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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

November 1, 2019

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

Re: Application of Aggressive Energy LLC for Certification as a Natural Gas
Supplier in the Commonwealth of Pennsylvania

Dear Sir or Madam,

Aggressive Energy LLC ("Aggressive Energy") hereby submits its application for certification as a Natural Gas Supplier in the Commonwealth of Pennsylvania.

Information contained in Attachment B, C, E to Aggressive Energy's application contain sensitive financial and proprietary information that constitutes trade secrets. Accordingly, Aggressive Energy submits one copy of all confidential information in a separate envelope attached to the application. Aggressive Energy also submits a public copy with confidential information redacted from the application.

A copy of the foregoing application and all non-confidential attachments have been sent to PECO, the Office of Consumer Advocate, Office of the Attorney General, Office of the Small Business Advocate, Commonwealth of Pennsylvania Department of Revenue, as well as the Pennsylvania Public Utility Commission.

Please contact me at the number below with any questions or concerns.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dan Messina", is written over a horizontal line.

Dan Messina
Vice President
Aggressive Energy, LLC

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

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

To the Pennsylvania Public Utility Commission:

1. IDENTIFICATION AND CONTACT INFORMATION

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

Aggressive Energy LLC
78 Rapelye St
Brooklyn, NY 11231
(888)-836-9222
www.AggressiveEnergy.com

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

Capitol Corporate Services, Inc.
125 Locust St
Harrisburg, PA 17101

- 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.

Dan Messina, Vice President
78 Rapelye St
Brooklyn, NY 11231
dmessina@aggressiveny.com
Fax# (718)-643-6356
Phone# (888)-836-9222

- 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.

Gregory Kusel
Sidley Austin LLP
(202)-736-8137
gkusel@sidley.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.

Dan Messina
Vice President
78 Rapelye St
Brooklyn, NY 11231
dmessina@aggressiveny.com
Fax# (718)-643-6356
Phone# (888)-836-9222

Michael Belmont
Director of Operations
78 Rapelye St
Brooklyn, NY 11231
mbelmont@aggressiveny.com
Fax# (718)-643-6356
Phone# (888)-836-9222

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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.

Please refer to Attachment A.

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.

Please refer to Attachment B.

- 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.

Aggressive Energy LLC does not have any predecessors.

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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)

Aggressive Energy LLC is currently doing business as a retail electricity supplier in Pennsylvania (A-2016-2557226).

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.

Aggressive Energy LLC proposes to offer fixed, index and managed retail gas supply services to Commercial, Industrial and Governmental customers in the PECO service area.

- 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"/> Peoples Gas Company |
| <input type="checkbox"/> National Fuel Gas | <input type="checkbox"/> Philadelphia Gas Works |
| <input checked="" type="checkbox"/> PECO | <input type="checkbox"/> UGI Utilities – Gas Division |
| <input type="checkbox"/> Peoples Natural Gas Company | <input type="checkbox"/> Valley Energy |
| <input type="checkbox"/> Peoples Natural Gas – Equitable Div | <input type="checkbox"/> All of the above |

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

- | | |
|-------------------------------------|--|
| <input type="checkbox"/> | Residential Customers |
| <input type="checkbox"/> | Small Commercial Customers - (Less than 6,000 Mcf annually) |
| <input type="checkbox"/> | Residential and Small Commercial as Mixed Meter <u>ONLY</u> (CANNOT BE TAKEN WITH RESIDENTIAL AND/OR SMALL COMMERCIAL ABOVE) |
| <input checked="" type="checkbox"/> | Large Commercial Customers - (6,000 Mcf or more annually) |
| <input checked="" type="checkbox"/> | Industrial Customers |
| <input checked="" type="checkbox"/> | Governmental Customers |
| <input type="checkbox"/> | All of above (Except Mixed Meter) |
| <input type="checkbox"/> | Other (Describe): |

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

Aggressive Energy LLC is currently doing business as a retail electricity supplier in Pennsylvania (A-2016-2557226). Aggressive Energy LLC will actively market retail gas supplier services upon obtaining the proper licensing.

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.

N/A

- 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. Applicant should also include if it had a Pennsylvania PUC EGS or NGS license previously cancelled by the Commission. If the Applicant has no actions or complaints to list, explicitly state such.

N/A

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

N/A

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)*

Please refer to 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.

Please refer to Appendix C.

Columbia Gas of PA, Inc. Michele Caddell 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.6841 FAX: 614.460.8447 e-mail: mcaddell@nisource.com	
Peoples Natural Gas Company LLC – Equitable Division Carol Scanlon 375 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6931 FAX: 412.208.6577 e-mail: Carol.Scanlon@peoples-gas.com	National Fuel Gas Distribution Corp. Joanne E. Maciok 6363 Main Street Williamsville, NY 14221 PH: 716.857.7670 FAX: 716.857.7479 e-mail: maciokj@natfuel.com
Peoples Natural Gas Company LLC Carol Scanlon 375 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6931 FAX: 412.208.6577 e-mail: Carol.Scanlon@peoples-gas.com	PECO Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com
Peoples Gas Company LLC Carol Scanlon 375 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6931 FAX: 412.208.6577 e-mail: Carol.Scanlon@peoples-gas.com	Philadelphia Gas Works Ryan Reeves, Director Supply Transportation & Control 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.787.5103 email: pgwchoicesupply@pgworks.com
Valley Energy Inc. Ed Rogers 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: erogers@ctenterprises.org	UGI Utilities, Inc. – Gas Division David Lahoff 2525 N. 12 th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com

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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. The contact information is located in Section 6.b.

Please refer to Attachment D.

- 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.

Please refer to Attachment C.

- 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.

Aggressive Energy LLC will fund its operations from the cash flow from its current activities. Currently, Aggressive Energy LLC supplies Electricity in New York, New Jersey, Pennsylvania, Maryland, Illinois and Ohio and Natural Gas in New York and New Jersey. Aggressive Energy LLC will also utilize its credit arrangement with its supplier as outlined in Attachment E.

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

Aggressive Energy LLC is not a broker or marketer.

- 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.

Michael Crane
78 Rapeleye St
Brooklyn, NY 11231
Phone: (718)-836-9222
Email: mcrane@aggressiveny.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.

Please refer to Appendix D.

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.

Please refer to Attachment F.

- 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.

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.

Please refer to Attachment H.

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.

Please refer to Attachment G.

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.

N/A.

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 30th 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.



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.

Please refer to 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.

Please refer to 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.

Please refer to Attachment I.

	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			X			
PECO			X				
Peoples - Equitable	X			X			
Peoples Natural Gas	X			X			X
Peoples Gas Company				X			
Philadelphia Gas Works			X				
UGI Utilities – Gas Div.	X	X	X	X	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)

13. SIGNATURE

Applicant: **Aggressive Energy LLC**

By: 

Title: **Vice President**

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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: Aggressive Energy LLC

Applicant's Use	✓	Signature		PUC Secretary's Bureau Use
	✓	Filing Fee (ONLY CERTIFIED CHECK OR MONEY ORDER)		
	✓	Application Affidavit		
	✓	Operations Affidavit		
	✓	Proof of Publication		
	✓	Tax Certification Statement		
	✓	Commonwealth Department of State Verification		
	✓	Certificate of Service		

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Appendix A

APPLICATION AFFIDAVIT

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State of New York :

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ss.

County of Kings :

Dan Messina, Affiant, being duly sworn according to law, deposes and says that:

He/she is the Vice President (Office of Affiant) of Aggressive Energy LLC (Name of Applicant);

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

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

That the Applicant herein, Aggressive Energy 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, Aggressive Energy 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.

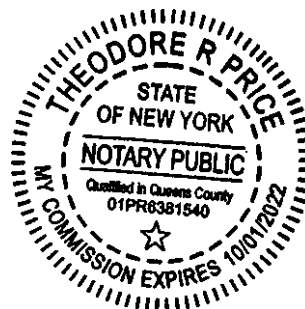
That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.


Signature of Affiant

Sworn and subscribed before me this 1 day of November, 20 19


Signature of official administering oath

My commission expires _____



Appendix B

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OPERATIONS AFFIDAVIT PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

State of New York :

SS.

County of Kings :

Dan Messina, Affiant, being duly sworn according to law, deposes and says that:

He is the Vice President (Office of Affiant) of Aggressive Energy LLC (Name of Applicant);

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

That Aggressive Energy LLC, the Applicant herein, acknowledges that Aggressive Energy LLC 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 Aggressive Energy 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 Aggressive Energy 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.

That Aggressive Energy 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.

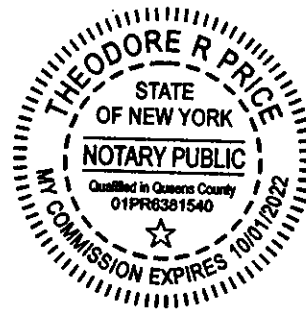
That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.


Signature of Affiant

Sworn and subscribed before me this 1 day of November, 20 19.


Signature of official administering oath

My commission expires _____



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NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**APPENDIX D – TAX CERTIFICATION
STATEMENT
(CONFIDENTIAL)**

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AGGRESSIVE ENERGY LLC

ATTACHMENT A – BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**Articles of Organization and New York State
Filing Receipt**

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

**ARTICLES OF ORGANIZATION
OF
AGGRESSIVE ENERGY LLC**

Under Section 203 of the Limited Liability Company Law.

FIRST: The name of the limited liability company is **AGGRESSIVE ENERGY LLC.**

SECOND: The county within the state in which the office of the limited liability company is to be located is Kings.

THIRD: The latest date on which the limited liability company is to dissolve is December 31, 2109.

FOURTH: The Secretary of State is designated as agent of the limited liability company upon whom process against it may be served. The post office address within or without this state to which the Secretary of State shall mail a copy of any process against the limited liability company served upon him or her is:

78 Rapelye Street
Brooklyn, New York 11231

FIFTH: The effective date of the Articles of Organization shall be the date of filing with the Secretary of State.

SIXTH: The limited liability company is to be managed by 1 or more members.

IN WITNESS WHEREOF, this certificate has been subscribed to this 17th day of
July, 2009 by the undersigned who affirms that the statements made herein are true under
the penalties of perjury.

Lawrence A. Kirsch

Lawrence A. Kirsch, Organizer

Wav
William T. Sebary
MEMBER / PRESIDENT

MARSHA BALLOW
Commissioner Of Deeds
City of New York - No. 2-9750
Certificate Filed In Kings County
My Commission Expires 2/1/11

Marsha Ballow

FILING RECEIPT

=====

ENTITY NAME: AGGRESSIVE ENERGY LLC

DOCUMENT TYPE: ARTICLES OF ORGANIZATION (DOM LLC)

COUNTY: KING

=====

FILED:07/20/2009 DURATION:12/31/2109 CASH#:090720000194 FILM #:090720000178

FILER:

EXIST DATE

STEPHEN A. SPINELLI, ESQ.
1861 86TH STREET

07/20/2009

BROOKLYN, NY 11214

ADDRESS FOR PROCESS:

THE LLC
78 RAPELYE STREET
BROOKLYN, NY 11231

REGISTERED AGENT:



=====

SERVICE COMPANY: GERALD WEINBERG, P.C. - 13

SERVICE CODE: 13 *

=====

FEEs	225.00

FILING	200.00
TAX	0.00
CERT	0.00
COPIES	0.00
HANDLING	25.00

PAYMENTS	225.00

CASH	0.00
CHECK	0.00
CHARGE	0.00
DRAWDOWN	225.00
OPAL	0.00
REFUND	0.00

=====

DOS-1025 (04/2007)

**NEW YORK DEPARTMENT OF STATE
CERTIFICATE OF GOOD STANDING**

**State of New York
Department of State } ss:**

I hereby certify, that AGGRESSIVE ENERGY LLC a NEW YORK Limited Liability Company filed Articles of Organization pursuant to the Limited Liability Company Law on 07/20/2009, and that the Limited Liability Company is existing so far as shown by the records of the Department.



*WITNESS my hand and the official seal
of the Department of State at the City of
Albany, this 03rd day of September two
thousand and nineteen.*

Brendan C Hughes

*Brendan C Hughes
Executive Deputy Secretary of State*

**CERTIFICATE OF REGISTRATION –
COMMONWEALTH OF PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE

09/03/2019

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I DO HEREBY CERTIFY THAT:

Aggressive Energy, LLC.

is duly registered to do business under the laws of the Commonwealth of Pennsylvania and remains a registered Foreign Limited Liability Company so far as the records of this office show, as of the date herein.

I DO FURTHER CERTIFY THAT this Certificate of Registration shall not imply that all fees, taxes and penalties owed to the Commonwealth of Pennsylvania are paid.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Seal of the Secretary's Office to be affixed, the day and year above written

Katly Bookman

Acting Secretary of the Commonwealth

Certification Number: TSC190903100300-1

Verify this certificate online at <http://www.corporations.pa.gov/orders/verify>

**NAME AND ADDRESSES OF AGGRESSIVE
ENERGY LLC'S OFFICERS**

Bill Jebaily - President
78 Rapelye St
Brooklyn, NY 11231

Tina Post – Vice President
78 Rapelye St
Brooklyn, NY 11231

Dan Messina – Vice President
78 Rapelye St
Brooklyn, NY 11231

AGGRESSIVE ENERGY LLC

ATTACHMENT B – AFFILIATES (CONFIDENTIAL)

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NOV -1 2019
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AGGRESSIVE ENERGY LLC

ATTACHMENT C – FINANCIAL RECORDS, STATEMENTS AND RATINGS (CONFIDENTIAL)

AGGRESSIVE ENERGY LLC

ATTACHMENT D – BONDING REQUIREMENTS

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NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



An Exelon Company

October 8, 2019
PECO - Exelon Corporation
Energy Acquisition
2301 Market Street
Philadelphia, PA. 19101

Aggressive Energy LLC
151 Hamilton Avenue
Brooklyn, NY 11231

Attn: Michael Crane, Controller

Energy Acquisition is providing this notification letter that Aggressive Energy LLC has met the creditworthiness business requirement involved with the Pennsylvania Gas Choice - Low Volume Transportation program, pursuant to the receipt of an initial Surety of \$81,670.00 Guaranty. The Surety may be submitted to PECO via three acceptable forms; a Cash Deposit, a Letter of Credit, or a Surety bond. PECO will hold any surety to cover potential obligations to PECO and other system costs that could result from failure of a Supplier to meet its competitive Natural Gas Supply service delivery obligations.

Please note, although the creditworthiness requirements were met, as referenced within Section 7.13 (Creditworthiness of a Natural Gas Supplier (NGS) Serving Low Volume Transportation Customers) of the Gas Service Tariff, PECO has the right to re-assess the creditworthiness of the company if PECO has any reason to suspect a change in the marketer's financial condition.

If you should have any questions regarding this matter, please contact the Electric & Gas Choice Hotline at 215-841-3700.

Sincerely,

A handwritten signature in cursive script, appearing to read "Carol Reilly".

Carol Reilly
Manager
Energy Acquisition

AGGRESSIVE ENERGY LLC

ATTACHMENT E – SUPPLIER FUNDING METHOD (CONFIDENTIAL)

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AGGRESSIVE ENERGY LLC

ATTACHMENT F – TECHNICAL FITNESS

New Jersey Gas Supplier License

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NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RECEIVED

NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

State of New Jersey



Board of Public Utilities

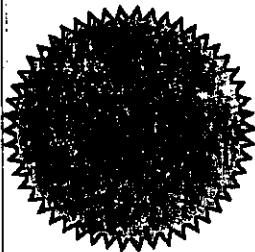
44 South Clinton Avenue, 3rd Floor, Suite 314, P.O. Box 350, Trenton, New Jersey 08625-0350

HEREBY LICENSES

Aggressive Energy LLC
396 Winnfall Lane
Somerset, New Jersey 08873

To conduct business in the State of New Jersey as a

Natural Gas Supplier




Alda Camacho-Welch
Secretary of the Board

License No.	GSL-0170
Effective Date:	May 28, 2019
Expiration Date:	May 27, 2020

New York Gas Supplier Initial Eligibility

**STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE
THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350**

Internet Address: <http://www.dps.state.ny.us>

PUBLIC SERVICE COMMISSION

GARRY A. BROWN

Chairman

PATRICIA L. ACAMPORA

MAUREEN F. HARRIS

ROBERT E. CURRY JR.

JAMES L. LARocca

Commissioners



PETER McGOWAN

General Counsel

JACLYN A. BRILLING

Secretary

September 15, 2009

Mr. Bill Jebaily
President
Aggressive Energy, LLC
78 Rapelye Street
Brooklyn, New York 11231

RE: Aggressive Energy, LLC

Dear Mr. Jebaily:

Thank you for submitting your Retail Access Application Package to become an Energy Services Company (ESCO) serving residential and nonresidential gas 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, the Home Energy Fair Practices and other applicable regulations.

I am also pleased to notify you that Aggressive Energy, LLC has successfully met the Commission's EDI Phase I certification requirements for all Core, Utility Bill Ready and Utility Rate Ready Transactions effective August 18, 2009. All requirements therefore, for this initial stage of your eligibility determination have been satisfied.

Please be advised that you may now continue with the utility approval stage 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 Phase III EDI testing and the execution of any operating or billing service agreements. Please note that 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. It would be helpful if Aggressive Energy, LLC notified Staff of the actual production date in the utility service territories you intend to

enroll customers. At that point I will confirm that your final eligibility requirements have been satisfied.

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 by choosing to participate in any of the ESCO referral programs or move into other utility service territories, you must immediately submit the appropriate documentation for Staff review and determination of how it affects your current eligibility.

If you are using vendors to provide ESCO related services (e.g., EDI), the ESCO remains fully responsible for any activities the vendors perform. If you have not already done so, or if you have changed vendors since last reporting them to us, please provide Staff a list with contact information for all vendors that you are now using. Finally, you must submit a statement annually, by January 31st, indicating that the information in your original or most recent updated Retail Access Application remains current, or submit a statement identifying revisions. Upon completion of our review of new eligibility information, Staff will then update your eligibility status as necessary.

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. Please do not hesitate to contact me if you have any further questions or concerns at (518) 486-2432 or Christine_Bosy@dps.state.ny.us.

Sincerely,



Christine A. Bosy
Retail Access Section
Office of Industry and
Government Relations

Cc: via Email
Fernanda Ferreira

**SUMMARY OF EXPERIENCE
(CONFIDENTIAL)**

AGGRESSIVE ENERGY LLC

ATTACHMENT G – RESUMES OF OFFICERS AND KEY PERSONNEL

BILL JEBAILY

718.836.9222 | bill@aggressiveny.com

Innovative and results-driven leader focused on achieving exceptional results in a highly competitive energy environment. Proven ability to increase customer value while building key business partnerships. Consistently increasing revenues, reducing operating costs and improving customer satisfaction. Superior interpersonal and team building skills. Strengths in: strategic business modeling, bank negotiations and relations, P&L management, profitability improvement, productivity enhancement, and cost control programs.

EXPERIENCE

Managing Member / Chief Executive Officer 2009-Present

AGGRESSIVE ENERGY LLC

Aggressive Energy LLC is a fast growing energy supply company. Offering fixed and index natural gas and electricity products, Aggressive has developed purchasing and hedging strategies to offer competitive energy supply pricing to the end user.

- Successfully maintain good standing with NYS PSC, NJ BPU, PA PUC, NYISO, PJM
- Grew revenues from \$200K in 2009 to \$100M+ in 2017

President / Chief Executive Officer 2000-Present

AGGRESSIVE HEATING

Aggressive Heating offers complete heating and mechanical solutions to co-ops, condos, and owner-managed properties. Aggressive designs, installs, maintains, and converts heating plants from oil to natural gas.

- Transitioned small business into successful midsize company focused on merger and acquisition opportunities
- Grew revenues from \$1.8M to \$30M+ annual
- Grew workforce from 15 employees to 60 employees

Founder 1995-Present

BAY RIDGE FUEL CORP

Bay Ridge Fuel Corp supplies the NYC commercial real estate sector with earth-friendly bio-fuels and heating oil. Bay Ridge has developed level billing plans to help clients manage budgets and cash flow. Annual delivery: approximately 25M gallons. Currently \$60M+ annual revenues.

Energy Sales Executive 1983-1995

EMPIRE STATE FUEL

- Managed and procured heating oil for commercial real estate portfolios

Burner Technician
SAVINO OIL COMPANY

1977-1983

- Maintain and repair heating plants on service call basis

DAN MESSINA

646.294.4816 | dmessina@aggressiveny.com

Experienced multifaceted energy professional with strong interpersonal and team building skills, including the ability to interact, influence and communicate both written and verbally. Highly quantitative and analytical with proven experience in commodity structuring and risk management. Over five years of extensive natural gas and electric experience in the retail energy industry. Direct hands on experience and a deep understanding of all aspects of natural gas and electric components, including commodity supply, credit, scheduling, forecasting, hedging, risk management, utility relations, EDI, customer management, ISO relations, buying and selling power and natural gas in the wholesale markets, financial reporting, profitability, and regulatory compliance. As a core member of Aggressive Energy's leadership team, I am committed to developing and implementing business strategies across the entire organization while ensuring client satisfaction and regulatory compliance.

EXPERIENCE

Vice President, Operations

01/13-Present

AGGRESSIVE ENERGY LLC

- Continually develop growth, production, retention, and staffing plans
- Manage daily workflow, operations, and electronic data interchange
- Direct the effective and efficient use of people, process and systems for position management, pricing, scheduling, forecasting, and settlements
- Develop, propose, and execute strategies that mitigate exposure to volumetric uncertainty, energy costs, and other fixed price risks
- Direct the continuous improvement of existing models that relate to load demand forecasting and forward price curves
- Manage the process for the creation of short term and long term forecasts including aspects such as: modeling of customer acquisition costs and consumption trends, correlation to weather and other load drivers, renewal rates, churn rates, etc.
- Oversee all compliance systems and processes to ensure all activities are in accordance to company ethics, compliance, and risk standards
- Identify, develop, and implement ideas to optimize strategic and wholesale partnerships
- Set clear priorities for associates that align with overall business strategy, company ethics, and financial objectives
- Promote a positive and professional work environment in order to drive the successful execution of company's strategies in the marketplace and guide growth plans
- Oversee the buying and selling of power and natural gas in the wholesale markets

Account Executive, Marketing & Client Relations

06/11-12/12

AGGRESSIVE ENERGY LLC

- Maintained existing client relationships and develop new relationships
- Developed a channel partner programs with incentives
- Implemented digital strategies to increase brand loyalty
- Coordinated company sponsorship opportunities and tradeshow

Co-Founder & President

01/06-06/11

SMS PRODUCTIONS, INC.

- Developed an initial business plan for brand management company with concentrations in entertainment, event and media marketing
- Partnered with clients to develop growth models for their brand
- Implemented proprietary techniques to develop new relationships and maintained existing relationships with client
- Trained, supervised and delegated tasks for all employees

Portfolio Trader

01/07-07/09

BMT Trading Company

- Electronic commodity trader through Intercontinental Exchange platform
- Developed a trading strategy to incorporate fundamental and technical analysis
- Researched geopolitical and supply related market drivers

EDUCATION

ST. JOHN'S UNIVERSITY, New York, New York
The Peter J. Tobin College of Business
M.B.A Executive Management, May 2014

ST. JOHN'S UNIVERSITY, New York, New York
The Peter J. Tobin College of Business
B.S. Finance, May 2009

Michael Belmont
646.372.8959 | Mbelmont@aggressiveny.com

Operations Manager

AGGRESSIVE ENERGY LLC

08/15-Present

- Direct the effective and efficient use of people, process and systems for contract processing, account enrollment, and account management.
- Monitor and ensure the accuracy of daily 867, 820, and 814 EDI meter reads
- Track invoice generation and resolve any billing issues
- Manage mandated renewable energy requirements for all markets
- Keep up to date on utility tariffs and legislative and regulatory policies regarding deregulation in existing and new markets
- Monitor energy markets to provide customized strategies for electricity purchasing and management
- Develop new, and improve existing, relationships with brokers and consultants (channel partners) and internal sales managers

Senior Pricing Analyst

Aggressive Energy LLC

03/12-08/15

- Ensured integrity of daily pricing models
- Developed new pricing strategies to adapt to current market
- Drive electricity and natural gas sales through relationships with direct customers, real estate groups and associations, and external agents, brokers and consultants (channel partners) with focus on PJM and NYISO.

Co-Founder

SMS PRODUCTIONS, INC.

01/06-06/11

- Produced charts used to organize account information
- Scheduled and coordinated large-scale events and meetings
- Managed staff members during events
- Managed billing and payroll

Portfolio Trader

BMT Trading Company

01/07-07/09

- Electronic commodity trader through Intercontinental Exchange platform
- Developed a trading strategy to incorporate fundamental and technical analysis
- Researched geopolitical and supply related market drivers

EDUCATION

ST. JOHN'S UNIVERSITY, New York, New York
B.S. Sports Management, December 2011

Xavier High School, New York, New York
Graduated with distinction June 2006

MICHAEL CRANE, MBA, CPA
917-583-5501 | mcrane@aggressiveny.com

Michael Crane is a licensed CPA in the state of New York with over five years of extensive accounting and finance experience covering many financial areas such as risk management, cost control, profit & loss management, budgeting, cash flow projections, financial reporting, ledger analysis, auditing practices, taxation, compliance, and operational efficiency.

PROFESSIONAL EXPERIENCE

Aggressive Energy - Brooklyn, NY
Controller

June 2016 - Present

- Manages the accuracy and productivity of day-to-day activities of accounts payable, cash disbursements, invoicing/billing, customer credits and collections, payroll, general & entity accounting, cost accounting, human resources, and operations
- Safeguards assets and assures accurate and timely recording of all transactions by implementing disciplines of internal audits, controls and checks across all departments
- Prepares month end, quarter end, and year-end financial statements and reports.
- Manages commercial banking relationships to facilitate favorable lending and bank fee terms.
- Assures that collateral requirements are met at various pipelines, ISO's and suppliers.
- Reviews all payments and reviews bank reconciliations on a daily basis.
- Performs periodic analysis of balance sheet, profit & loss and cash flows.
- Prepares budgets and financial forecasts and reports variances.
- Manages and ensures compliance with local, state, federal and other regulatory and tax requirements
- Develops and document business processes and accounting policies to maintain and improve internal controls
- Manages relationships with outside audit firms, banks, casualty/liability insurance agents, credit card companies, and collection agencies.
- Oversees the collections department, assessing delinquent receivables and determining write-offs or legal action.

Ernst & Young LLP - New York, NY
Financial Services Assurance Staff

August 2014 – May 2016

- Conducted in-depth audits of client's financial statements in accordance with US GAAP and GAAS standards in the banking, broker-dealer, and hedge fund industries.
- Performed financial statement analytics for audit planning, interim reviews and substantive testing through comparison with industry trends, regulatory events and management's expectations.
- Performed walkthroughs, controls testing, and substantive testing of significant processes including loan and lease origination and servicing, credit risk monitoring, and collateral evaluation.
- Read agreements to assess the proper recognition of equity investments
- Reviewed quarterly and annual financial statements including the balance sheet, profit & loss, and statement of cash flows.
- Read credit reports and assessed the appropriateness of the risk rating and allowance for doubtful accounts.
- Prepared summary memoranda to document the results of the audit and quarterly review procedures.
- Supervised and reviewed the work of other staff and interns.
- Inspected loan agreements and assessed client compliance with debt covenants.

S.D. Daniels & Co. - New York, NY
Staff Accountant

May 2012-May 2013

- Provided accounts payable and bookkeeping services to various clients
- Processed 1099's for clients during tax season
- Recorded and analyzed client asset holdings including securities, bonds, currency, and commodities.
- Analyzed client revenue and expenses and provided cost control solutions

A Bit of Soho – Staten Island, NY
Accountant

October 2010-May 2014

- Analyzed company revenue and expenses and provided cost control solutions
- Conducted an inventory count and implemented an inventory tracking system
- Produced monthly financial statements including balance sheet and profit and loss

EDUCATION

Saint John's University, Staten Island, NY
Master of Business Administration, Public Accounting
Saint John's University, Staten Island, NY
Bachelor of Science, Accounting

May 2014

May 2013

LICENSING & ORGANIZATIONS

Certified Public Accountant (CPA) (License #119907)

- Certified with the New York State Board of Public Accountancy

AGGRESSIVE ENERGY LLC

ATTACHMENT H – OVERSIGHT OF MARKETING

Oversight of Marketing

Aggressive Energy, LLC ("Aggressive Energy" or the "Company") provides structured fixed and index natural gas and electricity products to large commercial and industrial ("C&I") customers. Aggressive Energy does not actively market to prospective customers and does not utilize telemarketing, direct mail marketing, electronic and internet marketing, or door-to-door marketing at this time. Aggressive Energy engages energy brokers in order to procure new business.

All individuals and subcontractors hired by Aggressive Energy to communicate with prospective customers or to solicit or market its products and services will undergo training on Aggressive Energy's services and the retail energy market. All employee representatives must be trained before they are permitted to service or market to current or prospective customers. Training topics will include:

- 1) The development and current state of the deregulated retail competitive market, including licensing requirements and obligations, Aggressive Energy's role, and that of the local distribution utility ("LDU");
- 2) Knowledge of applicable laws, rules and regulations, including the Independent System Operators ("ISO") and LDU policies and procedures
- 3) iii. Knowledge and understanding of relevant sections of the Uniform Business Practices ("UBP"), with particular emphasis on UBP Section 10 (Marketing Standards) and Attachments 1-3 of Section 5 (Changes in Service Providers)
- 4) Applicable provisions of the Home Energy Fair Practices Act ("HEFPA"), where relevant
- 5) Products and services offered by Aggressive Energy, including rate structure, payment options, agreement terms, the customers' right to cancel, and applicable early termination fees
- 6) Requirements to provide a toll-free number to customers for billing questions, disputes, complaints, rescissions and cancellations; and
- 7) The respectful, professional, and informative manner that Aggressive Energy expects its representatives to use when communicating with prospective and current customers

Employees and subcontractors will also receive training on Aggressive Energy's standards of conduct. With respect to marketing activities, these include:

- 1) The representative must never make false or misleading representations, including misrepresenting rates or savings offered by Aggressive Energy
- 2) The representative must clearly identify himself/herself and state that he/she represents Aggressive Energy. The representative must never represent that he/she is an employee, representative, or acting on behalf of a distribution utility.
- 3) Where applicable, the representative shall provide any prospective residential customers with a copy of the ESCO Consumers Bill of Rights and any other materials required by law before making a sales presentation.

- 4) Should a representative market to a prospective residential customer in person, the representative must display his/her Aggressive Energy photo identification.
- 5) The representative shall cover all provisions in the Customer Disclosure Statement with a prospective customer.

Aggressive Energy's training will emphasize that all representatives are obligated to comply with the applicable laws, regulations, standards of conduct, and other Company guidelines provided during the Program, and that failure to comply will be grounds for disciplinary action, up to and including termination of employment.

Training will consist of initial in-person instruction and written materials provided to new employee representatives, and two sessions per year of subsequent training to all employee representatives. As permitted by applicable law, subsequent training may be conducted through computer programs or telephonically.

Aggressive Energy will monitor its marketing practices to ensure that efforts are conducted in accordance with Aggressive Energy's best practices and standards of conduct. The Program requirements set out below are tailored to each specific type of marketing activity that Aggressive Energy may at some time employ. The Vice President or his designee will perform quality assurance checks of employees and subcontractors, and Aggressive Energy's Compliance Department will conduct additional periodic reviews, to ensure compliance with these requirements.

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NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AGGRESSIVE ENERGY LLC

ATTACHMENT I – NOTARIZED PROOF OF PUBLICATION

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NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

RECEIVED

NOV - 1 2019

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

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

STATE OF PENNSYLVANIA
COUNTY OF PHILADELPHIA

Copy of Notice of Publication

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:

October 23, 2019

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.

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE**
Application of **Aggressive Energy LLC** For Approval To Offer, Render, or Furnish Natural Gas Services as a Supplier, Aggregator, or Marketer/Broker Engaged in The Business Of Supplying Natural Gas Supply Services, To The Public in The Commonwealth Of Pennsylvania.
Aggressive Energy LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as (1) a supplier or aggregator of natural gas, and (2) a broker/marketer engaged in the business of providing natural gas services. **Aggressive Energy LLC** proposes to sell natural gas and related services in PECO under the provisions of the new Natural Gas Choice and Competition Act.
The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of **Aggressive Energy 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 **Aggressive Energy LLC's** attorney at the address listed below.
By and through Counsel: Kenneth W. Irvin
Stidley Austin LLP
1501 K St., NW
Washington, DC 20005
Phone: 202-738-8258
FAX: 202-738-8711

Helene Sweeney

Sworn to and subscribed before me this 23rd day of
October 2019.

Cindy Jakubowski
Notary Public

My Commission Expires:

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
CINDY JAKUBOWSKI, Notary Public
City of Philadelphia, Phila. County
My Commission Expires November 30, 2020

Appendix C

CERTIFICATE OF SERVICE

On this the 1 day of November 2019 I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as a Natural Gas Supplier and all **NON-CONFIDENTIAL** attachments have been served, as either a hardcopy or a searchable PDF version on a cd-rom, upon the following:

PECO

Carlos Thillet, Manager, Gas Supply and Transportation
2301 Market Street, S9-2
Philadelphia, PA 19103
PH: 215.841.6452
Email: carlos.thillet@exeloncorp.com

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

Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2 West
Harrisburg, PA 17120

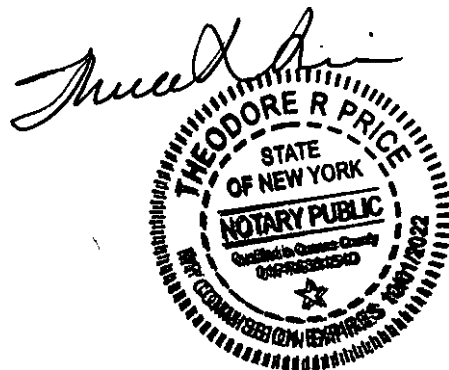


Dan Messina, Vice President of Aggressive Energy LLC

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NOV - 1 2019

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



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 MICHAEL CRANE
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BROOKLYN, NY 11231
 UNITED STATES US

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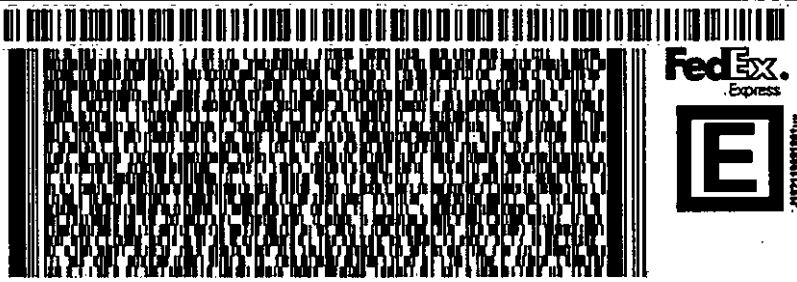
TO **ROSEMARY CHIAVETTA, SECRETARY**
PENNSYLVANIA PUBLIC UTILITY COMMISS
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG PA 17120

(718) 836-9222

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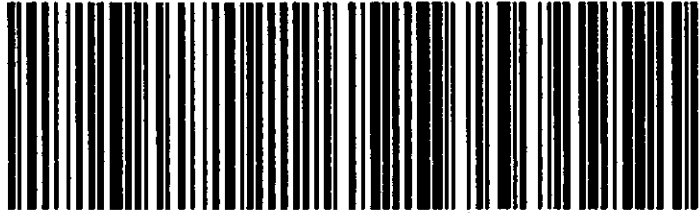
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