



P.O. Box 6036  
Austin, TX 78762

team@provisionpg.com  
Fax: 866-593-9771

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March 16, 2018

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MAR 16 2018

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

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

*Re: Application of Provision Power and Gas, LLC for license as a Natural Gas Supplier (NGS) in the state of Pennsylvania; Docket No. A-2018-2647604; Data Request- Section 1.a, Identity of Applicant*

To Whom It May Concern,

Pursuant to PA PUC letter, Data Request Section 1.a, dated February 26, 2018, Provision Power and Gas, LLC please find attached the requested information:

1. Section 1a- Identity of Application
2. Section 1a- Identity of Application letter
3. Section 2b- Formation Documents
4. Section 7d- Financial Fitness
5. Section 8c- Door to Door Sales
6. Affidavit per 52 Pa Code Section 1.36

Let me know if anything else is needed at this time.

Respectfully,

Tri M. Vo  
President  
Provision Power and Gas, LLC  
Telephone: 512-237-7791 ext 7005  
Email: tri@elevationeg.com

**1a. AMENDED IDENTIFICATION AND CONTACT INFORMATION:**

**Primary Address:**

Provision Power and Gas, LLC  
2305 E Cesar Chavez Street  
Austin, TX 78702

**Telephone Number:** 1-800-930-5427

**Mailing Address:**

Provision Power and Gas, LLC  
P.O. Box 6036  
Austin, TX 78762

**Web Address:**

[www.provisionpg.com](http://www.provisionpg.com)

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To Whom It May Concern,

Pursuant to PA PUC letter, Data Request Section 1.a, dated February 26, 2018, Provision Power and Gas, LLC hereby states that the Application contains numerous typographical errors, and the correct name of the Application is consistent with the Pennsylvania Department of State filing which shows the company's name as PROVISION POWER AND GAS, LLC.

Respectfully,

Tri M. Vo  
President  
Provision Power and Gas, LLC  
Telephone: 512-237-7791 ext 7005  
Email: tri@elevationeg.com

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**2b. AMENDED BUSINESS ENTITY FILINGS AND REGISTRATION-  
BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS:**

Please see below for Provision Power and Gas, LLC's company formation documentation:

**STATE of DELAWARE  
LIMITED LIABILITY COMPANY  
CERTIFICATE of FORMATION**

First: The name of the limited liability company is Provision Power and Gas, LLC

Second: The address of its registered office in the State of Delaware is 1619 Coastal Highway in the City of Lewes.  
Zip code 19958. The name of its Registered agent at such address is Harvard Business Services

Third: (Use this paragraph only if the company is to have a specific effective date of dissolution: "The latest date on which the limited liability company is to dissolve is \_\_\_\_\_.")

Fourth: (Insert any other matters the members determine to include herein.)

In Witness Whereof, the undersigned have executed this Certificate of Formation this 13th day of August, 2014.

By: [Signature]  
Authorized Person (s)

Name: Tri Vo

State of Delaware  
Secretary of State  
Division of Corporations  
Call/Email 06:03 PM 08/15/2014  
FILED 06:05 PM 08/15/2014  
SRV 141069627 - 5396217 FILE

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**7c. AMENDED FINANCIAL FITNESS- BROKER PAYMENT  
STRUCTURE- SUPPLIER FUNDING METHOD**

Applicant is financially fit to be a NGS. Please see Confidential Exhibit 6c for additional information for funding sources. This has already been filed and received by PA PUC.

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**8c. AMENDED TECHNICAL FITNESS- APPLICATION'S  
VERIFICATION PROCEDURES:**

Please see attached Provision Power and Gas, LLC's script for Trusted TPV's verification procedures.

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Provision Power and Gas, LLC: Master TPV  
 Pennsylvania

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SECRETARY'S BUREAU

Prompt Name	Prompt
999	Thank you for calling the verification process for Provision Power & Gas.
repid	Please enter your rep ID, followed by the pound key.
btn	Please enter the customer's ten-digit phone number, followed by the pound key.
1099	You entered
1098	To continue, press one, to re-enter press two.
Plan-gutil	Press: <ul style="list-style-type: none"> <li>• 1 (Utility Name)</li> <li>• 2 (Utility Name)</li> <li>• 3 (Utility Name)</li> </ul>
plan-type	Press: <ul style="list-style-type: none"> <li>• 1 for Residential</li> <li>• 2 for Commercial</li> </ul>
plan-rate	Press: <ul style="list-style-type: none"> <li>• 1 for Variable Rate</li> <li>• 2 for Fixed Rate with Intro Rate and ETF</li> <li>• 3 for Fixed Rate, no Intro Rate or ETF</li> <li>• 4 for Fixed Rate with Intro Rate only, no ETF</li> <li>• 5 for Fixed Rate with ETF only, no Intro Rate</li> </ul>
2000	Please bring the customer on the line now.
SILENCE-3	3 second pause

1	record	On behalf of Provision Power & Gas, regarding the Gas Customer Choice Program, this call will be recorded. Is that okay with you?
	1097	This call will be verified by Trusted TPV, an independent third-party verifier. Today's date and time are: <<System Plays Date & Time>>
2	fullname	Customer, please state your name.
3	billname	Customer, please state the name on the bill.
	btn_w_pb1	We have your telephone number as <<System Plays Phone Number>>
4	btn_w_pb2	Please say yes to confirm that is correct.
5	authorized	Customer, you are legally authorized to enroll this account with Provision Power & Gas and have chosen to do so today, correct?
<b>If Residential</b>		
6	acctnum	Customer, please state the account number or account numbers. <i>{Increased timeout – 5 minutes }</i>
7	address	Customer, please state the service address and, if different, the mailing address. <i>{Increased timeout – 5 minutes }</i>
<b>Else if Commercial</b>		
6	com_acctnum	Customer, please state the account number. <i>{Increased timeout – 5 minutes }</i>
7	com_address	Customer, please state the service address or addresses and, if different, the mailing address. <i>{Increased timeout – 5 minutes }</i>
<b>End</b>		
8	not_utility	Customer, you understand that Provision Power & Gas is an Alternative Natural Gas Supplier and not the Utility, correct?
<b>If Variable Rate</b>		

	v_tandc1	Customer, please listen closely as we outline the Provision Power & Gas Terms and Conditions. By saying, "Yes" at the end of this section, you agree that you are enrolling with Provision Power & Gas. You will receive your first month of gas at the rate of <<System Plays Rate>>
9	v_tandc2	Per <<Unit>>. After this, you will receive a monthly variable rate. Your monthly variable rate changes due to weather, supply, demand, and profit for natural gas. The Provision Power & Gas rate does not include taxes or fees. Provision Power & Gas is not responsible for any fees or charges from your previous Supplier or any switching fees from the Utility. <<Utility>> will continue to deliver the gas to your home or business, read your meter, provide emergency service, and send your bill. Do you agree?
<b>If Fixed Rate with Intro Rate and ETF</b>		
		Customer, please listen closely as we outline the Provision Power & Gas Terms and Conditions. By saying, "Yes" at the end of this section, you agree that you are enrolling with Provision Power & Gas. You will receive your first month of gas at the rate of <<System Plays Intro Rate>>
		Per <<Unit>>.
		After this, you will receive a fixed rate of <<System Plays Rate>>
		per << Units>>
		Through <<System Plays End Date>>.
		If you cancel your Provision Power & Gas supply before <<System Plays Term>>
		you will be charged a <<System Plays ETF>> <b>Early Termination Fee, Okay?</b>
		After this entire term, your account will be placed on Provision Power & Gas's monthly variable rate. The Provision Power & Gas rate does not include taxes or fees. Provision Power & Gas is not responsible for any fees or charges from your previous Supplier or any switching fees from the Utility. <<Utility>> will continue to deliver the gas to your home or business, read your meter, provide emergency service, and send your bill. Do you agree?
<b>Else If Fixed Rate, no Intro Rate or ETF</b>		
		Customer, please listen closely as we outline the Provision Power & Gas's Terms and Conditions. By saying, "Yes" at the end of this section, you agree that you are enrolling with Provision Power & Gas. You will receive a fixed rate of <<System Plays Fixed Rate>>
		Per <<unit>>.
		Through <<System Plays End Date>>.
		After this entire term, your account will be placed on Provision Power & Gas's monthly variable rate. The Provision Power & Gas rate does not include taxes or fees. Provision Power & Gas is not responsible for any fees or charges from your previous Supplier or any switching fees from the Utility. <<Utility>> will continue to deliver the gas to your home or business, read your meter, provide emergency service, and send your bill. Do you agree?
<b>Else If Fixed Rate with Intro Rate only, no ETF</b>		

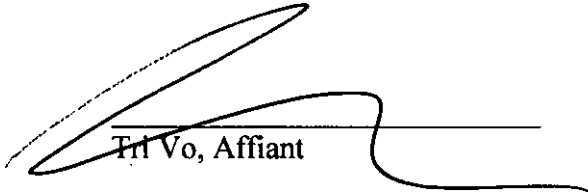
		Customer, please listen closely as we outline the Provision Power & Gas's Terms and Conditions. By saying, "Yes" at the end of this section, you agree that you are enrolling with Provision Power & Gas. You will receive your first month of gas at the rate of <<System Plays Intro Rate>>
		Per <<Unit>>.
		After this, you will receive a fixed rate of <<System Plays Fixed Rate>>
		per <<Units>>
		Through <<System Plays End Date>>.
		After this entire term, your account will be placed on Provision Power & Gas's monthly variable rate. The Provision Power & Gas rate does not include taxes or fees. Provision Power & Gas is not responsible for any fees or charges from your previous Supplier or any switching fees from the Utility. <<Utility>> will continue to deliver the gas to your home or business, read your meter, provide emergency service, and send your bill. Do you agree?
<b>Else if Fixed Rate with ETF only, no Intro Rate</b>		
		Customer, please listen closely as we outline the Provision Power & Gas's Terms and Conditions. By saying, "Yes" at the end of this section, you agree that you are enrolling with Provision Power & Gas. You will receive a fixed rate of <<System Plays Fixed Rate>>
		Per <<Unit>>
		Through <<System Plays End Date>>.
		If you cancel your Provision Power & Gas supply before <<System Plays End Date >>
		you will be charged a <<System Plays ETF>> Early Termination Fee. Okay?
		After this entire term, your account will be placed on Provision Power & Gas's monthly variable rate. The Provision Power & Gas rate does not include taxes or fees. Provision Power & Gas is not responsible for any fees or charges from your previous Supplier or any switching fees from the Utility. <<Utility>> will continue to deliver the gas to your home or business, read your meter, provide emergency service, and send your bill. Do you agree?
<b>End</b>		
<b>If Residential</b>		
	Cancel_no ETF	Finally, do you affirm the following statement: I acknowledge that I am the account holder or legally authorized person to execute a contract on behalf of the account holder. I understand that by entering into this contract, I am switching the gas Supplier for this account to Provision Power & Gas. I understand that gas purchased for this account by Provision Power & Gas will be delivered through <<Utility>>'s delivery system. The account holder, or the person who signed this contract on behalf of the account holder, has 30-days after today to cancel this contract for any reason through written or verbal notification to Provision Power & Gas? You may contact Provision Power & Gas at 1-800-930-5427. Please say "Yes" if you agree or "No" if you do not.

	Cancel_with ETF	Finally, do you affirm the following statement: I acknowledge that I am the account holder or legally authorized person to execute a contract on behalf of the account holder. I understand that by entering into this contract, I am switching the gas Supplier for this account to Provision Power & Gas. I understand that gas purchased for this account by Provision Power & Gas will be delivered through <<Utility>>'s delivery system. The account holder, or the person who signed this contract on behalf of the account holder, may cancel this enrollment for any reason within 7-days after today without being charged any penalties or fees by Provision Power & Gas through written or verbal notification to Provision Power & Gas. You may contact Provision Power & Gas at 1-800-930-5427. Please say "Yes" if you agree or "No" if you do not.
<b>Else If Commercial</b>		
	com_cancel	Finally, do you affirm the following statement: I acknowledge that I am the account holder or legally authorized person to execute a contract and legally bind the business in this contract. I understand that by entering into this contract, I am switching the gas Supplier for this commercial account to Provision Power & Gas. I understand that gas purchased for this commercial account by Provision Power & Gas will be delivered through <<Utility>>'s delivery System. The legally authorized person to execute a contract and legally bind the business in this contract has 7-days after today to cancel this contract for any reason through written or verbal notification to Provision Power & Gas? Please say "Yes" if you agree or "No" if you do not.
	Cancel_com_w ith ETF	Finally, do you affirm the following statement: I acknowledge that I am the account holder or legally authorized person to execute a contract on behalf of the account holder. I understand that by entering into this contract, I am switching the gas Supplier for this account to Provision Power & Gas. I understand that gas purchased for this account by Provision Power & Gas will be delivered through <<Utility>>'s delivery system. The legally authorized person to execute a contract and legally bind the business in this contract may cancel this enrollment for any reason within 7-days after today without being charged any penalties or fees by Provision Power & Gas through written or verbal notification to Provision Power & Gas. You may contact Provision Power & Gas at 1-800-930-5427. Please say "Yes" if you agree or "No" if you do not.
<b>End "cancel"</b>		
	1091	Your verification is complete. Your confirmation number is...
	1092	To repeat press *, to exit press #.
	1093	Thank you, goodbye.
	Utility: Units	

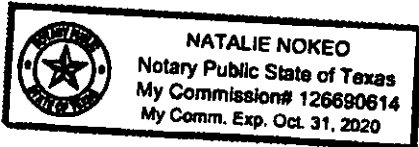
**AFFIDAVIT**


STATE OF TEXAS                    )  
  )  
COUNTY OF TRAVIS                )

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

  
\_\_\_\_\_  
Tri Vo, Affiant

SUBSCRIBED AND SWORN TO BEFORE ME on this 10<sup>th</sup> day of March 2018, to certify which witness my hand and official seal.



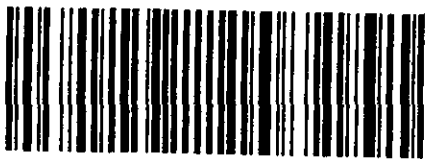
  
\_\_\_\_\_  
Notary Public, State of Texas  
Notary Name: Natalie NOKEO  
My commission expires: 10/31/2020

Seal

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SECRETARY'S BUREAU

PROVISION Power & Gas  
PO Box 60316  
Austin, Tx 78762

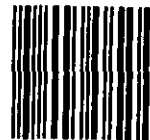
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17120

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78702  
MAR 18, 18  
AMOUNT

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R2305H128650-20

Pennsylvania Public Utility Commission  
Attn: Secretary  
400 North St., Keystone Building  
Harrisburg, PA 17120