### SHEEHAN PHINNEY

Boston, MA | Concord, NH | Manchester, NH | Upper Valley

Mark W. Dell'Orfano Admitted in New Hampshire & Massachusetts Email: mdellorfano@sheehan.com

Direct: 603.627.8267 • Fax: 603.641.2384

Sheehan Phinney Bass & Green, PA 1000 Elm Street, 17<sup>th</sup> Floor PO Box 3701 Manchester, NH 03105-3701

February 7, 2022

### **VIA ELECTRONIC FILING**

Pennsylvania Public Utilities Commission Attn: Rosemary Chiavetta, Secretary 400 North St. Harrisburg, PA 17120

RE: Docket No. A-2015-2478258 - Environ Energy, LLC: Natural Gas Supplier License Application Amendment for a Name Change.

Dear Ms. Chiavetta:

We are in receipt of your letter of January 6, 2022, requesting additional information, supporting documents, and a filing fee from, our client, Environ Energy, LLC (f/k/a "Hospital Energy, LLC"), a New Hampshire limited liability company (the "Registrant"). Enclosed with this letter, please find and accept the following items, updating the Notice of Material Change (of November 8, 2021) to the Registrant's license to act as a natural gas supplier in the Commonwealth of Pennsylvania.

Thank you for your prompt attention to this matter. Should you have any questions about this letter, please do not hesitate to contact me directly.

Very truly yours,

Mark W. Dell'Orfand

Cc: Client

**MWD** 

**ENCLOSURES** 

### Docket No. A-2015-2478258 Environ Energy, LLC (f/k/a "Hospital Energy, LLC")

### Responses to Data Requests of January 6, 2022.

### **Updated Identification and Contact Information.**

Company Address: Environ Energy, LLC

1000 Elm Street PO Box 3701

Manchester, NH 03105-3701

Contacts for Consumer Service and Complaints.

Primary Contact: Courtney Duell, COO

Environ Energy, LLC 1000 Elm Street

PO Box 3701

Manchester, NH 03105-3701

Phone: 630.538.5163

Email: cduell@environenergy.com

Alternative Contact: Mark J. Mininberg

Environ Energy, LLC 1000 Elm Street PO Box 3701

Manchester, NH 03105-3701

Phone: 203.668.3522

Email: mark@environenergy.com

### **Business Entity Filings and Registration.**

On October 12, 2021, the Registrant changed its assumed name in the Commonwealth of Pennsylvania from "Hospital Energy, LLC" to "Environ Energy, LLC." Exhibit A is a copy of Environ Energy's name change documentation from the Pennsylvania Department of State. Exhibit B is a copy of Environ Energy's name change documentation from the New Hampshire Department of State.

### Form of Customer Notice of Name Change.

### ENVIRON ENERGY, LLC

### 1000 ELM ST., 17 FL. MANCHESTER, NH 03101

[Date]

[Customer]
[Customer Address 1]
[Customer Address 2]
[Customer Address 3]
[City], PA [ZIP]

RE: Name Change to Environ Energy, LLC.

Dear [Customer]:

On October 12, 2021, we changed our name from "Hospital Energy, LLC" to "Environ Energy, LLC," to reflect our expanded focus from just hospitals to serving the energy needs of any commercial, industrial, governmental, or institutional energy user.

Below, please find our updated contact information and our mailing address and telephone number for customer service and complaints.

Company Address: Environ Energy, LLC

1000 Elm Street PO Box 3701

Manchester, NH 03105-3701

Customer Service: Environ Energy, LLC

Customer Service Courtney Duell, COO

PO Box 3701

Manchester, NH 03105-3701

Phone: 630.538.5163

Sincerely yours,

[Company Officer]

I, the undersigned, 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. CS § 4904 (relating to unsworn falsification to authorities).

**ENVIRON ENERGY, LLC** (f/k/a "Hospital Energy, LLC") a New Hampshire limited liability company

By:	Chuel
Name:	Courtney Duell
Title:	COO
Date:	1/28/2022

#### CERTIFICATE OF SERVICE

On this the <u>7th</u> day of <u>February</u> 2022, I certify that a true and correct copy of the foregoing filing and all NON-CONFIDENTIAL attachments have been served, as either a hardcopy or a searchable PDF version on a cd-rom, upon the following:

Mark W. Dell'Orfano, Esq.

Office of Consumer Advocate 5th Floor, Forum Place 555 Walnut Street Harrisburg, PA 17120

Office of the Small Business Advocate Commerce Building, Suite 202 300 North Second Street Harrisburg, PA 17101

Columbia Gas of PA, Inc. Transport Support Services 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4980

email: transportevaluations@nisource.com

Peoples Natural Gas Company LLC

Carol Scanlon

375 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6931 FAX: 412.208.6577

email: Carol.Scanlon@peoples-gas.com

Peoples Gas Company LLC

Carol Scanlon

375 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6931 FAX: 412.208.6577

email: Carol.Scanlon@peoples-gas.com

UGI Utilities, Inc. - Gas Division

Sherry Epler 1 UGI Drive Denver, PA 17517 PH: 610.796.3447 Email: sepler@ugi.com Office of the Attorney General Bureau of Consumer Protection Strawberry Square, 14th Floor Harrisburg, PA 17120

Department of Revenue Bureau of Compliance PO Box 281230

Harrisburg, PA 17128-1230

Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building

400 North Street, 2 West Harrisburg, PA 17120

National Fuel Gas Distribution Corp.

Joanne E. Maciok 6363 Main Street Williamsville, NY 14221 PH: 716.857.7670 FAX: 716.857.7479

email: maciokj@natfuel.com

PECO

Carlos Thillet, Manager, Gas Supply and Trans-

portation

2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452

Email: carlos.thillet@exeloncorp.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

# EXHIBIT A. NAME CHANGE DOCUMENTATION FROM THE PENNSYLVANIA DEPARTMENT OF STATE

# COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF STATE BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS 401 NORTH STREET, ROOM 206 P.O.BOX 8722 HARRISBURG,PA 17105-8722 WWW.CORPORATIONS.PA.GOV

Allen Zou 1000 Elm Street, 17th Floor Manchester NH 03101

Environ Energy, LLC

The Bureau of Corporations and Charitable Organizations is happy to send your filed document. The Bureau is here to serve you and we would like to thank you for doing business in Pennsylvania.

If you have any questions pertaining to the Bureau, please visit our website at <a href="https://www.dos.pa.gov/BusinessCharities">www.dos.pa.gov/BusinessCharities</a> Or you may contact us by telephone at (717)787-1057. Information regarding business and UCC filings can be found on our searchable database at <a href="https://www.corporations.pa.gov/Search/CorpSearch">www.corporations.pa.gov/Search/CorpSearch</a>.

Entity number: 3951699

Entity# : 3951699 Date Filed : 10/12/2021 Pennsylvania Department of State

### PENNSYLVANIA DEPARTMENT OF STATE

### BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

Document will be returned to the name and address entered below.			Amendme	Amendment of Foreign Registration		
Allen Zou				DSCB: 15-413		
Name	7+1. E1			(rev. 2/2017)		
1000 Elm Street, 17	/tn Floor,					
Address Manchester	NH	03101				
City	State	Zip Code		413		
		-	1 10 1 11 11			
Read all instructi	ions prior to comp	leting. This form may b	be submitted online at <u>lit</u>	tps://www.corporations.pa.gov/.		
Fee: \$250						
			provisions of 15 Pa.C.S I foreign association her	. § 413 (relating to amendment eby states that:		
1. The name of the	association under	which it is registered t	o do business in this Cor	mmonwealth:		
Hospital Energy, L	LC					
•	•	☐ Limited Partner☐ Limited Liabilit	ship y (General) Partnership y Limited Partnership	<ul><li>☐ Business Trust</li><li>☐ Professional Association</li></ul>		
3. The (a) address office provider and		-	his Commonwealth or (b	) name of its commercial registered		
Complete part (a)	<i>OR</i> (b) not both	<i>i</i> 1:				
(a)						
Number and stre	eet City	State	Zip	Country		
		OR				
INCORP	SERVICES, INC		Dauphin			
(b) C/U:	-		•			
Name of C	ommercial Registered	Office Provider	County			
X The Amend	lment of Foreign I	Registration shall be eff	ek, and if appropriate confective upon filing in the fective on:	•		
			Date (MM/DD/	YYYY) Hour (if any)		

PENN File: October 12,2021

<ul> <li>S. Check, and if appropriate complete, one of the follows:</li> <li>              ∑ The association desires that its registration be amend     </li> </ul>		e or correct the	following info	ormation:
The name of the limited liability company is amended f Energy, LLC"	rom "Hospi	tal Energy, LLC	C" to "Environ	
Lifergy, LEC				
1				
☐ The amendment adopted by the association is set for	th in full in	Exhibit A attac	hed hereto and	l made a part hereof.
If the amendment reflects a change in name for the association which does not comply with 15 Pa.C.S. § 414 and §§ 201-209, the foreign association must adopt an alternate name that complies 15 Pa.C.S. §§ 201-209 for use in Pennsylvania.				1-209, the
IN TESTIMONY WHEREOF, the undersigned association	n has cause	d this Amendm	ent of Foreign	Registration Statement
to be signed by a duly authorized representative thereof this	12th	day of	October	, 2021
		Hospital E	nergy, LLC	
	·	Name o	of Association	-
	_	Mark W. ]	Dell'Orfano, Es	sq.
		Signati	ire	
	_	Authorize	d Signatory	
		Title		

### EXHIBIT B.

### NAME CHANGE DOCUMENTATION FROM THE NEW HAMPSHIRE DEPARTMENT OF STATE



### State of New Hampshire Department of State



ENVIRON ENERGY, LLC Allen Zou 1000 Elm Street, 17th Floor Manchester, NH 03101



### State of New Hampshire Department of State



10/19/2021 12:20:48 PM

Allen Zou 1000 Elm Street, 17th Floor Manchester, NH, 03101, USA

Enclosed is the acknowledgment copy of your filing. It acknowledges this office's receipt and successful filing of your documents.

Should you have any questions, you may contact the Corporation Division at the phone number or email address below. Please reference your Business ID Number when contacting our office.

Please visit our website for helpful information regarding all your business needs.

Sincerely, Corporation Division

Business ID: **785017** Filing No: **5457178** 

# State of New Hampshire Department of State

### OFFICE OF SECRETARY OF STATE CERTIFIED COPY

I, David M. Scanlan, Deputy Secretary of State of the State of New Hampshire, do hereby certify that the attached is a true copy of AMENDMENT(10/07/2021) as a New Hampshire Limited Liability Company of ENVIRON ENERGY, LLC previously HOSPITAL ENERGY, LLC, MININBERG, LLC as filed in this office and held in the custody of the Secretary of State. Documents may be subject to redactions according to New Hampshire RSA 91A.

Business ID: 785017

Certificate Number: 5457178



IN TESTIMONY WHEREOF,

I hereto set my hand and cause to be affixed the Seal of the State of New Hampshire, this 19th day of October A.D. 2021.

David M. Scanlan

Deputy Secretary of State

Filed

Date Filed: 10/07/2021 04:04:00 PM
Effective Date: 10/07/2021 04:04:00 PM
Filing #: 5453484 Pages: 2
Business ID: 785017
William M. Gardner
Secretary of State
State of New Hampshire

#### THE STATE OF NEW HAMPSHIRE

#### RESTATED CERTIFICATE OF FORMATION

OF

#### HOSPITAL ENERGY, LLC

a New Hampshire limited liability company

Hospital Energy, LLC, a limited liability company (the "Company") organized and existing under the New Hampshire Revised Limited Liability Company Act (RSA 304-C) (the "Act"), hereby certifies as follows:

- 1. <u>Name; Certificate of Formation</u>. The name of the limited liability company is **Hospital Energy, LLC**. The Company's Certificate of Formation was filed in the offices of the New Hampshire Secretary of State on December 22, 2017. It was subsequently amended once per that certain Certificate of Amendment dated November 8, 2018. The name of the Company under its original Certificate of Formation was **Mininberg**, LLC.
- 2. <u>Restated Certificate of Formation</u>. Per RSA 304-C:35, the Company's Certificate of Formation, as amended, is hereby restated and further amended, in its entirety, to read as follows:

FIRST: The name of the company (hereinafter referred to as the "Company") is

Environ Energy, LLC;

SECOND: The address of the Company's registered office in the State of New

Hampshire is 1000 Elm Street, 17th Floor, City of Manchester, County of Hillsborough 03105-3701. The name of the Company's registered agent for service of process at such address is Mark W.

Dell'Orfano, Esquire;

THIRD: The Company may engage in any lawful act or activity for which a

limited liability company may be formed under the Act, including, without limitation, the provisioning and delivery of energy advisory services, and to engage in all activities necessary or incidental to the

foregoing;

**FOURTH**: The management of the Company presently is and will continue to be

exercised by a manager or managers appointed pursuant to the

Company's operating agreement; and

FIFTH: Subject only to any contrary and applicable provisions of the Act, no

member, manager, or agent of the Company (including a person having

more than one such capacity) is liable for any debts, obligations, or liabilities of the Company or each other, whether arising in tort, contract, or otherwise, solely by reason of being such member, manager, or agent or acting (or omitting to act) in such capacities or participating (as an employee, consultant, contractor, or otherwise) in the conduct of the business of the Company.

- 3. Adoption. This Restated Certificate of Formation has been duly adopted by the written consent of the Company's sole member, per the applicable provisions of the Company's operating agreement, as the same may be, from time to time, amended, restated, or amended and restated.
- 4. <u>Effective Date</u>. This Restated Certificate of Formation shall be effective upon its filing in the offices of the New Hampshire Secretary of State.

IN WITNESS WHEREOF, the Company has caused its Restated Certificate of Formation to be executed by the undersigned on the date appearing below.

### HOSPITAL ENERGY, LLC

a New Hampshire limited liability company

Date

By:

Name: Mark W. Dell' Orfano, Esq.

Its: Authorized Signatory

[Signature Page to Restated Certificate of Formation]

# EXHIBIT C. NOTICE OF MATERIAL CHANGE NOVEMBER 8, 2021

### SHEEHAN PHINNEY

Boston • Concord • Manchester • Portsmouth • Upper Valley

Mark W. Dell'Orfano
Admitted in New Hampshire & Massachusetts
Email: mdellorfano@sheehan.com
Direct: 603.627.8267 • Fax: 603.641.2384

Sheehan Phinney Bass & Green, PA 1000 Elm Street, 17<sup>th</sup> Floor PO Box 3701 Manchester, NH 03105-3701

November 8, 2021

### VIA ELECTRONIC FILING

Pennsylvania Public Utilities Commission Secretary's Bureau Commonwealth Keystone Bldg., 2<sup>nd</sup> Fl., Room-N201 400 North St. Harrisburg, PA 17120

RE: Notice of Material Change: Hospital Energy, LLC.
Docket No. A-2018-3006502; Docket No. A-2015-2478258.

Dear Sir or Madam:

On behalf of our client, Environ Energy, LLC (f/k/a Hospital Energy, LLC), a New Hampshire limited liability company (the "Registrant"), please accept this Notice of Material Change (this "Notice") regarding its licenses to act as an electric generation broker-marketer and natural gas broker-marketer in the Commonwealth of Pennsylvania.

### Registrant's Name Change to Environ Energy, LLC.

On October 12, 2021, the Registrant changed its assumed name in the Commonwealth of Pennsylvania from "Hospital Energy, LLC" to "Environ Energy, LLC."

### Asset Purchase Transaction.

On September 3, 2021, the Registrant purchased a material portion of the business assets of Gotham Energy 360, LLC, a New York limited liability company ("Gotham")<sup>1</sup>. Expressly excluded from the asset purchase transaction were, among other things, all of Gotham's debt and equity securities and all of its certificates, licenses, and registrations to conduct any business, including any competitive or regulated energy or energy-related services business, in the Commonwealth of Pennsylvannia.

{S1977429.3}

<sup>&</sup>lt;sup>1</sup> Please see Docket No. A-2021-3024022 and Docket No. A-2021-3024027 for additional information concerning Gotham.

Pennsylvana Public Utilities Commission. RE: Notice of Material Change: Hospital Energy, LLC. Docket No. A-2018-3006502; Docker No.A-2015-2478258. November 8, 2021 - Page: 2.

Thank you for your prompt attention to this matter. Should you have any questions about this Notice, please do not hesitate to contact me directly.

Very truly yours,

Mark W. Dell'Orfano

Cc: Client

### EXHIBIT D.

### PENNSYLVANIA PUBLIC UTILITY COMMISSION DATA REQUEST JANUARY 6, 2022



#### COMMONWEALTH OF PENNSYLVANIA

PENNSYLVANIA PUBLIC UTILITY COMMISSION COMMONWEALTH KEYSTONE BUILDING 400 NORTH STREET HARRISBURG, PENNSYLVANIA 17120 January 6, 2022

> Docket No. A-2015-2478258 Utility Code: 1217603

### **EMAIL**

MARK W DELLORFANO SHEEHAN PHINNEY BASS & GREEN PA 1000 ELM ST 17<sup>TH</sup> FL MANCHESTER NH 03105-3701 MDELLORFANO@SHEEHAN.COM

RE: Natural Gas Supplier License Application Amendment for a Name Change

Dear Mr. Dell'Orfano:

On November 8, 2021, Hospital Energy, LLC filed an application amendment for a name change to its Natural Gas Supplier license with the Public Utility Commission. The application amendment was incomplete. In order for us to complete our analysis of your application amendment, the Energy Industry Group requires answers to the attached question(s).

Please be advised that you are directed to forward the requested information to the Commission within <u>30</u> days of receipt of this letter. Failure to respond may result in the application amendment being denied. As well, if Hospital Energy, LLC has decided to withdraw its application amendment, please reply notifying the Commission of such a decision.

Please forward the information to the Secretary of the Commission at the address listed below. When submitting documents, all documents requiring notary stamps must have original signatures. Please note that some responses may be e-filed to your case, <a href="http://www.puc.pa.gov/efiling/default.aspx">http://www.puc.pa.gov/efiling/default.aspx</a>. A list of document types allowed to be e-filed can be found at <a href="http://www.puc.pa.gov/efiling/DocTypes.aspx">http://www.puc.pa.gov/efiling/DocTypes.aspx</a>.

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

r answers should be verified per 52 Pa Code § 1.36. Accordingly, you must following statement with your responses:
I,, 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).

The blank should be filled in with the name of the appropriate company representative, and the signature of that representative should follow the statement.

In addition, to expedite completion of the application, please also e-mail the information to Jeff McCracken at <a href="mailto:jmccracken@pa.gov">jmccracken@pa.gov</a>. Please direct any questions to Jeff McCracken, Bureau of Technical Utility Services, at <a href="mailto:jmccracken@pa.gov">jmccracken@pa.gov</a> (preferred) or (717) 783-6163.

Sincerely,

Rosemary Chiavetta

Secretary

Enclosures

### Docket No. A-2015-2478258 Hospital Energy, LLC Data Requests

- 1. Reference Application, Section 1, Identification and Contact Information Please explain if the applicant's contact information is changing. Please provide updated contact information, if applicable.
- 2. Reference Application, Section 2, Business Entity Filings and Registration Since the applicant is changing its actual name with this filing, it must provide:
  - a. Its name change documentation from the Pennsylvania Department of State; and
  - b. Its name change documentation from its home state.
- 3. Reference Application, Section 6.a and 6.b, Certificate of Service Applicant failed to provide a Certificate of Service showing proof of service of this amendment (template attached). Please provide the missing documentation.
- 4. Regarding Customer Notice Applicant failed to provide its customer notice for this name change. Please provide the missing documentation.
- 5. Regarding Filing Fees Applicant failed to submit its filing fees to the Pennsylvania Public Utility Commission for its name change filing. Please submit a check or money order for \$350 made payable to the "Commonwealth of Pennsylvania".

### **CERTIFICATE OF SERVICE**

On this the	day of	20, I certify that a true and correct copy of the			
foregoing filing and all <b>N</b>	ION-CONFIDE	NTIAL attachments have been served, as either a hardcopy or a			
searchable PDF version on a cd-rom, upon 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	Department of Revenue Bureau of Compliance PO Box 281230 Harrisburg, PA 17128-1230
Columbia Gas of PA, Inc. Transport Support Services 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4980 e-mail: transportevaluations@nisource.com	Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2 West Harrisburg, PA 17120
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	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 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
UGI Utilities, Inc. – Gas Division Sherry Epler 1 UGI Drive Denver, PA 17517 PH: 610.796.3447 Email: sepler@ugi.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		
		_
	John Doe, President ABC Corp.	
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