

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

Docket No. A-2020-3020801

RECEIVED

8/5/2020

AUG 20 2020

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Please find the data request documentation from your letter dated 7/28/2020

- 1) Throughout the NGS application there were typographical errors while referencing the applicant. The correct name of the applicant is:

CCI INDUSTRIES, Inc. d/b/a Commonwealth Utilities

- 2) Reference Application, Section 4.a, Present Operations: Applicant should have marked X next to "other" and provided the following explanation:

CCI Industries, Inc. d/b/a Commonwealth Utilities inadvertently marked Broker/Marketer when it should have marked "other".

The company is a marketer/marketing services consultant/energy consultant of natural gas services and is under contract to a **single licensed Natural Gas Supplier** and falls within the scope of the definition set-forth below found on page 3 of the Public Utility Commission NGS application as also found within 52 Pa. Code 62.01.

Pennsylvania Public Utility Commission NGS Application, page 3:

Non-selling Marketer: A non-selling marketer is not required to obtain an NGS license. Per 52 Pa. Code § 62.101, a non-selling marketer is an individual or commercial entity, such as a telemarketing firm, door-to-door salesman or company, or auction-type website, **under contract to a single licensed NGS**, that provides marketing services to retail customers for natural gas supply services. However, any individual or commercial entity under contract to multiple NGS entities must obtain an NGS license.

52 Pa. Code 62.01

Marketing services consultant- A commercial entity, such as a telemarketing firm or auction-type website, or energy consultant, that under contract to a licensee or a retail customer, may act as an agent to market natural gas supply services to retail gas customers for the licensee or may act as an agent to recommend the acceptance of offers to provide service to retail customers. A marketing services consultant:

Timeline and Agreements:

7/2014-Present

On or about 7/7/2014, CCI Industries, Inc. d/b/a Commonwealth Utilities entered into an "Exclusive Broker Agreement" with Guttman Energy to provide natural gas services in the State of Pennsylvania. CCI Industries, Inc. d/b/a Commonwealth Utilities represented Guttman Energy, Inc. exclusively and was under contract to only Guttman Energy, Inc. Guttman Energy was acquired by Snyder Brothers, Inc. in

2016. The terms of the Guttman Energy contract remained in place and CCI Industries, Inc. d/b/a Common Wealth Utilities represented Snyder Brothers, Inc. exclusively to present day. CCI Industries, Inc. d/b/a Common Wealth Utilities only Natural Gas Supplier is Snyder Brothers, Inc.

Updated application page included.

3) Bonding letters included and attached to this document:

Peoples Gas bonding requirement is \$0
Columbia Gas bonding requirement is \$0

4) Reference Application, Section II, Affidavits:

Updated notarized Application Affidavit and notarized Operations Affidavit included and attached to this document.

I, Patrick Bane, 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).

Signature: _____



Date: _____

8/5/2020

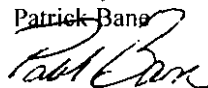
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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Sincerely,

Patrick Bane



President

CCI Industries, Inc. d/b/a CommonWealth Utilities

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)

The company is a marketer/marketing services consultant/energy consultant of natural gas services and is under contract to a single licensed Natural Gas Supplier and falls within the scope of the definition set-forth below found on page 3 of the Public Utility Commission NGS application as also found within 52 Pa. Code 62.01.

Pennsylvania Public Utility Commission NGS Application, page 3:

Non-selling Marketer: A non-selling marketer is not required to obtain an NGS license. Per 52 Pa. Code § 62.101, a non-selling marketer is an individual or commercial entity, such as a telemarketing firm, door-to-door salesman or company, or auction-type website, under contract to a single licensed NGS, that provides marketing services to retail customers for natural gas supply services. However, any individual or commercial entity under contract to multiple NGS entities must obtain an NGS license.

52 Pa. Code 62.01

Marketing services consultant: A commercial entity, such as a telemarketing firm or auction-type website, or energy consultant, that under contract to a licensee or a retail customer, may act as an agent to market natural gas supply services to retail gas customers for the licensee or may act as an agent to recommend the acceptance of offers to provide service to retail customers. A marketing services consultant:

Timeline and Agreements:

7/2014-Present

On or about 7/7/2014, CCI Industries, Inc. d/b/a Common Wealth Utilities entered into an "Exclusive Broker Agreement" with Guttman Energy to provide natural gas services in the State of Pennsylvania. CCI Industries, Inc. d/b/a Common Wealth Utilities represented Guttman Energy, Inc. exclusively and was under contract to only Guttman Energy, Inc. Guttman Energy was acquired by Snyder Brothers, Inc. in 2016. The terms of the Guttman Energy contract remained in place and CCI Industries, Inc. d/b/a Common Wealth Utilities represented Snyder Brothers, Inc. exclusively to present day. CCI Industries, Inc. d/b/a Common Wealth Utilities only Natural Gas Supplier is Snyder Brothers, Inc.

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):

* *Marketing services consultant*-A commercial entity, such as a telemarketing firm or auction-type website, or energy consultant, that under contract to a licensee or a retail customer, may act as an agent to market natural gas supply services to retail gas customers for the licensee or may act as an agent to recommend the acceptance of offers to provide service to retail customers. A marketing services consultant:

- (i) Does not collect natural gas supply costs directly from retail customers.
- (ii) Is not responsible for the scheduling of natural gas supplies.
- (iii) Is not responsible for the payment of the costs of the natural gas to suppliers, producers, or NGDCs.

~~A nontraditional marketer is not required to obtain an NGS license. ... or commercial entity, such as a telemarketing firm, door-to-door salesman or company, or auction-type website, under contract to a single licensed NGS, that provides marketing .~~



375 North Shore Drive
Pittsburgh, Pennsylvania 15212

www.peoples-gas.com

Carol Scanlon
Manager, Rates & Regulation

Peoples Service Company LLC
Phone: 412-208-6931
Email: Carol.Scanlon@peoples-gas.com

August 3, 2020

Patrick P. Bane
President
CCI Industries, Inc. d/b/a Commonwealth Utilities
322 North Shore Drive
Pittsburgh, PA. 15212

Dear Mr. Bane:

We are pleased that CCI Industries, Inc. d/b/a Commonwealth Utilities has applied for a license to provide natural gas services on the Peoples Group of Companies. Specifically you have requested to be licensed as a supplier on the distribution systems of Peoples Natural Gas Company LLC, and Peoples Gas Company LLC (formerly Peoples TWP) ("the Companies").

Since CCI Industries, Inc. d/b/a Commonwealth Utilities is not currently serving customers on the Peoples systems, we have determined at this time that CCI Industries, Inc. d/b/a Commonwealth Utilities does not need a bond or other financial security requirement to provide these services to the Company's customers.

If a Pool is established, and customers are enrolled which alters the creditworthiness requirement or the Company's exposure to CCI Industries, Inc. d/b/a Commonwealth Utilities provision of services on the Peoples' system changes in the future, the Companies may deem it appropriate to require a bond or other financial instrument.

If you have any questions feel free to contact me at 412-208-6931 or by email at Carol.Scanlon@peoples-gas.com.

Sincerely,

Carol Scanlon
Manager, Rates and Regulation
Peoples Natural Gas Company LLC

Cc: Stephen Kelly
Mina Speicher

June 8, 2020

Patrick Bane
CCI Industries, Inc.
322 North Shore Drive
Pittsburgh, PA 15212

Dear Patrick Bane:

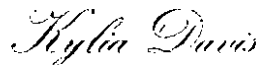
We are pleased that CCI Industries, Inc. has applied for a license to provide Natural Gas Broker/Marketer Services on the distribution system of Columbia Gas of Pennsylvania, Inc. ("Columbia Gas").

Under Paragraph 2.4.5 of the Rules Applicable to Distribution Service section of the Tariff of Columbia Gas, CCI Industries, Inc. could be required to provide to Columbia Gas a bond or other financial security instrument in an amount that Columbia Gas determines to be appropriate. CCI Industries, Inc. has indicated only brokering and consulting services will be provided. Therefore, we have determined at this time that CCI Industries, Inc. does not need a bond or other financial security requirement to provide broker natural gas services to Columbia Gas customers.

If the creditworthiness requirement or Columbia Gas' exposure to CCI Industries, Inc. changes in the future, Columbia Gas might deem it appropriate to require CCI Industries, Inc. to provide a bond or other financial security instrument.

Please feel free to contact me at 614-460-4980 should you have any questions regarding a bond or other financial security instrument requirements of Columbia Gas.

Sincerely,



Kyliia Davis
Manager of Choice and Transportation Support Services

Appendix A
APPLICATION AFFIDAVIT

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AUG 20 2020

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Commonwealth of Pennsylvania

ss.

County of Allegheny

Patrick Bane, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

He is the President, Office of Affiant of CCI Industries, Inc., d/b/a Common Wealth Utilities

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

That the Applicant herein CCI Industries, Inc., d/b/a Common Wealth Utilities has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as a natural gas supplier pursuant to 66 Pa. C.S. § 2208 (c)(1).

That the Applicant herein CCI Industries, Inc., d/b/a Common Wealth Utilities has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein CCI Industries, Inc., d/b/a Common Wealth Utilities acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

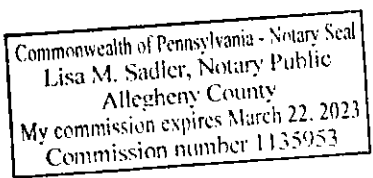
That the Applicant herein CCI Industries, Inc., d/b/a Common Wealth Utilities acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission. That the facts above set forth are true 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 *Patrick Bane*

Sworn and subscribed before me this 5th day of AUG, 2020

Signature of official administering oath
Lisa M Sadler

My commission expires 3/22 / 2023



Appendix B

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

OPERATIONS AFFIDAVIT

Commonwealth of Pennsylvania

SS.

County of Allegheny

Patrick Bane, Affiant, being duly [sworn/affirmed] according to law,
deposes and says that:

He is the President (Office of Affiant) of CCI Industries, Inc.,
d/b/a Common Wealth Utilities

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

That CCI Industries, Inc., d/b/a Common Wealth Utilities 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 CCI Industries, Inc., d/b/a Common Wealth Utilities 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 CCI Industries, Inc., d/b/a Common Wealth Utilities 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.

Appendix B (Continued)

That CCI Industries, Inc., d/b/a Common Wealth Utilities 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

Paul Bone

Sworn and subscribed before me this

5th

day of

AUG

, 20 20

Lisa M Sadler

Signature of official administering oath

My commission expires

3/22/2023

Commonwealth of Pennsylvania - Notary Seal
Lisa M. Sadler, Notary Public
Allegheny County
My commission expires March 22, 2023
Commission number 1135953



Commonwealth Utilities
4886 E. Willock Rd.
Pittsburgh, PA 15227



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

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