.

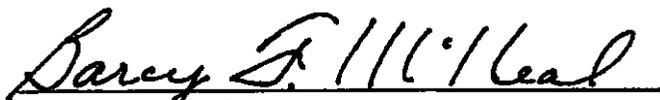
Subject to all rules and regulations of the Commission, now existing or hereafter promulgated.

Witness the seal of the Commission affixed at Columbus, Ohio.

Dated: **February 27, 2017**

By Order of

PUBLIC UTILITIES COMMISSION OF OHIO



Barcy F. McNeal, Secretary  
Tanowa M. Troupe, Acting Secretary  
Felecia D. Burdett, Acting Secretary

Certificate Expires: **February 25, 2019**

# The Public Utilities Commission of Ohio

## Ohio Competitive Retail Natural Gas Marketer Certificate

Issued pursuant to Case Number(s):  
**17-0233-GA-CRS**

is  
Ohio Competitive Retail Natural Gas Aggregator/Broker Certificate Number:  
**17-587G(1)**

Granted to:  
**Median Energy Corp**

Whose office or principal place of business is located at:  
**1 Lethbridge Plaza, Suite 4/4A, Mahwah, NJ 07430**

And is hereby certified to provide:  
**Retail Natural Gas Marketer Services**  
within the state of Ohio, for a two-year period.

Certification Effective:  
**February 25, 2017 through February 25, 2019**

The certification of Ohio competitive retail natural gas marketers is governed by Chapter 4901:1-27 of the Ohio Administrative Code and section 4929.20 of the Ohio Revised Code.

This Certificate is revocable if all of the conditions set forth in the aforementioned case(s) as well as those under law, are not met.

Certified entity is subject to all rules and regulations of the commission, now existing or hereafter promulgated.

Witness the seal of the Commission affixed at Columbus, Ohio  
Dated: **February 27, 2017**

By Order of  
The Public Utilities Commission of Ohio



Barcy F. McNeal, Secretary  
Tanowa M. Troupe, Acting Secretary  
Flecia D. Burdett, Acting Secretary



**Exhibit 6**

**Disclosure Statement and Contract Summary**

**RECEIVED**

OCT 11 2017

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

1 Lethbridge Plaza, Suite 4/4A  
 Mahwah, NJ 07430  
 Telephone: 1-888-316-5443  
 www.medianenergy.com



**PENNSYLVANIA ELECTRICITY SUPPLY  
 VARIABLE PRICE CONTRACT SUMMARY**

Electric Generation Supplier Information	<p><b>Median Energy PA, LLC, 1 Lethbridge Plaza, Suite 4/4A, Mahwah, NJ 07430</b>  <b>Telephone: 1-888-316-5443 Fax: 888-225-0195 www.medianenergy.com</b></p> <p>You have chosen Median Energy as your electric generation supplier. Median Energy is not affiliated with your electric distribution company ("EDC"). Median Energy is responsible for the electricity generation charges on your bills. These charges will appear on your EDC bills separate and apart from your EDC's distribution charges for delivering your electricity.</p>																										
Price Structure	<p><b>Variable Price.</b> The price you are charged for electricity will vary from month to month and will reflect the cost of electricity obtained from the PJM Interconnection (including energy, capacity, settlement, ancillaries), related transmission and distribution charges and other market-related factors, plus all applicable taxes, fees, charges or other assessments and Company's costs, expenses and margins. There is no cap on your variable price, and there is no limit on how much the price may change from one billing cycle to the next. You will receive notice of variable price changes when you receive the bill with that price.</p>																										
Electricity Generation Supply Price	<p>Your electric supply price for your first billing cycle with Median Energy is { }¢/kWh. Thereafter, your price will vary month-to-month based on the factors described above.</p>																										
Statement Regarding Savings	<p>Median Energy's electricity price may be higher or lower than the EDC's price in any given month, and there is no guarantee of savings.</p>																										
Contract Start Date	<p>Median Energy will begin furnishing electricity supply service on a date set by the EDC.</p>																										
Deposit requirements	<p>None</p>																										
Incentives/Promotions	<p></p>																										
Contract Term	<p>The Initial Term of this agreement will be 12 billing cycles, beginning on the first available date that your account is successfully enrolled with your EDC.</p>																										
Cancellation / Early Termination Fees	<p>None</p>																										
Renewal Terms	<p>Unless otherwise agreed to, upon completion of the Initial Term, this Agreement will renew on a month-to-month basis with a monthly variable rate methodology with no change to the remaining terms. You will receive two separate written notifications that precede the expiration date. These notifications will explain your options going forward.</p>																										
Electric Distribution Company (Default Service Provider) Information	<p>The EDC is responsible for distribution charges. Your EDC will continue to deliver your electricity and charges you for distribution. In case of emergency, outage, or other service issues, please contact your EDC directly:</p> <table border="0"> <tr> <td>Citizen Electric</td> <td>570-524-2231</td> <td>Duquesne Light Co.</td> <td>888-393-7000</td> </tr> <tr> <td>Metropolitan Edison</td> <td>888-544-4877</td> <td>West Penn Power</td> <td>888-544-4877</td> </tr> <tr> <td>Penelec</td> <td>888-544-4877</td> <td>Penn Power</td> <td>888-544-4877</td> </tr> <tr> <td>Pike County Light</td> <td>877-434-4100</td> <td>PPL Electric</td> <td>800-342-5775</td> </tr> <tr> <td>UGI</td> <td>800-276-2722</td> <td>Wellsboro Electric</td> <td>570-724-3516</td> </tr> <tr> <td>PECO Energy</td> <td>800-841-4141</td> <td></td> <td></td> </tr> </table>			Citizen Electric	570-524-2231	Duquesne Light Co.	888-393-7000	Metropolitan Edison	888-544-4877	West Penn Power	888-544-4877	Penelec	888-544-4877	Penn Power	888-544-4877	Pike County Light	877-434-4100	PPL Electric	800-342-5775	UGI	800-276-2722	Wellsboro Electric	570-724-3516	PECO Energy	800-841-4141		
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1 Lethbridge Plaza, Suite 4/4A

Mahwah, NJ 07430

Telephone: 1-888-316-5443

www.medianenergy.com



**PENNSYLVANIA NATURAL GAS SUPPLY  
VARIABLE PRICE CONTRACT SUMMARY**

Natural Gas Supplier Information	<b>Median Energy PA, LLC 1 Lethbridge Plaza, Suite 4/4A, Mahwah, NJ 07430</b> <b>Telephone: 1-888-316-5443 Fax: 888-225-0195 www.medianenergy.com</b> You have chosen Median Energy as your natural gas supplier. Median Energy is not affiliated with your natural gas distribution company ("NGDC"). Median Energy is responsible for the natural gas supply charges on your bills. These charges will appear on your NGDC bills separate and apart from your NGDC's distribution charges for delivering your natural gas.
Price Structure	<b>Variable Price.</b> The price you will be charged for natural will vary from month to month and be based on the wholesale cost of natural gas from the NYMEX exchange (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 Company's costs, expenses and margins. Our price does not include Distribution Utility service and other Utility-related charges, which are separate amounts that you must pay to the NGDC. There is no cap on your variable price, and there is no limit on how much the price may change from one billing cycle to the next. You will receive notice of variable price changes when you receive the bill with that price.
Natural Gas Supply Price	Your natural gas supply price for your first billing cycle with Median Energy is{ }¢/Ccf. Thereafter, your price will vary month-to-month based on the factors described above.
Statement Regarding Savings	Median Energy's natural gas supply price may be higher or lower than the NGDC's price in any given month, and there is no guarantee of savings.
Contract Start Date	Median Energy will begin furnishing natural gas supply service on a date set by the NGDC.
Deposit requirements	None
Incentives/Promotions	
Contract Term	The Initial Term of this agreement will be 12 months, beginning on the first available date that your account is successfully enrolled with your NGDC.
Cancellation / Early Termination Fees	None
Renewal Terms	Unless otherwise agreed to, upon completion of the Initial Term, this Agreement will renew on a month-to-month basis with a monthly variable rate methodology with no change to the remaining terms. You will receive two separate written notifications that precede the expiration date. These notifications will explain your options going forward.

margins. Your price includes estimated total state taxes, but excludes Pennsylvania sales tax, if applicable. Our price does not include Distribution Utility service and other Utility-related charges, which are separate amounts that you must pay to the NGDC. There is no limit on the amount that your price can decrease or increase from month to month. Your MEDIAN ENERGY natural gas price may be higher or lower than the NGDC's price in any particular month, and there is no maximum price. Customers can call MEDIAN ENERGY at 1-888-316-5443 or visit our website at [www.Medianenergy.com](http://www.Medianenergy.com) for current variable pricing and the previous 24 months' average billed historical prices (or as many months of data as is available to date, up to 24 months). *Please note that historical prices are not indicative of present or future pricing.*

**5. Starting Price** – The starting price for electricity generation supply for customers starting on or about {month} is { } per kWh. This price will apply to your first month of service from MEDIAN ENERGY. The starting price for natural gas supply for customers starting on or about {month} is { } per therm. This price will apply to your first month of service from MEDIAN ENERGY.

**6. Billing and Payment** - Customer will receive a single bill from the EDC which will include both the EDC's distribution charges and MEDIAN ENERGY's charges for electricity supply. Customer will receive a single bill from the NGDC which will include both the NGDC's distribution charges and MEDIAN ENERGY's charges for natural gas supply.

**7. Delivery Point, Title, and Taxes** – All electricity sold pursuant to this Agreement shall be delivered to a location ("Point of Delivery"), which shall constitute the point at which the sale occurs and title to the energy passes to you from us. All natural gas sold pursuant to this Agreement shall be delivered to a location ("Point of Delivery"), which shall constitute the point at which the sale occurs and title to the energy passes to you from us. Customer will be liable for and pay all taxes or surcharges which are imposed with respect to the sale of electricity and natural gas. If Customer is exempt from such taxes, Customer is responsible for identifying and requesting any exemption from the collection of the taxes by filing appropriate documentation with MEDIAN ENERGY.

**8. Cancellation**- Customer may terminate this agreement at any time by contacting the MEDIAN ENERGY Customer Service Department at 1-888-316-5443 between 8:30 a.m. – 6 p.m. ET Monday–Friday (Hours subject to change); by writing to us at: MEDIAN ENERGY, 1 Lethbridge Plaza, Suite 4/4A, Mahwah, NJ 07430; or by e-mail us at [all@Medianenergy.com](mailto:all@Medianenergy.com). MEDIAN ENERGY may cancel this agreement at any time upon providing written notice to Customer. Common reasons for MEDIAN ENERGY to cancel this agreement would include: **Non-Payment** – If your electricity or natural gas service is terminated by your EDC or NGDC, then this agreement is cancelled on the date that your service is terminated. You will owe us for amounts unpaid for our charges for electricity or natural gas supply up to the date of termination. **Customer Move** – If the customer moves from the address listed above, this agreement is cancelled. If we cancel this agreement for any reason other than for customer non-payment, we will

follow applicable rules in providing notice to you.

**9. Entire Agreement** - This Agreement, including the Contract Summary, makes up the entire Agreement between Customer and MEDIAN ENERGY. MEDIAN ENERGY makes no representations other than those expressly set forth in this Agreement. MEDIAN ENERGY provides and Customer receives no warranties, express or implied, statutory, or otherwise and MEDIAN ENERGY specifically disclaims any warranty of merchantability or fitness for a particular purpose.

**10. Force Majeure** - In the event that either party is rendered unable, wholly or in part, to perform that party's obligations under this Agreement due to events not reasonably anticipated or within either party's control, such as, but not limited to, acts of God, curtailment by Customer's EDC or NGDC, etc., the Parties agree that such non-performance shall be excused for the duration of the event which caused it. Should the parties have cause to claim force majeure, the claiming party will notify the other party, in writing, of the cause(s) of such event, the anticipated duration of non-performance and the remedies being taken to eliminate the cause. Financial obligations relating to payment for or delivery of electricity or natural gas under this Agreement cannot be cause for claiming force majeure and obligations cannot be excused as a result of a force majeure event.

**11. Liability** - Our liability shall be limited to direct actual damages only, which will not exceed the amount of your single largest monthly invoice during the preceding 12 months. All other remedies at law or in equity are hereby waived. In no event shall we be liable for any punitive, incidental, consequential, exemplary, indirect, third-party claims, lost profits or other damages whether based on contract, warranty, tort, negligence, strict liability or otherwise any cause of action or claim for any liability, arising from a breach of this Agreement.

**12. Dispute Resolution** - In the event of a billing dispute or a disagreement involving MEDIAN ENERGY's service hereunder, the parties will use their best efforts to resolve the dispute. Customer should contact MEDIAN ENERGY by telephone or in writing as provided below. If you are not satisfied after discussing your concerns with us you may contact the Public Utility Commission (PUC) by phone at: 1-800-692-7380 or in writing at PO Box 3265, Harrisburg, PA 17105-3265.

**13. Assignment** - You may not assign this Agreement, in whole or in part, or any of your rights or obligations without MEDIAN ENERGY's prior written consent. We may, upon thirty days prior notice and without your consent: (a) transfer, sell, pledge, encumber or assign this Agreement or the accounts, revenues or proceeds in connection with any financial or billing services agreement; or (b) transfer or assign this Agreement any other approved supplier authorized by the PUC. This Agreement shall be binding on each party's successors and legal assigns.

**14. Governing Law** - This Agreement is governed by the laws of the state of Pennsylvania. This Agreement is subject to present and future legislation, orders, rules, regulations or decisions of a duly constituted governmental authority having jurisdiction over this agreement or the services to be provided hereunder. If at

some future date there is a change in any law, rule, regulation or tariff whereby MEDIAN ENERGY is prevented, prohibited or frustrated from carrying out the terms of the Agreement, at its sole discretion MEDIAN ENERGY shall have the right to cancel this Agreement.

**15. WAIVER OF JURY TRIAL.** ALL CLAIMS AND DISPUTES ARISING UNDER OR RELATING TO THIS AGREEMENT ARE TO BE SETTLED BY BINDING ARBITRATION IN THE STATE OF PENNSYLVANIA OR ANOTHER LOCATION MUTUALLY AGREEABLE TO THE PARTIES. THE ARBITRATION SHALL BE CONDUCTED ON A CONFIDENTIAL BASIS PURSUANT TO THE COMMERCIAL ARBITRATION RULES OF THE AMERICAN ARBITRATION ASSOCIATION. ANY DECISION OR AWARD AS A RESULT OF ANY SUCH ARBITRATION PROCEEDING SHALL BE IN WRITING AND SHALL PROVIDE AN EXPLANATION FOR ALL CONCLUSIONS OF LAW AND FACT AND SHALL INCLUDE THE ASSESSMENT OF COSTS, EXPENSES, AND REASONABLE ATTORNEYS' FEES. ANY SUCH ARBITRATION SHALL BE CONDUCTED BY AN ARBITRATOR EXPERIENCED IN COMPETITIVE RETAIL ENERGY MARKET AND SHALL INCLUDE A WRITTEN RECORD OF THE ARBITRATION HEARING. THE PARTIES RESERVE THE RIGHT TO OBJECT TO ANY INDIVIDUAL WHO SHALL BE EMPLOYED BY OR AFFILIATED WITH A COMPETING ORGANIZATION OR ENTITY. AN AWARD OF ARBITRATION MAY BE CONFIRMED IN A COURT OF COMPETENT JURISDICTION. CUSTOMER WILL NOT HAVE THE RIGHT TO PARTICIPATE IN A REPRESENTATIVE CAPACITY OR AS A MEMBER OF ANY CLASS OF CLAIMANTS PERTAINING TO ANY CLAIM SUBJECT TO ARBITRATION.

**16. Information Release Authorization** - Customer authorizes MEDIAN ENERGY to obtain and review the following information from the EDC and NGDC: consumption history; billing determinants; and account number. This information may be used by MEDIAN ENERGY to determine whether it will commence and/or continue to provide energy supply service to Customer. The information referenced in this paragraph will not be disclosed to a third party unless required by law. Customer's execution of this Agreement shall constitute authorization for the release of this information to MEDIAN ENERGY. This authorization will remain in effect during the Initial Term and any Renewal Term. Customer may rescind this authorization at any time by providing written notice thereof to MEDIAN ENERGY or by calling MEDIAN ENERGY. MEDIAN ENERGY reserves the right to cancel this Agreement in the event Customer rescinds the authorization.

### **Contact Information**

**Supplier Information: Median Energy, 1 Lethbridge Plaza, Suite 4/4A, Mahwah, NJ 07430**

**Telephone: 1-888-316-5443 Fax: 888-225-0195 [www.medianenergy.com](http://www.medianenergy.com)**

**Public Utility Commission, PO Box 3265, Harrisburg, PA 17105-3265, Phone: 1-800-692-7380.**

**[www.puc.pa.gov](http://www.puc.pa.gov).** Information about shopping for a gas supplier is available at [www.PaGasSwitch.com](http://www.PaGasSwitch.com), by calling the Commission's telephone number at 1-800-692-7380, and at [www.oca.state.pa.us](http://www.oca.state.pa.us).

**Electric Distribution Co. (Default Service Provider) - Emergency Number / Universal Service Programs Number**

Duquesne Light Co., 411 7th Ave., Pittsburgh, PA 15219	888-393-7000 /	888-393-7600
Metropolitan Edison P.O. Box 368, Akron, OH 44309	888-544-4877 /	800-545-7741
PECO, 2301 Market St, Philadelphia, PA 19101	800-841-4141 /	800-774-7040
Penelec, P.O. Box 368, Akron, OH 44309	888-544-4877 /	800-545-7741
Penn Power Co., P.O. Box 368, Akron, OH 44309	888-544-4877 /	800-545-7741
PPL, 827 Hausman Rd, Allentown, PA 18104-9392	800-342-5775 /	800-342-5775
West Penn Power, P.O. Box 368, Akron, OH 44309	888-544-4877 /	800-545-7741

**17. Measurement** - Both parties agree hereto to accept for purposes of accounting for quantity, quality and measurement of electricity as supplied and reported by the EDC. Both parties agree hereto to accept for purposes of accounting for quantity, quality and measurement of natural gas as supplied and reported by the NGDC.

**18. Severability** - If any provision of this Agreement is held by a court or regulatory agency of competent jurisdiction to be invalid, void or unenforceable, the remaining provisions shall continue in full force without being invalidated in any way.

**19. Delay or Failure to Exercise Rights** - No partial performance, delay or failure on our part 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.

**20. Taxes and Laws** - Except as otherwise provided in this Agreement or by law, all taxes due and payable with respect to your performance of your obligations under this Agreement, shall be paid by the Customer. Any lawful tax exemption will only be recognized on a prospective basis from the date that you provide valid tax-exemption certificates to us.

**21. Emergency Services** - The EDC and NGDC will continue to respond to leaks and emergencies. In the event of an electricity and/or natural gas emergency or service interruption, contact your EDC or NGDC at one of the telephone numbers listed below.

**22. Notices** - If you have a fixed term agreement with us that is longer than 3 months and it is approaching the expiration date or whenever we propose to change the terms of service in any type of contract, you will receive two separate written notifications that precede either the expiration date or the effective date of the proposed changes. These notifications will explain your options going forward. At least 60-75 days prior to the expiration date or proposed change, we will send you the first written notice. A second notice with options for your consideration will be sent to you no later than forty-five (45) days prior to the expiration date or proposed change to your terms of service.

**Exhibit 7**  
**Proofs of Publication**

**RECEIVED**

OCT 11 2017

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

PROOF OF PUBLICATON OF NOTICE IN THE WILLIAMSPORT  
SUN-GAZETTE UNDER ACT NO. 587, APPROVED MAY 16, 1929

STATE OF PENNSYLVANIA

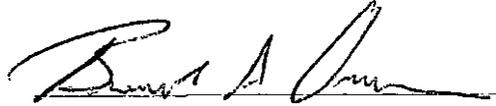
COUNTY OF LYCOMING

SS:

Bernard A. Oravec, Publisher of the Sun-Gazette LLC publishers of the Williamsport Sun-Gazette, successor to the Williamsport Sun and the Gazette & Bulletin, both daily newspapers of general circulation, published at 252 West Fourth Street, Williamsport, Pennsylvania, being duly sworn, deposes and says that the Williamsport sun was established in 1870 and the Gazette & Bulletin was established in 1801. since which dates said successor, the Williamsport Sun-Gazette, has been regularly issued and published in the County of Lycoming aforesaid. and that a copy of the printed notice is attached hereto exactly as the same was printed and published in the regular editions of said Williamsport Sun-Gazette on the following dates, viz:

September 20, 2017

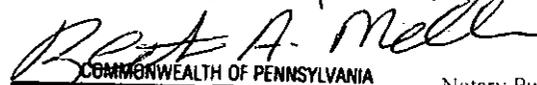
Affiant further deposes that he is an officer daily authorized by the Sun-Gazette LLC, publisher of the Williamsport Sun-Gazette, to verify the foregoing statement under oath and declare that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all the allegations in the foregoing statement as to time, place and character of publication are true.



SUN-GAZETTE LLC

Sworn to and subscribed before me

The 20th day of September, 2017



COMMONWEALTH OF PENNSYLVANIA

Notary Public

NOTARIAL SEAL  
BETH A MILLER  
Notary Public  
CITY OF WILLIAMSPORT, LYCOMING COUNTY  
My Commission Expires Apr 18, 2020

STATEMENT OF ADVERTISING COSTS

To the Sun-Gazette LLC, Dr.:

For publishing the notice attached

Hereto on the above state dates.....\$ 343.68

Probated same.....\$

Total.....\$ 343.68

PUBLISHER'S RECEIPT FOR ADVERTISING COSTS

THE SUN-GAZETTE LLC hereby acknowledges receipt of the aforesaid advertising and publication costs and certifies that the same have been fully paid

SUN-GAZETTE LLC

BY Bernard A. Oravec

PENNSYLVANIA  
PUBLIC UTILITY  
COMMISSION  
NOTICE  
Applications of Median  
Energy PA, LLC d/b/a/  
Median Energy For Ap-  
proval To Offer, Render,  
or Furnish Services as a  
Supplier Engaged in The  
Business Of Supplying  
Natural Gas Supply Ser-  
vices and Electricity Sup-  
ply or Electric Generation  
Services, To The Public In  
The Commonwealth Of  
Pennsylvania.

Median Energy PA, LLC  
will be filing an application  
with the Pennsylvania  
Public Utility Commission  
("PUC") for a license to  
provide natural gas supply  
services as a supplier of  
natural gas. Median Ener-

gy PA, LLC will also be  
filing an application with  
the PUC for a license to  
supply electricity or elec-  
tric generation services as  
a generator and supplier  
of electric power. Median  
Energy PA, LLC pro-  
poses to sell electricity,  
natural gas, and related  
services in the service ter-  
ritories of Columbia Gas  
of PA, Peoples Natural  
Gas Company, Peoples  
TWP, LLC, Peoples Na-  
tural Gas - Equitable Div-  
ision, National Fuel Gas  
Distribution Corp., UGI,  
UGI Penn Natural Gas,  
UGI Central Penn, PECO,  
Philadelphia Gas Works,  
and Valley Energy, PECO,  
PPL, Duquesne Light  
Co., Metropolitan Edison,  
Penelec, Penn Power,  
West Penn Power, Pike

County Light & Power Co.,  
UGI Utilities, Citizens  
Electric Company, and  
Wellsboro Electric Com-  
pany 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 Median Energy  
PA, LLC may be filed  
within 15 days of the date  
of this notice with the  
Secretary of the PUC, 400  
North Street, Harrisburg,  
PA 17120. You should  
send copies of any protest  
to Median Energy PA,  
LLC's attorney at the ad-

dress listed below:

By and through Counsel:  
Michael Grun, Esq.  
Stevens & Lee  
17 N. 2nd St., 16th Fl.  
Harrisburg, PA 17101  
Phone (717) 255-7365  
Fax (610) 988-0852

PROOF OF PUBLICATION  
In  
THE ERIE TIMES-NEWS  
COMBINATION EDITION

STEVENS & LEE  
17 N SECOND ST  
HARRISBURG PA 17101

REFERENCE: 136098 282401  
PUC Notice

STATE OF PENNSYLVANIA)  
COUNTY OF ERIE ) SS:

Brenda L. Learn, 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, 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: 09/21/17

TOTAL COST: \$610.00 AD SPACE: 0 Lines

FILED ON: 09/21/17

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

*Applications of Median Energy PA, LLC d/b/a/ Median Energy For Approval To Offer, Render, or Furnish Services as a Supplier 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.*

Median Energy PA, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a supplier of natural gas. Median Energy PA, LLC will also be filing an application with the PUC for a license to supply electricity or electric generation services as a generator and supplier of electric power. Median Energy PA, LLC proposes to sell electricity, natural gas, and related services in the service territories of Columbia Gas of PA, Peoples Natural Gas Company, Peoples TWP, LLC, Peoples Natural Gas - Equitable Division, National Fuel Gas Distribution Corp., UGI, UGI Penn Natural Gas, UGI Central Penn, PECO, Philadelphia Gas Works, and Valley Energy, PECO, PPL, Duquesne Light Co., Metropolitan Edison, Penelec, Penn Power, West Penn Power, Pike County Light & Power Co., UGI Utilities, Citizens Electric Company, and Wellsboro Electric Company 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 Median Energy PA, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Median Energy PA, LLC's attorney at the address listed below:

By and through Counsel:  
Michael Gruin, Esq.  
Stevens & Lee  
17 N. 2nd St., 16th Fl.  
Harrisburg, PA 17101  
Phone (717) 255-7365  
Fax (610) 988-0852

EP282401

Sworn to and subscribed before me this 21st day of September 2017

Affiant: Brenda L. Learn

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

COMMONWEALTH OF PENNSYLVANIA }  
 County of Cambria } SS

**PENNSYLVANIA  
 PUBLIC UTILITY COMMISSION  
 NOTICE**

Applications of **Median Energy PA, LLC d/b/a/ Median Energy** For Approval To Offer, Render, or Furnish Services as a Supplier 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 Median Energy PA, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Median Energy PA, LLC's attorney at the address listed below:

By and through Counsel:  
**Michael Gruin, Esq.**  
**Stevens & Lee**  
 17 N. 2nd St., 16th Fl.  
 Harrisburg, PA 17101  
 Phone (717) 255-7365  
 Fax (610) 988-0852

publish  
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 of The  
 interes  
 charac

Sworn  
 21st d:

*Michael Gruin*

On this 21st day of September A.D. 2017, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Christine Marhefka, who being duly sworn according to law, deposes and says as Sales Manager / Major Accounts of the Tribune-Democrat, Johnstown, PA, a newspaper of general circulation as defined by the "Newspaper Advertising Act", a merger September 8, 1952, of the Johnstown Tribune, established December 7, 1853; and of the Johnstown Democrat, established March 5, 1863,

County of Cambria, and Commonwealth of Pennsylvania and above matter published in said publication in the regular issues PA, on September 20, 2017; and that the Affiant is not advertising and that all of the allegations as to time, place and

*Christine Marhefka*

**STATEMENT OF ADVERTISING COSTS**

0.00 Lines @ \$2.50 per line	0.00
9 Inches @ \$25.00 per inch	225.00
Notary Fee	5.00
Clerical Fee	250
<b>Total Cost</b>	<b>232.50</b>

COMMONWEALTH OF PENNSYLVANIA  
 NOTARIAL SEAL  
 Vivian Ohs, Notary Public  
 City of Johnstown, Cambria County  
 My Commission Expires Dec. 6, 2020  
 MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

To The Tribune-Democrat, Johnstown, PA  
 For publishing the notice or publication  
 attached hereto on the above stated dates.

**PUBLISHER'S RECEIPT FOR ADVERTISING COSTS**

\_\_\_\_\_ for publisher of \_\_\_\_\_  
 a newspaper of general circulation, hereby acknowledges receipt of the aforesaid  
 and publication costs and certifies that the same has been duly paid.

\_\_\_\_\_  
 (Name of Newspaper)

By \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA } SS

**General Help Wanted**

**CLERK**

**General Help Wanted**

Sign on Full Time & Part 2nd & 3rd Sh Applications c Tracy, delusa@r Richard Healthcare an 349 Vo-Ti Johnstown, (814) 26 New Nursing Grads EC

ing will be provided. n skills necessary. urio-Cad a plus. At pre, Portage, sume To @gmail.com

On this 21st day of September A.D. 2017, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Christine Marhefka, who being duly sworn according to law, deposes and says as Sales Manager / Major Accounts of the Tribune-Democrat, Johnstown, PA, a newspaper of general circulation as defined by the "Newspaper Advertising Act", a merger September 8, 1952, of the Johnstown Tribune, established December 7, 1853; and of the Johnstown Democrat, established March 5, 1863,

published continuously at Johnstown Pa. in the County of Cambria, and Commonwealth of Pennsylvania and that the annexed is a true copy of a notice in the above matter published in said publication in the regular issues of The Johnstown Tribune-Democrat, Johnstown, PA, on September 20, 2017; and that the Affiant is not interested in the subject matter of said notice or advertising and that all of the allegations as to time, place and character of said publication are true.

*Christine Marhefka*

**STATEMENT OF ADVERTISING COSTS**

Sworn and Subscribed before me this 21st day of September, 2017.

*Vivian Ohs*

0.00 Lines @ \$2.50 per line	0.00
9 Inches @ \$25.00 per inch	225.00
Notary Fee	5.00
Clerical Fee	250
<b>Total Cost</b>	<b>232.50</b>

COMMONWEALTH OF PENNSYLVANIA  
 NOTARIAL SEAL  
 Vivian Ohs, Notary Public  
 City of Johnstown, Cambria County  
 My Commission Expires Dec. 6, 2020  
 MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

To The Tribune-Democrat, Johnstown, PA  
 For publishing the notice or publication  
 attached hereto on the above stated dates.

**PUBLISHER'S RECEIPT FOR ADVERTISING COSTS**

\_\_\_\_\_ for publisher of \_\_\_\_\_  
 a newspaper of general circulation, hereby acknowledges receipt of the aforesaid  
 and publication costs and certifies that the same has been duly paid.

\_\_\_\_\_  
 (Name of Newspaper)

By \_\_\_\_\_

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

STATE OF PENNSYLVANIA  
COUNTY OF PHILADELPHIA

Helene Sweeney 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:

September 21, 2017

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.

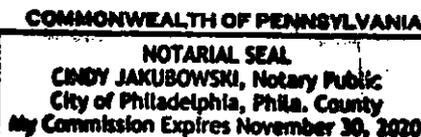


Sworn to and subscribed before me this 21st day of  
September 2017.



Notary Public

My Commission Expires:



Copy of Notice of Publication

PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE

Applications of **Median Energy PA, LLC d/b/a/ Median Energy** For Approval To Offer, Render, or Furnish Services as a Supplier 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.

**Median Energy PA, LLC** will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a supplier of natural gas. **Median Energy PA, LLC** will also be filing an application with the PUC for a license to supply electricity or electric generation services as a generator and supplier of electric power. **Median Energy PA, LLC** proposes to sell electricity, natural gas, and related services in the service territories of Columbia Gas of PA, Peoples Natural Gas Company, Peoples TWP, LLC, Peoples Natural Gas - Equitable Division, National Fuel Gas Distribution Corp., UGI, UGI Penn Natural Gas, UGI Central Penn, PECO, Philadelphia Gas Works, and Valley Energy, PECO, PPL, Duquesne Light Co., Metropolitan Edison, Penelec, Penn Power, West Penn Power, Pike County Light & Power Co., UGI Utilities, Citizens Electric Company, and Wellsboro Electric Company 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 **Median Energy PA, LLC** may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to **Median Energy PA, LLC's** attorney at the address listed below.

By and through Counsel:  
Michael Gruln, Esq.  
Stevens & Leo  
17 N. 2nd St., 16th Fl.  
Harrisburg, PA 17101  
Phone (717) 255-7385  
Fax (610) 880-0852

The Scranton Times (Under act P.L. 877 No 160. July 9, 1976)  
Commonwealth of Pennsylvania, County of Lackawanna

STEVENS & LEE  
16TH FLOOR  
17 NORTH 2ND STREET HARRISBURG PA 17101

Account # 625240  
Order # 82127916  
Ad Price: 337.60

MEDIAN ENERGY PA, LLC

Gina Krushinski

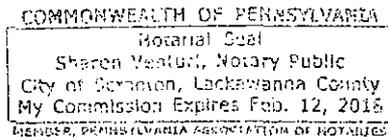
Being duly sworn according to law deposes and says that (s)he is Billing clerk for The Scranton Times, owner and publisher of The Scranton Times, a newspaper of general circulation, established in 1870, published in the city of Scranton, county and state aforesaid, and that the printed notice or publication hereto attached is exactly as printed in the regular editions of the said newspaper on the following dates:

09/20/2017

Affiant further deposes and says that neither the affiant nor The Scranton Times is interested in the subject matter of the aforesaid notice or advertisement and that all allegations in the foregoing statement as time, place and character or publication are true Gina Krushinski

Sworn and subscribed to before me  
this 20th day of September A.D., 2017

Sharon Venturi  
(Notary Public)



LEGAL NOTICE

**PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE**  
*Applications of Median Energy PA, LLC d/b/a Median Energy For Approval To Offer, Render, or Furnish Services as a Supplier 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.*

Median Energy PA, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a supplier of natural gas. Median Energy PA, LLC will also be filing an application with the PUC for a license to supply electricity or electric generation services as a generator and supplier of electric power. Median Energy PA, LLC proposes to sell electricity, natural gas, and related services in the service territories of Columbia Gas of PA, Peoples Natural Gas Company, Peoples TWP, LLC, Peoples Natural Gas - Equitable Division, National Fuel Gas Distribution Corp., UGI, UGI Penn Natural Gas, UGI Central Penn, PECO, Philadelphia Gas Works, and Valley Energy, PECO, PPL, Duquesne Light Co., Metropolitan Edison, Penelec, Penn Power, West Penn Power, Pike County Light & Power Co., UGI Utilities, Citizens Electric Company, and Wellsboro Electric Company 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 Median Energy PA, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Median Energy PA, LLC's attorney at the address listed below:

By and through Counsel:  
Michael Gruin, Esq.  
Stevens & Lee  
17 N. 2nd St., 16th Fl.  
Harrisburg, PA 17101  
Phone (717) 255-7365  
Fax (610) 988-0852



Commonwealth of Pennsylvania,) ss  
County of Cumberland)

Victoria Soto being duly sworn, deposes that he/she is principal clerk of PA Media Group; that The Patriot News is a public newspaper published in the city of Mechanicsburg, with general circulation in Cumberland and Dauphin and surrounding counties, and this notice is an accurate and true copy of this notice as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following date(s):

The Patriot News 09/21/2017

Principal Clerk of the Publisher

Sworn to and subscribed before me this 25th day of September 2017

Notary Public

COMMONWEALTH OF PENNSYLVANIA  
NOTARIAL SEAL  
Crystal B. Rosensteel, Notary Public  
Susquehanna Twp., Dauphin County  
My Commission Expires June 27, 2020  
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
NOTICE**

Applications of Median Energy PA, LLC d/b/a/ Median Energy. For Approval To Offer, Render, or Furnish Services as a Supplier 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.

Median Energy PA, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a supplier of natural gas. Median Energy PA, LLC will also be filing an application with the PUC for a license to supply electricity or electric generation services as a generator and supplier of electric power. Median Energy PA, LLC proposes to sell electricity, natural gas, and related services in the service territories of Columbia Gas of PA, Peoples Natural Gas Company, Peoples TWP, LLC, Peoples Natural Gas - Equitable Division, National Fuel Gas Distribution Corp., UGI, UGI Penn Natural Gas, UGI Central Penn, PECO, Philadelphia Gas Works, and Valley Energy, PECO, PPL, Duquesne Light Co., Metropolitan Edison, Penelec, Penn Power, West Penn Power, Pike County Light & Power Co., UGI Utilities, Citizens Electric Company, and Wellsboro Electric Company 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 Median Energy PA, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Median Energy PA, LLC's attorney at the address listed below:

By and through Counsel:  
Michael Gruin, Esq.  
Stevens & Lee  
17 N. 2nd St., 16th Fl.  
Harrisburg, PA 17101  
Phone (717) 255-7365  
Fax (610) 988-0852

**Proof of Publication of Notice in Pittsburgh Post-Gazette**

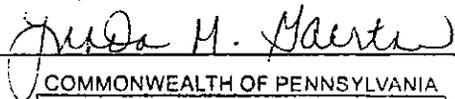
Under Act No 587, Approved May 16, 1929, PL 1784, as last amended by Act No 409 of September 29, 1951

Commonwealth of Pennsylvania, County of Allegheny, ss K. Flaherty, 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 September, 2017**

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.

  
\_\_\_\_\_  
PG Publishing Company  
Sworn to and subscribed before me this day of:  
September 20, 2017

  
\_\_\_\_\_  
COMMONWEALTH OF PENNSYLVANIA  
NOTARIAL SEAL  
Linda M. Gaertner, Notary Public  
Findlay Twp., Allegheny County  
My Commission Expires Jan. 31, 2019  
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

**STATEMENT OF ADVERTISING COSTS**

Stevens & Lee PC  
17 N 2ND ST FL 16  
ATTN: Michael Gruin, Esq.  
HARRISBURG PA 17101-1638

To PG Publishing Company

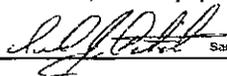
Total ----- \$607.50

**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  
2201 Sweeney Drive  
CLINTON, PA 15026  
Phone 412-263-1338

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

By  \_\_\_\_\_  
Samuel J. Arbutino

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 Median Energy PA, LLC d/b/a/ Median Energy For Approval To Offer, Render, or Furnish services as a Supplier Engaged In The Business Of Supplying Natural Gas Supply Services and Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.

Median Energy PA, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a supplier of natural gas. Median Energy PA, LLC will also be filing an application with the PUC for a license to supply electricity or electric generation services as a generator and supplier of electric power. Median Energy PA, LLC proposes to sell electricity, natural gas, and related services in the service territories of Columbia Gas of PA, Peoples Natural Gas Company, Peoples TWP, LLC, Peoples Natural Gas - Equitable Division, National Fuel Gas Distribution Corp., UGI, UGI Penn Natural Gas, UGI Central Penn, PECO, Philadelphia Gas Works, and Valley Energy, PECO, PPL, Duquesne Light Co., Metropolitan Edison, Penelec, Penn Power, West Penn Power, Pike County Light & Power Co., UGI Utilities, Citizens Electric Company, and Wellsboro Electric Company 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 Median Energy PA, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Median Energy PA, LLC's attorney at the address listed below.

By and through Counsel:  
Michael Gruin, Esq.  
Stevens & Lee, 17 N. 2nd St., 16th Fl., Harrisburg, PA 17101. Phone (717) 255-7365. Fax (610) 988-0852

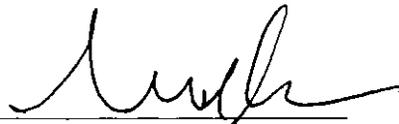
## CERTIFICATE OF SERVICE

On this the 11<sup>th</sup> of October 2017, I certify that a true and correct copy of the foregoing application for licensing within the Commonwealth of Pennsylvania as a Natural Gas Supplier and all non-confidential attachments have been served upon the following First Class U.S. Mail, postage prepaid:

<p><b>Office of Consumer Advocate</b> 5th Floor, Forum Place 555 Walnut Street Harrisburg, PA 17120</p>	<p><b>Office of the Attorney General</b> Bureau of Consumer Protection Strawberry Square, 14th Floor Harrisburg, PA 17120</p>
<p><b>Office of the Small Business Advocate</b> Commerce Building, Suite 202 300 North Second Street Harrisburg, PA 17101</p>	<p><b>Commonwealth of Pennsylvania</b> Department of Revenue Bureau of Compliance Harrisburg, PA 17128-0946</p>
<p><b>Columbia Gas of PA, Inc.</b> Michele Caddell 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.6841 FAX: 614.460.8447 e-mail: <a href="mailto:mcaddell@nisource.com">mcaddell@nisource.com</a></p>	<p><b>Bureau of Investigation &amp; Enforcement</b> Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2 West Harrisburg, PA 17120</p>
<p><b>Peoples Natural Gas – Equitable Division</b> Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: <a href="mailto:Lynda.w.petrichevich@peoples-gas.com">Lynda.w.petrichevich@peoples-gas.com</a></p>	<p><b>National Fuel Gas Distribution Corp.</b> David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: <a href="mailto:wolfordd@natfuel.com">wolfordd@natfuel.com</a></p>
<p><b>The Peoples Natural Gas Company</b> Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: <a href="mailto:Lynda.w.petrichevich@peoples-gas.com">Lynda.w.petrichevich@peoples-gas.com</a></p>	<p><b>PECO</b> Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: <a href="mailto:carlos.thillet@exeloncorp.com">carlos.thillet@exeloncorp.com</a></p>
<p><b>Peoples TWP LLC</b> Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: <a href="mailto:Lynda.w.petrichevich@peoples-gas.com">Lynda.w.petrichevich@peoples-gas.com</a></p>	<p><b>Philadelphia Gas Works</b> Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: <a href="mailto:nicholas.lapergola@pgworks.com">nicholas.lapergola@pgworks.com</a></p>

<p><b>UGI Central Penn</b>  David Lahoff  2525 N. 12<sup>th</sup> Street, Suite 360  Reading, PA 19612-2677  PH: 610.796.3520  Email: <a href="mailto:dlahoff@ugi.com">dlahoff@ugi.com</a></p>	<p><b>UGI</b>  David Lahoff  2525 N. 12<sup>th</sup> Street, Suite 360  Reading, PA 19612-2677  PH: 610.796.3520  Email: <a href="mailto:dlahoff@ugi.com">dlahoff@ugi.com</a></p>
<p><b>Valley Energy Inc.</b>  Robert Crocker  523 South Keystone Avenue  Sayre, PA 18840-0340  PH: 570.888-9664  FAX: 570.888.6199  email: <a href="mailto:bobc@ctenterprises.org">bobc@ctenterprises.org</a></p>	<p><b>UGI Penn Natural</b>  David Lahoff  2525 N. 12<sup>th</sup> Street, Suite 360  Reading, PA 19612-2677  PH: 610.796.3520  Email: <a href="mailto:dlahoff@ugi.com">dlahoff@ugi.com</a></p>

DATE: October 11, 2017



Michael A. Gruin, Esq.

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2017 OCT 11 PM 1:32  
PA PUC  
SECRETARY'S BUREAU  
FRONT DESK