



333 W. Washington St., Ste. 140
Syracuse, NY 13202
www.smartestenergy.com

DATE OF DEPOSIT

MAY - 2 2023

May 2, 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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

Re: **Bond Reduction Petition for SmartestEnergy US LLC**
PUC Docket No. A-2019-3012703, Utility Code 1122551

Dear Secretary Chiavetta:

Please find enclosed is a petition of SmartestEnergy US, LLC ("SmartestEnergy"), a licensed energy generation supplier ("EGS") in Pennsylvania, requesting a reduction in its financial security amount from 10% to 5% of its most recent 12 months (or four quarters) of gross receipts, in accordance with the Public Utility Commission's ("PUC") Final Order entered July 24, 2014, at Docket No. M-2013-2393141.

Additionally, certain portions of this petition are deemed to contain commercially sensitive and confidential material by SmartestEnergy. Accordingly, enclosed is a public version of the petition and attachments, marked "Public," and a version of the petition and attachments marked "Confidential" and included in a separate sealed envelope also marked "Confidential."

Please also find attached the required money order in the amount of \$350, made payable to the Commonwealth of Pennsylvania.

Copies of the Public version of have been served on each of the statutory parties, the PUC's Bureau of Technical Utility Services, the Department of Revenue, the Office of Attorney General's Bureau of Consumer Protection, and all affected Pennsylvania electric distribution companies, as indicated in the attached Certificate of Service.

Please do not hesitate to let me know if you have any questions or concerns about this amendment or the application in general.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Cormie", written over a horizontal line.

Andy Cormie
CEO
SmartestEnergy US LLC

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of SmartestEnergy US LLC)
for approval to supply electricity or electric)
generation services as a Supplier of Electricity)
engaged in the business of supplying electricity)
to the public in the service territory of)
Duquesne Light, Met-Ed, PECO, Penelec.)
Penn Power, PPL and West Penn)

PUC Docket No. A-2019-3012703

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**PETITION OF SMARTESTENERGY US LLC
FOR A BOND REDUCTION**

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

SmartestEnergy US LLC ("SmartestEnergy"), was licensed as an electric generation supplier ("EGS") by the Public Utility Commission ("PUC") by an order issued on January 16, 2020, at PUC Docket No. A-2019-3012703, to provide retail electric power to residential, small commercial (25 kW and under demand), large commercial (over 25 kW demand), industrial, and governmental customers in the electric distribution company service territories of Duquesne Light Company, Metropolitan Edison Company, PECO Energy Company, Pennsylvania Electric Company, Pennsylvania Power Company, PPL Electric Utilities Corporation, and West Penn Power Company.

In compliance with the PUC's regulations at 52 Pa. Code §54.40, SmartestEnergy currently maintains financial security in the form of a letter of credit in the amount of \$460,000, equivalent to 10% of its 2021 gross receipts. This security expires on July 31, 2024. However, in accordance with PUC regulations, SmartestEnergy will be updating the amount of the letter of credit based on its 2022 gross receipts and filing the updated letter of credit with the PUC in June 2023.

Per the PUC's order of July 24, 2014, at Docket No. M-2013-2393141, a licensed EGS

may file a petition no later than 90 days prior to the expiration of its current financial security, asking for PUC approval to reduce its current financial security amount from 10% to 5% of its most recent 12 months (or four quarters) of gross receipts.

Therefore, SmartestEnergy respectfully requests that the PUC approve its request for a reduction of its bond requirements to 5% of its most recent 12 months of gross revenues.

DOCUMENTS IN SUPPORT OF PETITION

In support of this petition, SmartestEnergy has included the required money order in the amount of \$350, made payable to the Commonwealth of Pennsylvania, and the following attachments:

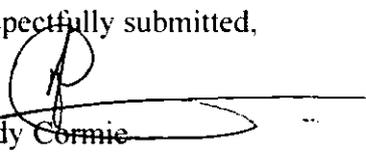
1. **Verification**
2. **Certificate of Service**
3. **Attachment A (CONFIDENTIAL)** – SmartestEnergy’s calendar year 2022 Pennsylvania gross receipts.
4. **Attachment B (CONFIDENTIAL)** – Tax Status Letter from the Pennsylvania Department of Revenue.
5. **Attachment C (CONFIDENTIAL)** – a recent statement of accounts from the Pennsylvania Department of Revenue stating the total amount of gross receipts taxes (GRT) SmartestEnergy pre-paid towards the current calendar year.
6. **Attachment D** – email correspondence from the Alternative Energy Portfolio Standards (“AEPS”) coordinator confirming that SmartestEnergy is compliant with its AEPS obligations.
7. **Attachment E** – email correspondence from the PUC’s Bureau of Administration confirming that SmartestEnergy is current with its required annual fees and supplemental annual fees.

Additionally, SmartestEnergy confirms that it has been licensed as an EGS in the Commonwealth of Pennsylvania for at least two years and that it will maintain its current financial security posted at the PUC for the duration of this bond reduction petition process.

CONCLUSION

SmartestEnergy appreciates the PUC's consideration of its petition and is available at the convenience of the PUC and Staff to answer any questions or provide additional information in support of this request.

Respectfully submitted,


Andy Cormie
CEO
SmartestEnergy US LLC

DATE OF DEPOSIT

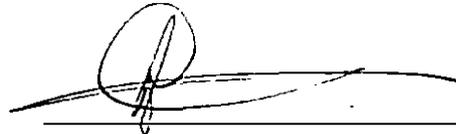
MAY - 2 2023

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SECRETARY'S BUREAU

VERIFICATION

I, Andy Cormie, state that I am the CEO for SmartestEnergy US LLC. I hereby verify that I am authorized to and do make this Verification for SmartestEnergy US LLC, and that the facts set forth in the foregoing petition and accompanying attachments 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 any hearing 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).

Date: 5/2/23



Andy Cormie
CEO
SmartestEnergy US LLC

DATE OF DEPOSIT

MAY - 2 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

ATTACHMENT A
Gross Receipts for Calendar Year 2022
(PUBLIC VERSION, REDACTED)

DATE OF DEPOSIT

MAY - 2 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DATE OF DEPOSIT

~~APR 04 2023~~

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ATTACHMENT B
Tax Status Letter from the
Pennsylvania Department of Revenue
(PUBLIC VERSION, REDACTED)

DATE OF DEPOSIT

MAY - 2 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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SmartestEnergy US LLC has been informed by the Pennsylvania Department of Revenue (DOR) that Tax Status Letters are now being processed in a new way, and instead of a letter of good standing DOR is now providing a Statement of Account. Please see electronic correspondence with DOR below.

[External] Tax Status Request_ SmartestEnergy US LLC

Update this question

Add additional information to your question

Attach additional documents to your question

No file chosen

File Attachment

-  [Tax Status Request to DoR_3_24_23.pdf](#) (244.75 KB)
-  [Smartest Energy US LLC](#) (84.55 KB)

Do you want a response?

Yes, please respond to my question

Communication History

Response Marvin Gregg via Email

03/27/2023 01:30 PM

Good afternoon,

Attached is the Statement of Account in regards to the Tax Status Letter request.

The decision has been made to change the way we process Tax Status Letter requests. This is primarily due to our bureau (and all of DOR) moving over to a new tax system. The letter that has previously been sent was a placeholder to satisfy requests for letters of good standing because there was no official letter in place to say whether or not the account was in good standing. We have now decided to move away from that format of letter and to issue Statements of Account letters (SOA) in its place. This is now our official letter of good standing, (or Tax Status Letter) which also provides more detailed account information for delinquencies. These letters will also indicate if there is a payment or credit on the account.

I am hopeful that this clarifies the confusion.

Thank you for your understanding,

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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APR 04 2023
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ATTACHMENT C

Gross Receipts Tax Prepayment for Calendar Year 2023

(PUBLIC VERSION, REDACTED)

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MAY - 2 2023

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ATTACHMENT D
AEPS Correspondence

DATE OF DEPOSIT

MAY - 2 2023

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**PENNSYLVANIA ALTERNATIVE
ENERGY CREDIT PROGRAM**

DATE OF DEPOSIT

~~APR 04 2023~~

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SECRETARY'S BUREAU~~

Via Email to: SmartestEnergy US LLC (dave-french@smartestenergy.com)

13 September, 2022

Dear Pennsylvania Electric Supplier:

This letter is to inform you that SmartestEnergy US LLC has met the non-solar Tier I, solar Tier I and Tier II AEC retirement requirements for energy year 2022.

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

Best,

Pennsylvania AEPS Administration Team

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MAY - 2 2023

PA PUBLIC UTILITY COMMISSION
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ATTACHMENT E
Annual Fee Correspondence

DATE OF DEPOSIT

MAY - 2 2023

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DATE OF DEPOSIT

~~APR 04 2023~~

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SECRETARY'S BUREAU~~

DATE OF DEPOSIT

From: Jim Cifaratta
To: Frank Caliva III; Kayla Austin; Kiersten O'Connor; Megan Quill
Subject: FW: Smartest Energy Compliance
Date: Monday, April 3, 2023 10:03:27 AM

MAY - 2 2023

PA PUBLIC UTILITY COMMISSION

SECRETARY'S BUREAU

DATE OF DEPOSIT

APR 04 2023

PA PUBLIC UTILITY COMMISSION

SECRETARY'S BUREAU

From: Kennedy, Diane <dikennedy@pa.gov>
Sent: Monday, April 3, 2023 9:52 AM
To: Jim Cifaratta <Jim-Cifaratta@smartestenergy.com>
Subject: Smartest Energy Compliance

Jim,

Per our conversation today, Smartest Energy is in compliance for PUC filings. All assessments have been paid and there is no outstanding balance.

Thanks,

Diane Kennedy | Fiscal Management Specialist 1
Public Utility Commission | Bureau of Administrative Services
Keystone Building | Room N 303
400 North Street | Harrisburg, PA 17120
Phone: 717.772.0316 | Fax: 717.783.8052
www.puc.pa.gov

SmartestEnergy US LLC, registered in Delaware with our head office located at 333 West Washington Street, Suite 140, Syracuse, NY 13202 Please note and read these warnings and requirements: This email and any attachments are confidential and may contain privileged information. If you are not the intended recipient you must not read, copy or distribute it or take any action in reliance upon it. If you have received this email in error please notify the sender, delete the e-mail immediately and do not disclose its contents. SmartestEnergy reserves the right to monitor e-mails and attachments entering or leaving its systems without prior notice. Telephone calls may be monitored or recorded. Please consider the environment before printing this e-mail.

CERTIFICATE OF SERVICE

On this the 2nd day of May 2023, I certify that a true and correct copy of the foregoing petition and all **NON-CONFIDENTIAL** attachments have been served, as either a hardcopy or a searchable PDF version on a CD-ROM, 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

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

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

Legal Department
First Energy
2800 Pottsville Pike
Reading PA 19612

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Andy Cormie
CEO
SmartestEnergy US LLC

