

March 9, 2022

**VIA FEDERAL EXPRESS**

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

**Re: Marathon Power LLC Petition for Financial Security Reduction**  
**EGS License Number A-2017-2622882**  
**PAPUC Docket No. A-2014-2433775**

Dear Secretary Chiavetta:

This firm represents Marathon Power LLC (“Marathon”). Please accept this petition for a financial security reduction. Marathon requests a reduction in its financial security amount from 10% to 5% of its most recent 12 months (or 4 quarters) of gross receipts, in accordance with the Final Order entered July 24, 2014, at PAPUC Docket No. M-2013-2393141. Marathon’s gross receipts in Pennsylvania for calendar year 2021 are shown in the attached confidential Electric Choice Annual Report. Marathon has been licensed as an EGS in Pennsylvania for over two years.

This application includes the following required documentation:

- Annual Report of Marathon’s gross receipts in calendar year 2021;
- PA Department of Revenue Tax Status Letter of Good Standing;
- Recent REV-423 Specialty Tax Estimated Payment Form from PA Department of Revenue stating the total amount of gross receipts taxes that Marathon pre-paid towards the current calendar year;
- Proof of compliance with Alternative Energy Portfolio Standard obligations;
- Proof of compliance with the Commission’s required annual fees and supplemental annual fees;
- Proof of financial security compliance;
- Certificate of Service to all five statutory agencies and all electric distribution companies where we are licensed to operate; and
- A certified check for \$350 made payable to the “Commonwealth of Pennsylvania”.

Please do not hesitate to contact me with any additional questions or concerns.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'Murray E. Bevan', written in a cursive style.

Murray E. Bevan

Enclosures

cc: Service List (via FedEx with enclosures)

**Annual Report of Marathon's gross  
receipts in calendar year 2021**



February 14, 2022

**VIA FEDERAL EXPRESS**

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

**Re:     *Marathon Power, LLC d/b/a Marathon Energy***  
***A-2014-2433775***  
***Utility code 1116723***

Dear Secretary Chiavetta:

In compliance with 52 Pa. Code §§ 54.203, enclosed please find 2021 Retail Electric Choice Activity Reports for Marathon Power LLC d/b/a Marathon Energy.

This package includes redacted public versions of Marathon Energy's reports as well as confidential versions. The confidential versions have been provided under seal and marked "Confidential" as required.

Please do not hesitate to contact me with any additional questions or concerns.

Very truly yours,

*Rosemary Garlapow*

Rosemary Garlapow

Enclosures

Cc: Steven Jakab (via electronic mail only)

**ELECTRIC CHOICE ANNUAL REPORT****Electric Generation Sales (kWh) & Supply by Energy Source  
(Based on Total Retail Sales in Pennsylvania)**

Pursuant to 52 Pa. Code § 54.39(b) and 52 Pa. Code § 54.6, Marathon Power LLC dba Marathon Energy at \_\_\_\_\_  
(Name of Company)

Syracuse, NY, reports the following electric generation attributes for the following calendar year:  
(City) (State)

Year	TOTAL RETAIL SALES (kWh)	Coal (%)	Nuclear (%)	Oil (%)	Hydro- power (%)	Natural Gas (%)	Renewable (%)

**Detailed Break-down of Renewable Source by Technology (if any reported above)**

See 52 Pa. Code § 54.39 (b)(4).

Technology	Percent Renewable Energy Supplied (%)	Total Renewable Energy Supplied (kWh)
Solar Photovoltaic Energy		
Solar Thermal Energy		
Wind Power		
Low-Head Hydropower		
Geothermal Energy		
Landfill or Other Biomass-based Methane Gas		
Mine-based Methane Gas		
Energy from Waste		
Sustainable Biomass Energy		
Other (Name)		
Other (Name)		
Total Renewable Sources	*100%	

**NOTE to the Consumer:** Electricity is the product of a mix of generation energy sources that is delivered over a system of wires. This report reflects the estimated percent of total sales based on the primary fuel source used in the generation of electricity for customer end-use in the Commonwealth of Pennsylvania. Some generators may use a combination of fuel sources, such as oil and coal or oil and natural gas, which may be combined or used alternatively. In this instance, only the primary fuel source is reported. Data may also include negative sales for pumped storage hydroelectric operations, which could require the use of any fuel source except hydropower. If any supply source includes Distributed Generation or Combined Heat and Power, the applicable categories will be marked "DG" and/or "CHP." If net metering is deployed, an asterisk (\*) appears within the applicable categories. Upon request by the consumer, electricity providers are required to provide information on generation energy sources, energy efficiency, environmental impacts or personal historical billing data.

**NOTE to the Entity filing this report:** Please review above "Note to the Consumer" for important information needed to adequately complete this form. Verification of the anticipated generation energy source, of the identifiable resources (if and when they have been "claimed") and the fact that energy characteristics were not sold more than once, shall be conducted by an independent auditor at the end of each calendar year and contained in this annual report to the Commission. If generation energy sources are not identifiable, the provider shall disclose this fact.

**ELECTRIC CHOICE ANNUAL REPORT**

**Pennsylvania Gross Receipts<sup>1</sup>**

Name of Company: Marathon Power LLC dba Marathon Energy

Company Address: 100 Elwood Davis Road, Syracuse, NY 13212

Name and Title of Contact Person: Gerthy Davis

Phone Number of Contact Person: (315) 226-4477, Ext 207

Company Email Contact: [gerthy@mecny.com](mailto:gerthy@mecny.com); [akrutt@mecny.com](mailto:akrutt@mecny.com); [cskulikidis@mecny.com](mailto:cskulikidis@mecny.com)

Period of Operation (if less than full calendar year):

From January 2021 (Month, Year) to December 2021 (Month, Year)

**Complete one Annual Gross Receipts Report for each License/Certificate issued by the Commission. This form may be photocopied for reporting purposes. Please mark with a “✓” the category that applies:**

- Takes title to the electricity (Supplier, Generator, Aggregator, Municipal Supplier, or Electric Cooperative Supplier of electric power)
  - Municipal Suppliers and Electric Cooperatives should only report on retail activity that has occurred outside of their municipal boundaries or certified territory.
- Does not take title to the electricity (Broker/Marketer)
  - If collecting charges from PA licensed or certificated electricity providers for interstate electric energy sales, check the “Sales for Resale” box below and report total sales (kWh). No Gross Receipts are reported for these types of sales.

<p><b>CALENDAR YEAR:</b></p> <p style="text-align: center;"><u>2021</u></p>	<p><b>CHECK APPROPRIATE BOX:</b></p> <p><input checked="" type="checkbox"/> Retail Sales Report</p> <p><input type="checkbox"/> Sales for Resale</p> <p style="text-align: right;"> <span style="background-color: black; color: black;">██████████</span> kWh                 </p>
<p><b>GROSS RECEIPTS (if applicable)*:</b></p> <p style="background-color: black; color: black;">██████████</p>	

**\*Note: If you are a broker/marketer who does not take title to any electricity you should report \$0 as your total gross receipts for the year.**

<sup>1</sup> Gross receipt information is proprietary and will not be released to the public. Commission Order entered 7/20/00 at P-00991752. Confidential treatment of other information may also be requested. See Notice to Electricity Providers.

### ELECTRIC CHOICE ANNUAL REPORT

#### Disaggregated Pennsylvania Retail Sales (kWh) by EDC Service Area

Name of Company: Marathon Power LLC dba Marathon Energy

Period of Operation:

From January 2021 (Month, Year) to December 2021 (Month, Year)

**Complete one Annual Report of Retail Sales (kWh) for each License/Certificate issued by the Commission. Please mark with an "X" each Electric Distribution Company (EDC) applicable to your company's retail sales within the Commonwealth of Pennsylvania. Indicate the total kWh sold for distribution within each service area.**

- \_\_\_\_\_ Citizens Electric Co.
- \_\_\_\_\_ Duncannon, Borough of
- Duquesne Light Co.
- Metropolitan-Edison Co. (Met-Ed)
- PPL Electric Utilities Corp.
- PECO Energy Co.
- Pennsylvania Electric Co. (Penelec)
- \_\_\_\_\_ Pennsylvania Power Co.
- \_\_\_\_\_ Pike County Light & Power Co.
- \_\_\_\_\_ St. Clair, Borough of
- \_\_\_\_\_ Schuylkill Haven, Borough of
- \_\_\_\_\_ Smethport, Borough of
- \_\_\_\_\_ UGI Utilities Inc.
- \_\_\_\_\_ Wellsboro Electric Co.
- \_\_\_\_\_ West Penn Power Co.

**ELECTRIC CHOICE ANNUAL REPORT**

**Pennsylvania Tax Identification Update**

Name of Company: Marathon Power LLC dba Marathon Energy

City and State: Syracuse, NY Calendar Year of Annual Report: 2021

**A. Please designate your company by marking with an "X" as many categories that apply:**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Supplier/Generator | <input type="checkbox"/> Municipal Supplier/Generator |
| <input type="checkbox"/> Electric Cooperative/Supplier | <input type="checkbox"/> Broker/Marketer              |
| <input type="checkbox"/> Aggregator                    |   |

**B. If you are a Supplier/Generator, Broker/Marketer or Aggregator, please provide the current State Tax Account Numbers. If any tax account information has changed since the Pennsylvania license application was filed at the Commission, please indicate that this information is an "Update" of what is currently on file by marking the box with an X.**

**If your company is a Municipal Generator or Electric Cooperative, please provide the tax identification information that is on file at the Pennsylvania Department of Revenue.**

- Federal Employer Identification Number (EIN): ██████████  
(if applicable, e.g. a sole proprietor may not have an EIN)
- Sales Tax Identification/License No: ██████████  
(if applicable, e.g. wholesalers may not have a Sales Tax No.)
- Corporation Tax Identification/Box No: \_\_\_\_\_

**C. If your company owned electric generation assets in 1996 and has restructured since that time, please identify any successor companies whose operations are related to the production, distribution or retail sale of electricity in Pennsylvania. In addition, please identify any unrelated companies that have purchased electric generation assets from your company since 1996. Finally, please list on the back of this form any other Sales Tax or Corporation Tax Identification Nos. and associated company names under which payments, related to the production, distribution and retail sale of electricity, have been made to the PA Department of Revenue since July 1, 2001.**

Please print name here and sign below: Gerthy Davis

I Gerthy S Davis hereby state that the facts above set forth are true and correct (or are true and correct to 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. sec. 4904 (relating to unsworn falsification to authorities).



**NOTICE TO LICENSED ELECTRICITY PROVIDERS****Availability of Confidential Treatment for Information  
Provided in Quarterly and Annual Reports**

Note that pursuant to 52 PA Code § 54.39(d) these annual and quarterly reports “will be made available for public review upon request to the Commission subject to any rulings on confidentiality made by the Commission.” However, the Commission has issued a general ruling that the total amount of gross receipts that licensed EGSs are required to report pursuant to 52 Pa. Code § 54.39(b)(2) is considered proprietary and shall not be released to the public. See Petitions of Exelon Energy; Reliant Energy Retail, Inc.; and Statoil Energy Services, Inc for Protective Order, Order entered July 20, 2000 at Docket Nos. P-00991752; P-00991753; P-00991755, p. 5. Updates to tax information requested in the application form; the total amount of electricity sold (kWh); and, the percentage of total electricity supplied by each energy source remain available for public review. Confidential treatment of this information may be requested in accordance with established Commission procedures. See also 52 Pa. Code § 5.423.

To request confidential treatment of submitted information, a company must:

- (a) indicate clearly in its transmittal letter that the filing contains proprietary information;
  - (b) explain briefly why the information should be treated as confidential; and,
  - (c) supply two versions of the filing: one version of the report with confidential data redacted and one version of the proprietary report. The proprietary version must be clearly marked “Confidential.”
- The Secretary’s Bureau and the Bureau of Fixed Utility Services will maintain copies of each type of filing accordingly.

Pending Commission review of a request for confidential treatment and upon its approval, information designated as proprietary will not be made available for public review. However, if any member of the public, the Office of Consumer Advocate or the Office of Small Business Advocate requests to examine the propriety information, or if the Commission’s Office of Special Assistants or Bureau of Investigation & Enforcement believes that proprietary claim is frivolous or otherwise not justified, the Secretary’s Bureau will issue a Secretarial Letter directing the company to file within 14 days a petition for protective order pursuant to 52 Pa. Code § 5.423. During the 14-day period, the Commission will continue to honor the proprietary claim. Absent the timely filing of such a petition, the proprietary information claim will be deemed to have been waived.

While the Commission is considering whether to grant a petition for protective order, the company’s proprietary information claim will be honored unless a proceeding has been initiated to challenge the filing. In that event, the provisions of 52 Pa. Code § 5.423(b)(4) would apply. This provision requires the company to disclose the proprietary information to a party involved in the proceeding if the party “agrees to treat the information as if it were covered by a protective order until the presiding officer or the Commission issues the order or determines that issuance of the order would not be appropriate.”

**PA Department of Revenue Tax  
Status Letter of Good Standing**

Bureau of Compliance  
P.O. Box 280231  
Harrisburg, PA 17128-0231  
717-787-3911 (Option 5)  
[www.revenue.pa.gov](http://www.revenue.pa.gov)



Wednesday, February 09, 2022

Attention: Jeff Grygier

RE:

MARATHON POWER LLC  
6201 34TH AVE  
WOODSIDE, NY 11377

Federal EIN: [REDACTED]

Business Partner Number: [REDACTED]

Dear Requester,

I am writing to confirm that the above-referenced tax accounts for MARATHON POWER LLC are current. All returns have been filed with payment as of Wednesday, February 09, 2022. This confirmation is not intended to represent a "Bulk Sale Clearance" under the provision of section 1403 of the fiscal code. This letter does confirm that the account above is in good standing.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ernard S. Robinson, Jr.', written in a cursive style.

Ernard S. Robinson, Jr  
PA Department of Revenue  
Bureau of Compliance  
Business License Clearance Division

**Recent REV-423 Specialty Tax  
Estimated Payment Form**

- Payment Successfully Submitted.

## REV-423 Specialty Tax Estimated Payment

Business Name			Revenue ID	Federal Employer Identification Number
MARATHON POWER LLC			1000778205	[REDACTED]
Period Start Date	Period End Date	Period Due Date	Effective Date	Time Filed
1/1/2021	12/31/2021	3/15/2021	03/15/2021	3/10/2021 10:25:17 AM

Tax Type	Payment Amount
Gross Receipts - Electric, Hydro-Electric, & Water Power	[REDACTED]

Filed By	Transaction ID	Tax Return Status
<a href="#">Jeff Grygier</a>	1321000001674227	Complete

Payment Method: ACH Debit (EFT) Payment Through e-TIDES

[Return](#)

# **Proof of compliance with Alternative Energy Portfolio Standard obligations**



*Via Email to: Marathon Power LLC DBA Marathon Energy ( jeff@mecny.com, Archie@mecny.com)*

7 September, 2021

Dear Pennsylvania Electric Supplier:

This letter is to inform you that Marathon Power LLC DBA Marathon Energy has met the non-solar Tier I, solar Tier I and Tier II AEC retirement requirements for energy year 2021.

If you have any questions regarding this letter please contact InClime, the Pennsylvania AEPS Administrator, at [customerservice@pennaeps.com](mailto:customerservice@pennaeps.com) or by phone at 877-333-0573.

Best,

Pennsylvania AEPS Administration Team

**Proof of compliance with  
Commission fees**



**From:** [Chen, Yanling](#)  
**To:** [Ralph Cicchetti Jr](#)  
**Subject:** MARATHON POWER LLC (1116723) - Active - EGS  
**Date:** Friday, February 11, 2022 8:05:24 AM

---

Good morning,

Thank you for your inquiry. MARATHON POWER LLC (1116723) - Active – EGS does not have any outstanding balance. Let me know if you have questions.

Thank you!

Yanling Chen  
Fiscal Management Specialist  
Public Utility Commission  
P#717-705-0368  
F#717-783-8052  
[www.ychen@pa.gov](mailto:www.ychen@pa.gov)

# **Proof of financial security compliance**

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17120**

Electric Generation Supplier License Cancellations of  
Companies with an Expired Financial Security

M-2021-3023559

**FINAL ORDER**

On January 13, 2022, a Tentative Order was entered in the above captioned proceeding.

The Commission's regulations at 52 Pa. Code §54.42(a) require that a licensee shall comply with the applicable requirements of the code and Commission regulations and orders. Consistent with due process, a license may be suspended or revoked, and fines may be imposed against the licensee for failure to furnish and maintain a bond or other security approved by the Commission in the amount directed by the Commission.

The Electric Generation Suppliers (EGS) listed in Table 1 below filed approved financial securities within 30 days after publication in the *Pennsylvania Bulletin*.

**Table 1 – EGSs Compliant with Financial Security Requirements**

Below are the EGS licensees that provided the required approved financial security and are currently in compliance with 52 Pa. Code §54.42(a).

<u>Docket Number</u>	<u>Company Name</u>
A-2018-2640992	APOLLO EDISON LLC
A-2017-2613121	AURORA ENERGY ADVISORS LLC
A-2010-2205475*	GREAT AMERICAN POWER LLC
A-2014-2433775*	MARATHON POWER LLC
A-2013-2398398	NATIONAL POWER SOURCE LLC
A-2017-2613612*	PENNSYLVANIA GRAIN PROCESSING LLC
A-2020-3016555	US ENERGY LINK LLC

\*Taking title to electricity

The EGSs listed in Table 2 below failed to file any adverse public comments or approved security within 30 days after publication in the *Pennsylvania Bulletin*.

**Table 2 – EGS License Cancellation**

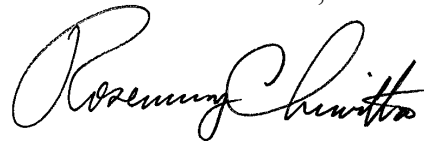
Below are the EGS licensees that failed to provide the required approved financial security.

<u>Docket Number</u>	<u>Company Name</u>
A-2017-2612022	MY ENERGY OPTION LLC
A-2011-2232137	SUSTAINABLE STAR LLC

The Electric Generation Supplier Licenses held by the companies listed in Table 2 are cancelled, and shall be stricken from all active utility lists maintained by the Commission’s Bureau of Technical Utility Services, the Secretary’s Bureau, and the Assessment Section of the Bureau of Administration, shall be removed from the Commission’s website, and notifications will be sent to all electric distribution companies in which the Electric Generation Supplier is licensed to do business and the Pennsylvania Department of Revenue – Bureau of Compliance, Business License Clearance Division.

The Tentative Order has become FINAL by operation of law.

BY THE COMMISSION,



Rosemary Chiavetta  
Secretary

ORDER ENTERED: March 8, 2022

# **Certificate of Service**

## CERTIFICATE OF SERVICE

On this the 9th day of March 2022, I certify that a true and correct copy of the foregoing filing and all **NON-CONFIDENTIAL** attachments have been served as a hardcopy, upon the following:

Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2 West  
Harrisburg, PA 17120

Office of the Attorney General  
Bureau of Consumer Protection  
Strawberry Square, 14th Floor  
Harrisburg, PA 17120

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

Department of Revenue  
Bureau of Compliance  
PO Box 281230  
Harrisburg, PA 17128-1230

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

Vice President – Energy Supply  
Corning Natural Gas Holding Corporation  
330 West William Street  
Corning, NY 14830

Legal Department  
West Penn Power d/b/a Allegheny Power  
800 Cabin Hill Drive  
Greensburg, PA 15601-1689

Manager Energy Acquisition  
PECO Energy Company  
2301 Market Street  
Philadelphia, PA 19101-8699

Regulatory Affairs  
Duquesne Light Company  
411 Seventh Street, MD 16-4  
Pittsburgh, PA 15219

Office of General Counsel  
Attn: Kimberly A. Klock  
PPL  
Two North Ninth Street (GENTW3)  
Allentown, PA 18101-1179

Legal Department  
First Energy  
2800 Pottsville Pike  
Reading PA, 19612

UGI Utilities, Inc.  
Attn: Rates Dept. – Choice Coordinator  
1 UGI Drive  
Denver, PA 17517

Citizens' Electric Company  
Attn: EGS Coordination  
1775 Industrial Boulevard  
Lewisburg, PA 17837

Wellsboro Electric Company  
Attn: EGS Coordination  
33 Austin Street  
P. O. Box 138  
Wellsboro, PA 16901



Murray E. Bevan  
Attorney for Marathon Power, LLC

Dated: March 9, 2022