

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

RECEIVED

Docket No. A-2018-3005732
Utility Code: 1121537

April 22, 2019

APR 22 2019

Dear Secretary Chiavetta,

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

A letter was received dated January 23, 2019 from the Pennsylvania Public Utility Commission requesting a parental agreement to establish financial fitness in support of the Electric Generation Supplier License application for Robindale Retail Power Services LLC (RRPS). Through subsequent correspondence with Jeremy Haring, it was determined that since RRPS has access to Seward Generation LLC's (Seward) PJM membership that this would be sufficient to show financial fitness of RRPS.

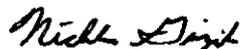
Please find enclosed the following documents that shows RRPS's access to Seward's PJM membership:

1. Guaranty from Seward to PJM for the benefit of RRPS. Point 2 of the document provides authorization for RRPS to utilize Seward's PJM membership
2. Customer Account Manager Designation Form requesting the establishment of a sub-account under Seward's PJM membership for RRPS's load serving entity activities
3. Email response from PJM establishing the sub-account for RRPS - Seward Generation, LLC (Robindale Retail Power – LSE) account ID 53727

I, Nicholas Gingrich, 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).

Should you have any questions regarding the information submitted, please let me know.

Thank you,



Nicholas Gingrich

Arcova Development LLC
PO Box 274
Shamokin Dam, PA 17876
570-884-1254
ngingrich@arcova.com

GUARANTY

THIS GUARANTY is given as of April 7, 2019, by Seward Generation, LLC, a Pennsylvania limited liability company, whose principal business office is located at 11 Lloyd Avenue, Suite 200, Latrobe, Pennsylvania 15650 ("Guarantor"), to PJM Interconnection, L.L.C. ("PJM"), a Pennsylvania limited liability company, whose principal business office is located at 2750 Monroe Boulevard, Audubon, PA 19403.

RECITALS:

WHEREAS, Robindale Retail Power Services, LLC, whose principal business office is located at 11 Lloyd Avenue, Suite 200, Latrobe, Pennsylvania 15650 ("RRPS"), will conduct business beginning as of the date of this Guaranty with PJM pursuant to which RRPS may from time to time enter into power and/or related purchase and sale transactions in the PJM Control Area utilizing the Guarantor's PJM membership subaccount as a Load Serving Entity ("LSE"); and

WHEREAS, pursuant to the PJM Open Access Transmission Tariff, PJM Operating Agreement and/or the PJM Reliability Assurance Agreement among Load Serving Entities in the PJM Control Area, (the "Agreements"), PJM is authorized to require Transmission Customers and PJM Members to provide and maintain in effect appropriate creditworthiness arrangements; and

WHEREAS, PJM will accept RRPS as an authorized user of the Guarantor's PJM subaccount only if payments, penalties, and other amounts owed by RRPS to PJM will be guaranteed by Guarantor;

WHEREAS, Guarantor will directly or indirectly benefit from RRPS LSE activities and deems it to be in Guarantor's best interest to provide this guarantee to PJM; and

WHEREAS, Guarantor is willing to guarantee payments, penalties, and other amounts owed by RRPS to PJM Settlement under the terms set forth below.

NOW THEREFORE, in consideration of the above premises and the mutual promises and covenants contained below (which the Guarantor acknowledges constitute adequate consideration for its obligations hereunder) the Guarantor, intending to be legally bound, agrees as follows:

- (1) **Obligations of Guarantor.** Guarantor guarantees to PJM the prompt and complete payment of all amounts owed to PJM by RRPS. If all or any part of such amounts is not paid by RRPS when due, Guarantor shall, upon the demand of PJM, within a commercially reasonable period, pay such amount. This is a primary, absolute obligation of Guarantor enforceable by PJM, its successors and assigns, or any of its members on its behalf, regardless of RRPS's ability or willingness to pay.
- (2) **Authorized Use.** Guarantor agrees to allow RRPS to utilize Guarantor's PJM membership, including establishing a subaccount that will be used by RRPS for its LSE activities.
- (3) **Duration.** This Guaranty shall continue in force until the entire indebtedness covered by this Guaranty is repaid in full to PJM. PJM shall not be bound or obligated to exhaust its recourse against RRPS or other persons or take any other action before being entitled to demand performance by Guarantor hereunder. This Guaranty shall continue to be effective even in the event of the insolvency, bankruptcy or reorganization of RRPS. This Guaranty will also survive and be binding upon Guarantor following any merger, reorganization, consolidation or other change in RRPS's or Guarantor's structure, personnel, business or affairs.

- (4) Remedies of PJM. The rights and remedies of PJM under this Guaranty are cumulative and concurrent and shall not be exclusive of any other rights or remedies that PJM may have against RRPS or Guarantor. No set-off, counterclaim, reduction or diminution of an obligation or any defense of any kind or nature that Guarantor has or may have against RRPS or PJM shall affect, modify or impair the obligations of Guarantor under this Guaranty.
- (5) Waivers. Guarantor acknowledges that PJM will rely upon this Guaranty in accepting RRPS as an authorized user of the Guarantor's subaccount that will be utilized for RRPS LSE activities. Guarantor accordingly waives any claim or defense based upon lack of consideration. Guarantor also irrecoverably waives presentment, demand, protest or other notice of any kind, including, without limitation, notice of acceptance of this Guaranty and notice of any claim or demand upon RRPS or Guarantor.
- (6) Effect of Bankruptcy. In the event that, pursuant to any insolvency, bankruptcy, reorganization, receivership or other debtor relief law or any judgment, order or decision thereunder, PJM must rescind or restore any payment, or any part thereof, received by PJM, any prior release or discharge from the terms of this Agreement shall be without effect, and this Agreement will remain in effect.
- (7) Miscellaneous. This Guaranty is for the benefit of PJM, its successors and assigns, and its members; and is binding upon Guarantor, its successors and assigns, except that Guarantor may not assign or transfer any of its obligations under this Guaranty, whether by operation of law or otherwise, without the prior written consent of PJM. Guarantor will reimburse PJM for any expenses incurred by PJM in enforcing this Guaranty, including reasonable legal fees. If any provision of this Guaranty is found by a court of competent jurisdiction to be prohibited or unenforceable, this Guaranty shall be ineffective only to the extent of such prohibition or unenforceability and such shall not invalidate the balance of the Guaranty. Guarantor represents and warrants to PJM that the execution, delivery and performance of this Guaranty by Guarantor have been duly authorized by all requisite corporate action of Guarantor.

IN WITNESS WHEREOF, Guarantor has caused this Guaranty to be executed on its behalf by its duly authorized Officer as of the date shown above.

SEWARD GENERATION, LLC

By:

GENERATION MANAGEMENT, LLC
Its Manager

By: 
D. Scott Kroh, Manager



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2750 Monroe Boulevard
Audubon, PA 19403

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[Account Manager Form B]
Page 1

Customer Account Manager Designation Form

Form B (page 1) - This completed form must be signed by either an Officer of the company or a Members Committee representative for all New Account startups and Company Account Manager (CAM Administrator) changes: New/Add, Replace, Revoke.

Form B1 (page 2,3) - Single User Multi Account (SUMA) - This is a process by which a designated Company Account Manager can maintain a single account username and password to perform account management across all their accounts. Using this process is optional.

The individuals listed on this form will have full rights to manage individual user accounts within the company named below. Company appointed individuals with the Account Manager privilege can only be granted Account Manager read/write access by a PJM CAM Administrator.

Initial PJM tools access is assigned by PJM based on the company's Line of Business (provided to PJM in the membership application) and may be updated by PJM staff as requested by the company or as needed. For quick reference, Business Tools are listed on page 4. Full description of each tool can be found at: <http://pjm.com/markets-and-operations/etools.aspx>

*Authorization: Please confirm authorization as stipulated in this CAM Form B by providing the following (Name of an Officer of the Company or a MC Representative):

Name: JAMES PANARO Title: EXECUTIVE VICE PRESIDENT

Signature: [Signature] Date: 3/26/19

Member/Participant - Main Account Name: Seward Generation LLC

Sub Account(s) (subsequent separate account(s) linked to main account):

Establishing New...provide brief description - example: (City Load)
Robindale Retail Power Services LLC - Load Serving Entity

Yes - Link requested new account(s)/sub account(s) to existing SUMA account

Unlink/terminate SUMA account(s)

*Additional New CAMs...list all relevant participating company accounts/sub accounts.

*For above requests, please fill out information on Page 2

Name of Customer Account Manager (CAM Administrator)
If possible, designate a minimum of two Customer Account Managers (CAM Administrators)

List designated Customer Account Manager (CAM) for PJM Tools Applications:

| Select Type: | Designated CAM Administrator |
|--|-------------------------------------|
| <input checked="" type="checkbox"/> New /Additional | Name: Jim Panaro |
| <input type="checkbox"/> Replacing* existing Account Manager (CAM) | Email: jim.panaro@resfuel.com |
| <input type="checkbox"/> Revoke* Account Manager Access | Phone: 814-446-6700 ext 102 |
| eDART: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> CAM to eDart Only | |
| <input checked="" type="checkbox"/> New /Additional | Name: Nicholas Gingrich |
| <input type="checkbox"/> Replacing* existing Account Manager (CAM) | Email: nick.gingrich@sunburygen.com |
| <input type="checkbox"/> Revoke* Account Manager Access | Phone: 570-847-7350 |
| eDART: <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> CAM to eDart Only | |

*Name of the Customer Account Manager (CAM) you are replacing or the CAM to be revoked:

Completed, signed form may be sent as an attachment via email (preferred) or by U.S. Mail to PJM Account Manager:

Email: AccountManager@pjm.com / faith.daley@pjm.com

U.S. Mail: PJM INTERCONNECTION
Attn: Account Manager Administrator/Faith K. Daley
2750 Monroe Boulevard
Audubon, PA 19403

Nick Gingrich

From: Daley, Faith <Faith.Daley@pjm.com>
Sent: Thursday, March 28, 2019 8:43 AM
To: Nick Gingrich; Jim Panaro
Cc: Account Manager - CAM; Cannon, Maribeth
Subject: Tools/AccountManager (New Subaccount): Seward Generation, LLC

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you have questions about this message, or the contents of this email, please report it to Robindale Helpdesk.

CAM Form B received designating you to be CAM Admins to a **new subaccount**. Account name and tools assigned are listed below.

Designated CAMs: Jim Panaro - **Please set up your user account and request the CAM Admin Role (Account Manager R/W) as soon as possible**
Nicholas Gingrich - **Please set up your user account and request the CAM Admin Role (Account Manager R/W) as soon as possible**

By the submission of the CAM Form B, as a designated Company Account Manager ("CAM"), you will be responsible for the management of users to this account. (See important information below regarding this CAM Admin Role.)

Please email AccountManager@pjm.com:

- For additional application tools.
- If you wish to also have access to the Account Manager TRAIN (sandbox) site, an account will be established **upon request** (<https://accountmanagertrain.pjm.com>). *This is a separate environment from production. You will need to set up your user account (with the Company Account Manager Admin role) in TRAIN similar to the set up process in production.*
- For ***future business needs requiring the creation of a separate account (sub-account)***
- **For any CAM Administrator Changes (add/replace/revoke) - Please complete and sign (by an Officer) a CAM Form B and send as an email attachment to the PJM CAM Administrator @ AccountManager@pjm.com**

Feel free to contact me directly regarding any processes with CAM in Account Manager and/or the non-Account Manager application, eDart.

Faith K. Daley
Account Analyst, Market Settlements Development
(Account Manager and eDART Administrator)
PJM Interconnection, L.L.C.
2750 Monroe Blvd.

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Audubon, PA 19403
Direct: 610-666-8875/Fax: 610-666-8211
Email: faith.daley@pjm.com



IMPORTANT INFORMATION - PLEASE READ

| Account ID | Account | Account Shortname |
|------------|---|-------------------|
| 53727 | Seward Generation, LLC (Robindale Retail Power - LSE) | SEWRRP |

A set of tools has been established in Account Manager to conduct business activities based on the designated Line of Business.

Account Manager Tools Established in Production (Note: Tools in the TRAIN (sandbox) environment will be established upon email request):

Account Manager Read/Write - this selection is for designated CAMs only

- BLIT
- Bulletin Board
- Capacity Exchange
- Data Viewer
- Emergency Procedures
- FTR Center
- InSchedule
- Markets Gateway (gen/load)
- MSRS
- Power Meter
- Resource Tracker
- System Map
- Voting - Roster Administrator

Non-Account Manager Tools:

- eDART

As a CAM you will be able to grant/refuse/terminate privileges requested by a user or delete an account from Account Manager. When an account is created or changes are made to a user account, the CAMs will be notified of such instances via e-mail from CAMAdmin@pjm.com.

CAMs are also responsible for issuing password resets and unlocking their users' accounts.

For Production: <https://accountmanager.pjm.com>

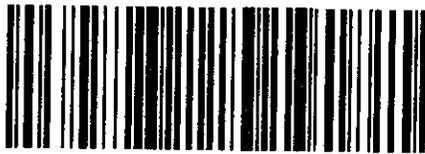
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Arcova Development, LLC
PO Box 274
2384 Northold Trail Road
Shamokin Dam, PA. 17876

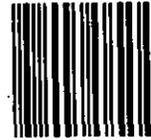
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PA Public Utility Commission
Attn: Rosemary Chiquetta, Secretary
400 North Street
Harrisburg, PA. 17120