

# Stevens & Lee

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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,



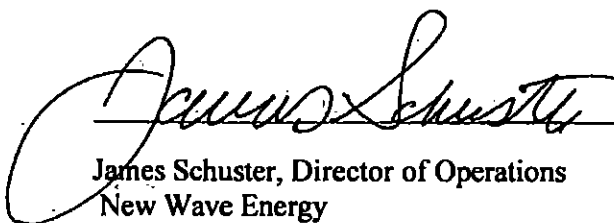
Michael Guin

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

[www.sunbiz.org](http://www.sunbiz.org)

Division of Corporations - P.O. BOX 6327 -Tallahassee, Florida 32314

FILED

2022 DEC -8 PM 12 27

STATE OF FLORIDA  
SECRETARY OF STATE

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.



  
Jeffrey W. Bullock, Secretary of State

7175428 8100F  
SR# 20224208881

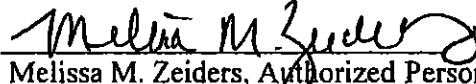
Authentication: 205039443  
Date: 12-08-22

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

**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](http://corp.delaware.gov/authver.shtml)



DATE OF DEPOSIT

JAN 27 2023

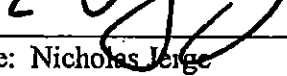
**CERTIFICATE OF CONVERSION**  
**OF**  
**NEW WAVE ENERGY CORP., a Florida corporation**  
**TO**  
**NEW WAVE ENERGY, LLC, a Delaware limited liability company**

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

<b>DSCB:15- 418 (rev. 2/2017)</b>		
In compliance with the requirements of the applicable provisions of <u>15 Pa.C.S. § 418</u> (relating to transfer of registration), the undersigned registered foreign association hereby states that:		
<b>Current Foreign Business Type</b>		
File Number	0004105758	
Current Name	New Wave Energy Corp	
Filing Type	Foreign Business Corporation	
Current Jurisdiction	FLORIDA	
<b>Filing Type After Transfer</b>		
Select the type of association after the merger or conversion	Foreign Limited Liability Company	
Type of limited liability company	Limited Liability Company	
<b>Home Jurisdiction After Transfer</b>		
Jurisdiction of Formation	Delaware	
<b>Effective Date</b>		
The filing shall be effective when filed with the Department of State		
<b>Name After Transfer</b>		
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	
<b>The street address of the association's principal office.</b>		
Current Principal Office Address	None	
New Principal Office Address	410 MAIN ST BUFFALO, NY 14202-3735	
<b>The mailing address of the association's principal office.</b>		
Current Mailing Address	None	
<b>Home Jurisdiction Addresses</b>		
Select one	The association's home jurisdiction does not require the association to maintain a street and mailing address in that jurisdiction.	
<b>Current Registered Office or Commercial Registered Office Provider</b>		
Search for Commercial Registered Office Provider (CROP)	Incorp Services Inc. Commercial Registered Office Provider	
Venue and Publication County	Dauphin	
<b>Electronic Signature</b>		
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 &amp; 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**

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HARRISBURG, PA 17101  
UNITED STATES US

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TO SECRETARY ROSEMARY CHIAVETTA RECEIVED

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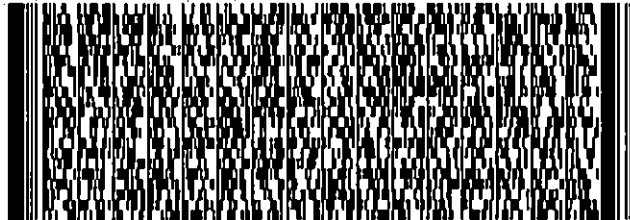
JAN 30 2023

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(800) 692-7380  
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