STEVENS & LEE LAWYERS & CONSULTANTS

17 North Second Street 16th Floor Harrisburg, PA 17101 (717) 234-1090 Fax (717) 234-1099 www.stevenslee.com

> Direct Dial: (717) 255-7365 Email: mag@stevenslee.com Direct Fax: (610) 988-0852

February 14, 2020

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120

RE: Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Verde Energy USA, Inc.
Docket No. C-2020-3017229

Dear Secretary Chiavetta:

Enclosed for filing on behalf of Verde Energy USA Inc. is its Motion for Extension of Time in the above-referenced matter. A copy has been served in accordance with the attached Certificate of Service.

If you have any questions, please feel free to contact me.

Best Regards,

STEVENS & LEE

Michael A. Gruir

Enclosure

cc: Certificate of Service

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement Complainant

v.

Docket No. C-2020-3017229

Verde Energy USA, Inc.

Respondent

MOTION FOR EXTENSION OF TIME TO ANSWER OR RESPOND TO COMPLAINT

Pursuant to 52 Pa. Code §§ 1.15 and 5.103 Verde Energy USA, Inc. ("Verde") files the within Motion to request a forty-five (45) day extension of the deadline to file its Answer or other response to the Formal Complaint filed by the Bureau of Investigation & Enforcement (I&E). Verde has conferred with I&E regarding this request, and I&E has indicated that it consents to the requested extension. In support of its Motion, Verde states as follows:

- 1. On January 30, 2020, Verde was served with a Formal Complaint ("Complaint") filed by I&E, which alleged a number of violations of the regulations of the Pennsylvania Public Utility Commission ("Commission").
- 2. Pursuant to the 52 Pa. Code § 5.61, Verde's Answer, Preliminary Objections or other response to the Complaint are due within twenty days of service, which would make the response due on February 19, 2020.
- 3. The Complaint includes allegations regarding a significant number of incidents covering a multi-year time frame, and alleges violations of multiple Commission regulations. ¹ In light of the complex scope of the allegations and the significant penalties being sought,

¹ The Complaint alleges over 8000 separate violations over a three year time frame, broken down into 18 separate categories. The Complaint also seeks revocation of Verde's electricity generation supplier license and civil penalties in excess of \$8,000,000.

Verde has determined that it will require additional time to thoroughly investigate the

allegations of the Complaint and properly respond.

4. Verde has conferred with I&E regarding the allegations of the Complaint and the need for

additional time to investigate the allegations and provide a response, and I&E has

indicated that it consents to Verde's request for a 45-day extension to file its response to

the Complaint, until April 6, 2020.

5. Verde respectfully submits that this request for an extension of time satisfies the

requirements of 52 Pa. Code § 1.15 and is being made for good cause in that the period

for answering the Complaint has not yet expired, no party will be prejudiced by the grant

of the extension, and an extension of time will allow for a more complete investigation of

the allegations of the Complaint and will provide time for Verde to thoroughly respond to

the Complaint.

REQUEST FOR RELIEF

WHEREFORE, for all of the reasons stated herein, Verde Energy USA, Inc. respectfully

requests the issuance of an Order or Secretarial Letter granting this Motion and extending the

deadline for the filing of an Answer or response to the Complaint until April 6, 2020.

STEVENS & LEE

Michael A. Gruin, (I.D. No. 78625)

17 N. 2nd St., 16th Fl.

Harrisburg, PA 17101

Tel. (717) 255-7365

Fax (610) 988-0852

mag@stevenslee.com

COUNSEL FOR VERDE ENERGY USA,

INC.

DATE: February 14, 2020

2

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement Complainant

v.

Docket No. C-2020-3017229

Verde Energy USA, Inc.

Respondent

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of February 2020, a copy of the enclosed Motion for Extension of Time has been served upon the person listed below via First Class U.S. Mail in accordance with the requirements of 52 Pa. Code Sections 1.54 and 1.55.

Kayla Rost, Prosecutor Pennsylvania Public Utility Commission, Bureau of Investigation & Enforcement Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120

DATE: February 14, 2020

Michael A. Gruin

Muchael A Crun