

Docket No. A-2018-3005326

MVE Energy Solutions, Inc.

Response to Data Request

Please find enclosed the additional requested information for MVE Energy Solutions, Inc.'s application for an Electric Generation Supplier License, which includes information on the following:

1. Section 3.a, Affiliates
2. Section 4.a, Present Operations
3. Section 4.e, Customers
4. Section 7.b, Financial Fitness
5. Section 7.f, Taxation
6. Section 11, Affidavits

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

Sincerely,

A handwritten signature in black ink, appearing to be "Ty Espenshade", written over a horizontal line.

Ty Espenshade
VP of Sales and Marketing

RECEIVED

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

✓ 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.

See Exhibit 1.

- Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.

See Exhibit 1.

- Give name and address of officers.

Tim Bollinger, CEO, Partner

Jay Weaver, CFO, Partner

Ty Espenshade, Director of Sales & Marketing, Partner

Alex Hurst, Operations Manager, Partner

Michelle Mathason, Energy Manager (primary officer of broker/marketer services for MVE Energy Solutions, Inc.)

All officers are located at the corporate office:

2010 W Main St
Ephrata, PA 17522

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.

The following entities currently do business in Pennsylvania and are affiliated with MVE Energy Solutions, Inc.:

- MVE Group, Inc.
- Meadow Valley Electric, Inc. (also doing business under the trade names MVE Solar and KWRReduction)
- ESCO, Inc.
- MVE Capital, Inc.

All entities and employees are based out of the corporate office at 2010 W Main St, Ephrata, PA 17522.

- 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.

None

4. OPERATIONS

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

Definitions

- Supplier – an entity that sells electricity to end-use customers utilizing the jurisdictional transmission and distribution facilities of an EDC.
- Aggregator - an entity that purchases electric energy and takes title to electric energy as an intermediary for sale to retail customers.
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of electric energy but does not take title to electric energy.

The Applicant is presently doing business in Pennsylvania as a

- municipal electric corporation
- electric cooperative
- local gas distribution company
- provider of electric generation, transmission or distribution services
- broker/marketer engaged in the business of supplying electricity services
- ✓ Other; Identify the nature of service being rendered.

While MVE Energy Solutions, Inc. was created this year and plans to begin business operations as a broker/marketer upon the approval of this application, the organization's affiliates have been established businesses in PA for several years. Meadow Valley Electric, Inc. began in 1973 as an electrical contracting firm. In 1984, ESCO, Inc. opened, which specializes in commercial and home security and fire protection systems. KWReduction was introduced in 1999 to help businesses and municipalities reduce energy and save money with energy audits and energy saving lighting solutions. In 2009, solar system installation (and later design) was added with the creation of MVE Solar. MVE Capital, Inc. was added within the last year to be an investor in renewable energy projects. MVE Group, Inc. is the holding company that refers to all the aforementioned affiliates.

or

The Applicant is not presently doing business in Pennsylvania.

b. **APPLICANT'S PROPOSED OPERATIONS:** The Applicant proposes to operate as a *(may check multiple)*:

- Generator of electricity
- Supplier of electricity
- Aggregator engaged in the business of supplying electricity
- ✓ Broker/Marketer engaged in the business of supplying electricity services
 - ✓ Check here to verify that your organization will not be taking title to the electricity nor will you be making payments for customers.
- Electric Cooperative and supplier of electric power
- Other (Describe):

c. **PROPOSED SERVICES:** Describe in detail the electric services or the electric generation services which the Applicant proposes to offer.

We intend to offer electric procurement services to clients as a broker/marketer in the state of Pennsylvania.

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

- Citizens' Electric
- Duquesne Light
- Met-Ed
- PECO
- Penelec
- Penn Power

- Pike
- PPL
- UGI Utilities
- Wellsboro
- West Penn

Entire Commonwealth of PA

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

- Residential Customers
- Small Commercial Customers - (25 kW and Under)
- Residential and Small Commercial as Mixed Meter ONLY (CANNOT BE TAKEN WITH RESIDENTIAL AND/OR SMALL COMMERCIAL ABOVE)
- Large Commercial Customers - (Over 25 kW)
- 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.

November 1, 2018

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.

None

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

N/A

Exhibit 9: Application Affidavit

APPLICATION AFFIDAVIT

[Commonwealth/State] of Pennsylvania :

ss.

County of Lancaster :

Ty M. Espenshade, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the VP Sales/Partner (Office of Affiant) of MVE Energy Solutions, Inc. (Name of Applicant);]

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

That the Applicant herein MVE Energy Solutions, Inc. has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as an electric generation supplier pursuant to 66 Pa. C.S. § 2809 (B).

That the Applicant herein MVE Energy Solutions, Inc. has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein MVE Energy Solutions, Inc. 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 MVE Energy Solutions, Inc. 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.

[Handwritten Signature]
Signature of Affiant

Sworn and subscribed before me this 30 day of October, 2018.

[Handwritten Signature]
Signature of official administering oath

My commission expires June 1, 2021.

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Kendra Denise Chadwick, Notary Public
Clay Twp., Lancaster County
My Commission Expires June 1, 2021
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

NOV 15 2018
PA NOTARY PUBLIC

Exhibit 10: Operations Affidavit

OPERATIONS AFFIDAVIT

[Commonwealth/State] of Pennsylvania :

: SS.

County of Lancaster :

Ty M. Espenshede, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the V.P. Sales / Partner (Office of Affiant) of MVE Energy Solutions, Inc. (Name of Applicant);]

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

That MVE Energy Solutions, Inc., 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 MVE Energy Solutions, Inc., the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render electric 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 MVE Energy Solutions, Inc., 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 28 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 Gross Receipts and power 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).

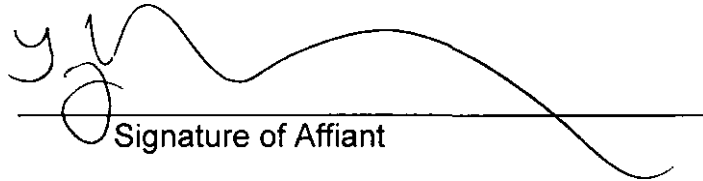
As provided by 66 Pa. C.S. §2810 (C)(6)(iv), Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

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PA PUBLIC UTILITY COMMISSION
STATE COLLEGE, PA

That MVE Energy Solutions, Inc., the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506, §2807 (C), §2807(D)(2), §2809(B) 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 Bureau of Public Liaison 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 30 day of October, 20 18.

Commonwealth of PA
County of Lancaster



Signature of official administering oath

My commission expires June 1, 2021.

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Kendra Denise Chadwick, Notary Public
Clay Twp., Lancaster County
My Commission Expires June 1, 2021
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

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PA. P. 108
OR

MVE Energy Solutions, LLC.

2010 W Main St
Ephrata, PA 17522



1005



17120

U.S. POSTAGE PAID
PM 1-Day
EPHRATA, PA
17522
NOV 15, 16
AMOUNT

\$6.70

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



EXPECTED DELIVERY DAY: 11/16/2018

USPS TRACKING NUMBER



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