

Stevens & Lee

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

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

January 27, 2023

DATE OF DEPOSIT

JAN 27 2023

PA Public Utility Commission
Secretary's Bureau

VIA FEDERAL EXPRESS

Secretary Rosemary Chiavetta
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: New Wave Energy Corp.
Docket Nos. A-2017-2626376 (electric) and A-2015-2503679 and A-2020-3019037 (natural gas)
Notice of conversion from corporation to limited liability company

Dear Secretary Chiavetta:

In accordance with 52 Pa. Code §§ 54.34 and 62.105, please accept this letter as notice that New Wave Energy Corp. has converted to a limited liability company, and effective immediately its legal name is now New Wave Energy, LLC. Accordingly, New Wave Energy is requesting that its Electric Generation Supplier and Natural Gas Supplier License be revised to reflect its updated company name.

Enclosed herewith are the following items in support of this filing:

- Two checks in the amount of \$350 each for the filing fees
- Copies of the conversion filings made with the Pennsylvania Department of State, Florida Secretary of State and Delaware Secretary of State to reflect the conversion from a corporation to limited liability company.
- Certificate of Service reflecting service of this letter on the five statutory agencies and all electric distribution companies and natural gas distribution companies in Pennsylvania
- Updated EGS Financial Security Bond to reflect the updated company name (New Wave Energy, LLC).
- A verification page signed by an officer of New Wave Energy.

The conversion will have no impact on New Wave Energy's customers or operations in Pennsylvania, and all customers will continue to be served under their existing contracts with no changes or interruptions to their service.


Allentown • Bergen County • Bala Cynwyd • Cleveland • Fort Lauderdale • Harrisburg • Lancaster • New York
Philadelphia • Princeton • Reading • Rochester • Scranton • Valley Forge • Wilkes-Barre • Wilmington
A PROFESSIONAL CORPORATION

Stevens & Lee

January 27, 2023
Page 2

Thank you, and should you have any questions or need any additional information, please feel free to contact me.

Sincerely,



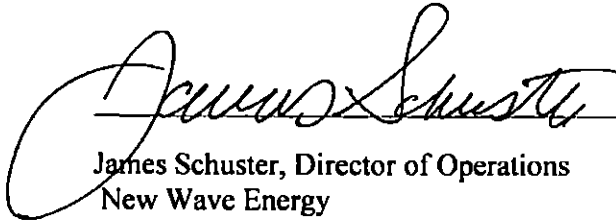
Michael Gruin

Enclosures

VERIFICATION

I, James Schuster, Director of Operations for New Wave Energy hereby state that the facts set forth in the attached filing 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 false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsifications to authorities.

Date: January 26, 2023



James Schuster, Director of Operations
New Wave Energy

DATE OF DEPOSIT
JAN 27 2023
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



FLORIDA DEPARTMENT OF STATE
Division of Corporations

December 9, 2022

DATE OF DEPOSIT

CORPORATION SERVICE COMPANY

JAN 27 2023

TALLAHASSEE, FL 32301

PA Public Utility Commission
Secretary's Bureau

Re: Document Number P09000088200

The Certificate of Conversion was filed on December 8, 2022 converting NEW WAVE ENERGY CORP., a Florida corporation, into NEW WAVE ENERGY, LLC, a non-qualified Delaware limited liability company.

Should you have any further questions concerning this matter, please feel free to call (850) 245-6051, the Registration Filing Section.

Annette Ramsey
OPS
Division of Corporations

Letter Number: 922A00027415

Account number: I20000000195

Amount charged: 35.00

FILED

2022 DEC -8 PM 12 27

Articles of Conversion
For
Florida Profit Corporation
Into a
Non-Florida Business Entity


The Articles of Conversion are submitted to convert the following **Florida Profit Corporation** into an a business entity formed under the laws of another jurisdiction in accordance with s. 607.11933, Florida Statutes.

1. The name of the Florida Profit Corporation converting into the (converted) resulting business entity is: **New Wave Energy Corp.**
2. The name of the resulting business entity is: **New Wave Energy, LLC**
3. The (converted) resulting entity is a: **Limited Liability Company**
organized, formed or incorporated under the laws of: **Delaware**
4. The above referenced Florida Profit Corporation has converted into another business entity in compliance with Chapter 607, F.S.
5. The plan of conversion was approved by the converting Florida Profit Corporation in accordance with Chapter 607, F.S.

Pursuant to s. 607.11933(4)(6) F.S. The conversion becomes effective at the later of:

1. The date and time provided by the organic law of the (converted) resulting entity; or
2. When the articles of conversion take effect.

Signed this 8 day of December 20 .

Signature: 
(Must be signed by a Director, Officer, or, if Directors or Officers have not been selected, an Incorporator.)

Printed Name: Nicholas Jerge Title: Executive Vice President

Fees: Filing Fee: \$ 35.00
 Certified Copy: \$8.75 (Optional)
 Certificate of Status: \$8.75 (Optional)

Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY THAT THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "NEW WAVE ENERGY, LLC" FILED IN THIS OFFICE ON THE EIGHTH DAY OF DECEMBER, A.D. 2022, AT 9:12 O`CLOCK A.M.



7175428 8100F
SR# 20224208881

You may verify this certificate online at corp.delaware.gov/authver.shtml

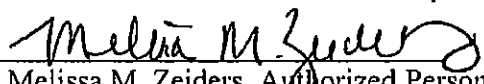
A handwritten signature in black ink, appearing to read "JBULLOCK", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed in a small font.

Authentication: 205039443
Date: 12-08-22

**STATE of DELAWARE
LIMITED LIABILITY COMPANY
CERTIFICATE of FORMATION**

- First:** The name of the limited liability company is New Wave Energy, LLC.
- Second:** The address of its registered office in the State of Delaware is:
251 Little Falls Drive, New Castle County, Wilmington, Delaware 19808-1674.
- The name of its registered agent at such address is Corporation Service Company.
- Third:** The existence of the limited liability company shall continue until cancellation of its Certificate of Formation.

IN WITNESS WHEREOF, the undersigned hereby executes this Certificate of Formation of New Wave Energy, LLC on this 8 day of December, 2022.


Melissa M. Zeiders, Authorized Person

Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF CONVERSION OF A FLORIDA CORPORATION UNDER THE NAME OF "NEW WAVE ENERGY CORP." TO A DELAWARE LIMITED LIABILITY COMPANY, CHANGING ITS NAME FROM "NEW WAVE ENERGY CORP." TO "NEW WAVE ENERGY, LLC", FILED IN THIS OFFICE ON THE EIGHTH DAY OF DECEMBER, A.D. 2022, AT 9:12 O`CLOCK A.M.




Jeffrey W. Bullock, Secretary of State

7175428 8100F
SR# 20224208881

Authentication: 205039443
Date: 12-08-22

You may verify this certificate online at corp.delaware.gov/authver.shtml

DATE OF DEPOSIT

JAN 27 2023


CERTIFICATE OF CONVERSION
OF
NEW WAVE ENERGY CORP., a Florida corporation
TO
NEW WAVE ENERGY, LLC, a Delaware limited liability company

PA Public Utility Commission
Secretary's Bureau

This Certificate of Conversion (this "Certificate"), under and pursuant to which New Wave Energy Corp, a Florida corporation (the "Corporation") will convert from a Florida corporation to a Delaware limited liability company under the Delaware Limited Liability Company Act, 6 Del. C. §18-214 sets forth as follows:

1. The jurisdiction where the Corporation first formed is Florida.
2. The jurisdiction of the Corporation immediately prior to filing this Certificate is Florida.
3. The date the Corporation first formed was October 26, 2009.
4. The name of the Corporation immediately prior to the filing of this Certificate is New Wave Energy Corp.
5. The name of the entity as set forth in its Certificate of Formation is New Wave Energy, LLC.
6. The conversion of New Wave Energy Corp. to New Wave Energy, LLC shall be effective on Dec. 8, 2022.
7. IN WITNESS WHEREOF, the undersigned has caused this Certificate of Conversion to be executed on this 8 day of December, 2022.

NEW WAVE ENERGY CORP.

By: 
Name: Nicholas Jerge
Title: Executive Vice President



0003615462



COMMONWEALTH OF PENNSYLVANIA
 Department of State
 Bureau of Corporations and Charitable Organizations
 PO Box 8722
 Harrisburg, Pennsylvania 17105-8722
TRANSFER OF FOREIGN REGISTRATION
 Fee: \$70

Pennsylvania Department of State

-FILED-
 Amendment #: 0003615462
 Date Filed: 1/11/2023

B0504-2181 01/11/2023 9:49 AM Received by Pennsylvania Department of State

DSCB:15- 418 (rev. 2/2017)

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 418 (relating to transfer of registration), the undersigned registered foreign association hereby states that:

Current Foreign Business Type

File Number 0004105758
 Current Name New Wave Energy Corp
 Filing Type Foreign Business Corporation
 Current Jurisdiction FLORIDA

Filing Type After Transfer

Select the type of association after the merger or conversion Foreign Limited Liability Company
 Type of limited liability company Limited Liability Company

Home Jurisdiction After Transfer

Jurisdiction of Formation Delaware

Effective Date

The filing shall be effective when filed with the Department of State

Name After Transfer

The full and proper name of the foreign association as registered in its home jurisdiction is New Wave Energy, LLC
 Business name in PennsylvaniaA3 New Wave Energy, LLC

The street address of the association's principal office.

Current Principal Office Address None
 New Principal Office Address 410 MAIN ST
 BUFFALO, NY 14202-3735

The mailing address of the association's principal office.

Current Mailing Address None

Home Jurisdiction Addresses

Select one The association's home jurisdiction does not require the association to maintain a street and mailing address in that jurisdiction.

Current Registered Office or Commercial Registered Office Provider

Search for Commercial Registered Office Provider (CROP) Incorp Services Inc.
 Commercial Registered Office Provider
 Venue and Publication County Dauphin

Electronic Signature

IN TESTIMONY WHEREOF, the undersigned registered foreign association has caused this Transfer of Foreign Registration to be signed by a duly authorized representative of the surviving or converted association

| Full Name | Title | Date |
|-------------|--------|------------|
| John Ludtka | Member | 01/11/2023 |


CERTIFICATE OF SERVICE

On this the 27th day of January 2023, I certify that a true and correct copy of the foregoing filing has been served upon the following by First Class U.S. Mail, postage prepaid:

| | |
|--|--|
| 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 Small Business Advocate Commerce Building, Suite 202 300 North Second Street Harrisburg, PA 17101 | Commonwealth of Pennsylvania Department of Revenue Bureau of Compliance PO Box 281230 Harrisburg, PA 17128-0946 |
| Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2 West Harrisburg, PA 17120 | Manager Energy Acquisition PECO Energy Company 2301 Market Street Philadelphia, PA 19101-8699 |
| Legal Department West Penn Power d/b/a Allegheny Power 800 Cabin Hill Drive Greensburg, PA 15601-1689 | Office of General Counsel Attn: Kimberly A. Klock PPL Two North Ninth Street (GENTW3) Allentown, PA 18101-1179 |
| Regulatory Affairs Duquesne Light Company 411 Seventh Street, MD 16-4 Pittsburgh, PA 15219 | Vice President – Energy Supply Corning Natural Gas Holding Corporation 330 West William Street Corning, NY 14830 |
| Citizens' Electric Company Attn: EGS Coordination 1775 Industrial Boulevard Lewisburg, PA 17837 | UGI Utilities, Inc. Attn: Rates Dept. – Choice Coordinator 2525 N. 12th Street, Suite 360 1 UGI Dr. Denver, PA 17517 |
| Legal Department First Energy 2800 Pottsville Pike Reading PA, 19612 | Wellsboro Electric Company Attn: EGS Coordination 33 Austin Street P. O. Box 138 Wellsboro, PA 16901 |
| National Fuel Gas Distribution Corp. Daniel Czechowicz, Director – Gas Supply Administration 6363 Main Street Williamsville, NY 14221 czechowiczd@natfuel.com | |

| | |
|---|--|
| <p>Philadelphia Gas Works Ryan Reeves, Director Supply Transportation & Control 800 West Montgomery Avenue Philadelphia, PA 19122 pgwchoicesupply@pgworks.com</p> | <p>Peoples Natural Gas Company LLC and Peoples Gas Company LLC Carol Scanlon 375 North Shore Drive Pittsburgh, PA 15212 Carol.Scanlon@peoples-gas.co</p> |
| <p>Valley Energy Inc. Ed Rogers 523 South Keystone Avenue Sayre, PA 18840-0340 erogers@ctenterprises.org</p> | <p>PECO Suzette Adams. Sr. Manager, Gas Supply and Transportation 2301 Market Street, S-18 Philadelphia, PA 19103 Suzette.Adams@exeloncorp.com</p> |
| <p>Columbia Gas of PA, Inc. Transport Support Services 290 W. Nationwide Blvd. Columbus, OH 43215 transportevaluations@nisource.com</p> | <p>UGI Utilities, Inc. – Gas Division Sherry Epler 1 UGI Drive Denver, PA 17517 sepler@ugi.com</p> |

DATE: January 27, 2023


Michael A. Gruin, Esq.

DATE OF DEPOSIT

JAN 27 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Align top of FedEx Express® shipping label here

ORIGIN ID:MDTA (717) 234-1090
MICHAEL A. GRUIN, ESQUIRE

SHIP DATE: 27 JAN 23
ACTWGT: 0.50 LB
CAD: 256122886/NET4580

17 N 2ND STREET
16TH FL
HARRISBURG, PA 17101
UNITED STATES US

BILL SENDER

TO **SECRETARY ROSEMARY CHIAVETTA** RECEIVED

PA PUBLIC UTILITY COMMISSION
400 NORTH STREET
HARRISBURG PA 17120

JAN 30 2023

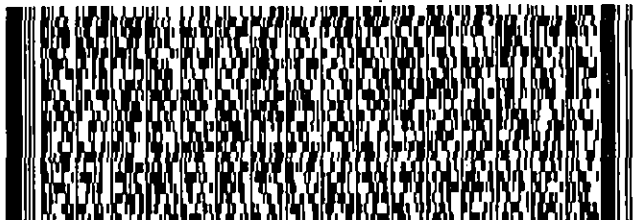
(800) 692-7380

REF: 111289-00001

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

INV.
PO

DEPT:



FedEx
Express



421022911974

MON - 30 JAN 10:30A
PRIORITY OVERNIGHT

TRK# 7711 4675 8089

0201

16 MDTA

17120
PA-US MDT

