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May 10, 2023

DATE OF DEPOSIT

VIA OVERNIGHT DELIVERY

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

MAY 11 2023
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

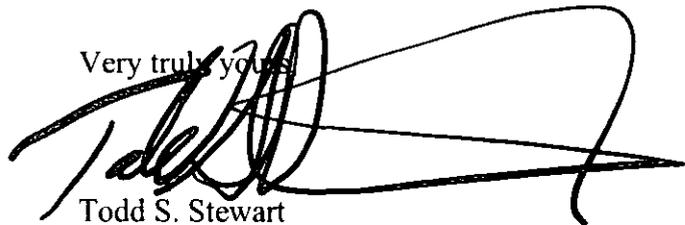
Re: Application of Sunstar C&E Services LLC; Docket No. A-2023-_____
EGS LICENSE APPLICATION

Dear Secretary Chiavetta:

Enclosed for filing with the Commission is an original and one (1) copy of the Electric Generation Services Application of Sunstar C&E Services LLC, for approval to offer, render, furnish, or supply electricity or electric generation services as a Broker/Marketer of Electricity to the public in the Commonwealth of Pennsylvania. The required bond is enclosed in a separate envelope that is marked accordingly. Also enclosed are some of the original proofs of publication and a check in the amount of \$350.00 to cover the filing fee. Please note that this application contains several attachments that are **Confidential** and are attached in a separate and appropriately marked envelope. Neither these attachments nor the bond will be provided to the parties being served the Application. Please return a time-stamped copy to the undersigned in the self-addressed stamped envelope provided.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,



Todd S. Stewart
Counsel for Optimum Energy Group

TSS/jld

Enclosures

cc: Per Certificate of Service (Application/non-confidential attachments ONLY)

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Sunstar C&E Services LLC, d/b/a Sunstar C&E Services LLC, for approval to offer, render, furnish, or supply electricity or electric generation services as a(n) [as specified in item #4b below] to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

1. IDENTIFICATION AND CONTACT INFORMATION

a. **IDENTITY OF THE APPLICANT:** Provide name (including any fictitious name or d/b/a), primary address, web address, and telephone number of Applicant:

Sunstar C&E Services LLC
5987 Orchard Woods Dr.
West Bloomfield, MI. 48324
PH. 248.388.6202

DATE OF DEPOSIT

MAY 1 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

b. **PENNSYLVANIA ADDRESS / REGISTERED AGENT:** If the Applicant maintains a primary address outside of Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's secondary office within Pennsylvania. If the Applicant does not maintain a physical location within Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's Registered Agent within Pennsylvania.

c/o Constellation, Inc.
1300 Virginia Dr.
Fort Washington, PA. 19034

c. **REGULATORY CONTACT:** Provide the name, title, address, telephone number, fax number, and e-mail address of the person to whom questions about this Application should be addressed.

Sammy Pernicano
Sunstar C&E Services LLC
5987 Orchard Woods Dr.
West Bloomfield, MI 48324
Phone # 248-388-6202
Fax # 313-274-5177
Email spernicano@msn.com

d. **ATTORNEY:** Provide the name, address, telephone number, fax number, and e-mail address of the Applicant's attorney. If the Applicant is not using an attorney, explicitly state so.

Sunstar C&E Services LLC will be using Hawke McKeon & Sniscak LLP 100 North Tenth St. Harrisburg, PA. 17101
Ph. 717.236.1300 Fax 717.236.4841 Todd Stewart email: tsstewart@hmslegal.com

e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS: (Required of ALL Applicants)** Provide the name, title, address, telephone number, FAX number, and e-mail **OF THE PERSON AND AN ALTERNATE PERSON (2 REQUIRED)** responsible for addressing customer complaints. These persons will ordinarily be the initial point(s) of contact for resolving complaints filed with the Applicant, the Electric Distribution Company, the Pennsylvania Public Utility Commission, or other agencies. The main contact's information will be listed on the Commission website list of licensed EGSs.

Name, title, et al--Sammy Pernicano, President
Sunstar C&E Services LLC
5987 Orchard Woods Dr.
West Bloomfield, MI 48324
Phone # 248-388-6202
Fax # 313-274-5177
Email spernicano@msn.com

Alternate Name, title, et al--Joseph Drabik, Jr.
VP - Business Development
Sunstar C&E Services LLC
5987 Orchard Woods Dr.
West Bloomfield, MI 48324
Phone # 716-940-8844
Fax # 716-566-4266
Email jd.sunstarecs@roadrunner.com

2. BUSINESS ENTITY FILINGS AND REGISTRATION

a. **FICTITIOUS NAME:** *(Select appropriate statement and provide supporting documentation as listed.)*

The Applicant will be using a fictitious name or doing business as ("d/b/a")

Provide a copy of the Applicant's filing with Pennsylvania's Department of State pursuant to 54 Pa. C.S. §311, Form PA-953.

or

The Applicant will not be using a fictitious name.

b. **BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS:**

(Select appropriate statement and provide supporting documentation. As well, understand that Domestic means being formed within Pennsylvania and foreign means being formed outside Pennsylvania.)

The Applicant is a sole proprietor.

- If the Applicant is located outside the Commonwealth, provide proof of compliance with 15 Pa. C.S. §4124 relating to Department of State filing requirements.

or

The Applicant is a:

- domestic general partnership (*)
- domestic limited partnership (15 Pa. C.S. §8511)
- foreign general or limited partnership (15 Pa. C.S. §4124)
- domestic limited liability partnership (15 Pa. C.S. §8201)
- foreign limited liability general partnership (15 Pa. C.S. §8211)
- foreign limited liability limited partnership (15 Pa. C.S. §8211)

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.
- Give name, d/b/a, and address of partners. If any partner is not an individual, identify the business nature of the partner entity and identify its partners or officers.
- Provide the state in which the business is organized/formed and provide a copy of the Applicant's charter documentation.
- * If a corporate partner in the Applicant's domestic partnership is not domiciled in Pennsylvania, attach a copy of the Applicant's Department of State filing pursuant to 15 Pa. C.S. §4124.

or

The Applicant is a:

- domestic corporation (15 Pa. C.S. §1308)
- foreign corporation (15 Pa. C.S. §4124)
- domestic limited liability company (15 Pa. C.S. §8913)
- foreign limited liability company (15 Pa. C.S. §8981)
- Other (Describe):

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.
- Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.
- Give name and address of officers.

Please see Exhibit 2.b., pages 1 of 4 and 2 of 4, for proof of compliance with Department of State filing requirements.

Sunstar C&E Services LLC is a Michigan Limited Liability Corporation. Please see Exhibit 2.b., pages 3 of 4 and 4 of 4, for a copy of the charter documentation.

The President and single member of Sunstar C&E Services LLC is Sammy Pernicano.

3. AFFILIATES AND PREDECESSORS

(both in state and out of state)

- a. AFFILIATES:** Give name and address of any affiliate(s) currently doing business and state whether the affiliate(s) are jurisdictional public utilities. If the Applicant does not have any affiliates doing business, explicitly state so. Also, state whether the applicant has any affiliates that are currently applying to do business in Pennsylvania.

Sunstar C&E Services LLC does not have any affiliates doing business or applying to do business in Pennsylvania.

- b. PREDECESSORS:** Identify the predecessor(s) of the Applicant and provide the name(s) under which the Applicant has operated within the preceding five (5) years, including address, web address, and telephone number, if applicable. If the Applicant does not have any predecessors that have done business, explicitly state so.

Sunstar C&E Services LLC does not have any predecessors that have done business in Pennsylvania.

4. OPERATIONS

a. APPLICANT'S PRESENT OPERATIONS: *(select and complete the appropriate statement)*

Definitions

- Supplier – an entity that sells electricity to end-use customers utilizing the jurisdictional transmission and distribution facilities of an EDC.
- Aggregator - an entity that purchases electric energy and takes title to electric energy as an intermediary for sale to retail customers.
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of electric energy but does not take title to electric energy.

The Applicant is presently doing business in Pennsylvania as a

- municipal electric corporation
- electric cooperative
- local gas distribution company
- provider of electric generation, transmission or distribution services
- broker/marketer engaged in the business of supplying electricity services
- Other; Identify the nature of service being rendered.

or

The Applicant is not presently doing business in Pennsylvania.

b. APPLICANT'S PROPOSED OPERATIONS: The Applicant proposes to operate as a *(may check multiple)*:

- Generator of electricity
- Supplier of electricity
- Aggregator engaged in the business of supplying electricity
- Broker/Marketer engaged in the business of supplying electricity services
 - Check here to verify that your organization will not be taking title to the electricity nor will you be making payments for customers.
- Electric Cooperative and supplier of electric power
- Other (Describe):

c. **PROPOSED SERVICES:** Describe in detail the electric services or the electric generation services which the Applicant proposes to offer.

Direct customer sales will be accomplished by offering the products of Constellation Energy Services, Inc. using their contract form(s) and addendums.

Management of Constellation's sales channel activity will involve:

- Continue to generate business with sales channel partners with well-founded relationships and proven trust.
- Vetting prospective channels' business history, background and standing in the market place to ensure a proper fit with client's business processes, values, and system requirements.
- Continually testing and upgrading procedures and forms to give the channel partners the friendliest system experience to ensure the delivery of the greatest value products to the end customer.

For both activities, act as liaison to Constellation by providing feedback on systems and infrastructure-its handling of deal flow and customer volume; its product offerings consistency and competitiveness; its ease of use and understanding--all to ensure delivery of great customer service to the end customer.

d. **PROPOSED SERVICE AREA:** Check the box of each Electric Distribution Company for which the Applicant proposes to provide service.

- | | |
|--|--|
| <input checked="" type="checkbox"/> Citizens' Electric | <input checked="" type="checkbox"/> Pike |
| <input checked="" type="checkbox"/> Duquesne Light | <input type="checkbox"/> PPL |
| <input type="checkbox"/> Met-Ed | <input checked="" type="checkbox"/> UGI Utilities |
| <input type="checkbox"/> PECO | <input checked="" type="checkbox"/> Wellsboro |
| <input checked="" type="checkbox"/> Penelec | <input checked="" type="checkbox"/> West Penn |
| <input checked="" type="checkbox"/> Penn Power | |
| | <input type="checkbox"/> Entire Commonwealth of PA |

e. **CUSTOMERS:** Applicant proposes to provide services to:

- Residential Customers
- Small Commercial Customers - (25 kW and Under)
- Large Commercial Customers - (Over 25 kW)
- Industrial Customers
- Governmental Customers
- All of above
- Other (Describe):
- Residential and Small Commercial Customers in a Mixed Meter Capacity -
This customer class reflects situations in which a large commercial, industrial, and/or governmental customer account also contains features of residential and/or small commercial customers. In this instance, the residential and/or small commercial portion must be an incidental portion of the larger account. **This customer class alone does not allow marketing targeted directly to residential and/or small commercial customers.** Further information may be found in the Requirements Applicable to Mixed Meter Scenarios Secretarial Letter served March 25, 2011, at Docket No. M-2009-2082042.

f. **START DATE:** Provide the approximate date the Applicant proposes to actively market within the Commonwealth.

January 1 2023

5. COMPLIANCE

- a. **CRIMINAL/CIVIL PROCEEDINGS:** State specifically whether the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, has been or is currently the defendant of a criminal or civil proceeding within the last five (5) years.

Identify all such proceedings (active or closed), by name, subject and citation; whether before an administrative body or in a judicial forum. If the Applicant has no proceedings to list, explicitly state such.

Neither Sunstar C&E Services LLC, an affiliate, nor a predecessor of either, and no person identified in this Application, has been or is currently the defendant of a criminal or civil proceeding within the last five (5) years.

- b. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any such proceedings listed above.

- c. **CUSTOMER/REGULATORY/PROSECUTORY ACTIONS:** Identify all formal or escalated actions or complaints, in the Commonwealth of Pennsylvania or any state, filed with or by a customer, regulatory agency, or prosecutory agency against the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, for the prior five (5) years, including but not limited to customers, Utility Commissions, and Consumer Protection Agencies such as the Offices of Attorney General. **Applicant should also include if it had a Pennsylvania PUC EGS or NGS license previously cancelled by the Commission.** If the Applicant has no actions or complaints to list, explicitly state such.

Please see Exhibit 5.C. pages 1-13 attached describing the action the PA PUC decided on for missing the filing of the PA Surety Bond on time for 2022 which was always in effect for Sunstar C&E Services LLC.

- d. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any actions listed above.

Sunstar C&E Services LLC has changed the State Farm agent that handles the process of securing the Surety Bond. This will ensure that Sunstar C&E Services LLC receives the "raised notary stamp" Surety Bond on a timely manner to be able to provide this to the PUC. We have updated the procedures internally at Sunstar C&E Services to have at least 3 points of follow up by the State Farm agent, the VP of Sales for Sunstar C&E Services and the President of Sunstar C&E Services. This will ensure that the Surety Bond is provided to Sunstar C&E Services LLC on a timely manner as well as 2 points of follow up within Sunstar C&E Services LLC. These procedures will ensure that the Surety Bond is sent to the PUC as a "Registered Letter" with tracking ability to verify the Surety Bond is delivered to the PUC on a timely manner. Please note that Sunstar C&E Services LLC never let the Surety Bond laps. We have always maintained the Surety Bond in effect but, it was not received by the PUC on a timely manner. Sunstar C&E Services takes these steps very seriously to maintain the certification in PA on an on going basis.

6. PROOF OF SERVICE

Required of ALL Applicants regardless of operating as a supplier, broker, marketer, or aggregator.
(Example Certificate of Service is attached at Appendix C)

- a. **STATUTORY AGENCIES:** Pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14, provide proof of service of a signed and verified Application with attachments on 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

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

- b. **EDCs:** Pursuant to Sections 1.57 and 1.58 of the Commission's Regulations, 52 Pa. Code §§1.57 and 1.58, provide Proof of Service of the Application and attachments upon each of the Electric Distribution Companies the Applicant proposed to provide service in. Upon review of the Application, further notice may be required pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14. Contact information for each EDC is as follows.

Pike County Light & Power Company:
Vice President – Energy Supply
Corning Natural Gas Holding Corporation
330 West William Street
Corning, NY 14830

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

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

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

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

Met-Ed, Penelec, and Penn Power:
Legal Department
First Energy
2800 Pottsville Pike
Reading PA, 19612

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

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

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

7. FINANCIAL FITNESS

a. **BONDING:** In accordance with 66 Pa. C.S. Section 2809(c)(1)(i), the Applicant is required to file a bond or other instrument to ensure its financial responsibilities and obligations as an EGS. Therefore, the Applicant is...

- Furnishing the **ORIGINAL** of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$250,000.
- Furnishing the **ORIGINAL** of another initial security for Commission approval, to ensure financial responsibility, such as a parental guarantee, in the amount of \$250,000.
- For Marketers and Brokers** - Filing for a modification to the \$250,000 requirement and furnishing the **ORIGINAL** of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$10,000. Applicant is required to provide information supporting an amount less than \$250,000. Such supporting information must include indication that the Applicant will not take title to electricity and will not pay electricity bills on behalf of its customers. Further details for modification may be described as well.

The original bond is hereby submitted with this Application. A copy of the bond is also attached as Exhibit 7. a

CRITICAL BONDING NOTES:

Applicant is required to maintain a bond or other financial instrument the entire time it maintains an EGS license with the Commonwealth of Pennsylvania. If Applicant's security instrument is not continuous, Applicant **MUST** submit a Rider, Amendment, or Continuation Certificate annually based on the expiration date of its security instrument.

At least sixty days (60) prior to the security instrument's expiration date, Applicant should contact Stephen Jakab at sjakab@pa.gov to determine the appropriate bonding amount based on a percentage of Applicant's gross receipts resulting from the sale of generated electricity consumed in Pennsylvania. Once the amount has been determined, Applicant should overnight the updated security instrument(s) at least thirty (30) days prior to the expiration date to ensure adequate time for staff review and approval of the security instrument(s).

Template versions of a continuous bond, fixed-term bond, continuous letter of credit, and parental guarantee are attached at Appendix E, F, G, & H, respectively. Applicant's security must follow language from these examples, and must include the unmodified language outlined in Appendix D. Any deviation from these examples must be identified in the application and may not be acceptable to the Commission.

b. FINANCIAL RECORDS, STATEMENTS, AND RATINGS: Applicant must provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted include the following:

Please see Exhibit 7. b. marked "Confidential" Financial Records, Statements, and Rating

X-7.b. pg.1 - Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.

Confidential

N/A - Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient)

X-7.b. pg.2 - Applicant's accounting statements, including balance sheet and income statements for the past two years.

Confidential

X-7.b. pg.3 - Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form, evidence of Moody's, S&P, or Fitch ratings, and/or other independent financial service reports.

Confidential

N/A - A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee.

N/A - Audited financial statements exhibiting accounts over a minimum two year period.

X-7.b. pg.4,5,6 - Bank account statement, tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

Confidential

c. SUPPLIER FUNDING METHOD: If Applicant is operating as anything other than **Broker/Marketer only**, explain how Applicant will fund its operations. Provide all credit agreements, lines of credit, etc., and elaborate on how much is available on each item.

Sunstar C&E Services LLC operates as a Broker/Marketer only.

d. BROKER PAYMENT STRUCTURE: If applicant is a broker/marketer, explain how your organization will be collecting your fees.

As a broker/marketer, Sunstar C&E Services LLC receives fees directly from the Supplier once the Supplier has received payment for electricity from the customer/end user.

e. ACCOUNTING RECORDS CUSTODIAN: Provide the name, title, address, telephone number, FAX number, and e-mail address of Applicant's custodian for its accounting records.

Name, title, et al--Sammy Pernicano, President
Sunstar C&E Services LLC
5987 Orchard Woods Dr.
West Bloomfield, MI 48324
Phone # 248-388-6202
Fax # 313-274-5177
Email spernicano@msn.com

f. TAXATION: Complete the TAX CERTIFICATION STATEMENT attached as Appendix I to this application.

All sections of the Tax Certification Statement must be completed. Submitting N/A on either the Sales Tax License Number or the Employer ID Number (items 7A and 7B) shall be accompanied by supporting documentation or an explanation validating the absence of such information.

Items 7A and 7C on the Tax Certification Statement are designated by the Pennsylvania Department of Revenue. Item 7B on the Tax Certification Statement is designated by the Internal Revenue Service.

8. TECHNICAL FITNESS:

To ensure that the present quality and availability of service provided by electric utilities does not deteriorate, the Applicant shall provide sufficient information to demonstrate technical fitness commensurate with the service proposed to be provided.

a. EXPERIENCE, PLAN, STRUCTURE: such information may include:

Technical Fitness explained on Exhibit 8.a.

- Applicant's previous experience in the electricity industry.
- Summary and proof of licenses as a supplier of electric services in other states or jurisdictions. Sunstar C&E Services LLC is not a supplier. N/A
- Type of customers and number of customers Applicant currently serves in other jurisdictions.
- Staffing structure and numbers as well as employee training commitments.
- Business plans for operations within the Commonwealth.
- Documentation of membership in PJM, ECAR, MAAC, other regional reliability councils, or any other membership or certification that is deemed appropriate to justify competency to operate as an EGS within the Commonwealth.
- Any other information appropriate to ensure the technical capabilities of the Applicant.

b. PROPOSED MARKETING METHOD (*check all that apply*)

- Internal – Applicant will use its own internal resources/employees for marketing
- External EGS – Applicant will contract with a PUC **LICENSED EGS** broker/marketer
- Affiliate – Applicant will use a **NON-EGS** affiliate marketing company and or individuals.
- External Third-Party – Applicant will contract with a **NON-EGS** third party marketing company and or individuals
- Other (Describe):

c. DOOR TO DOOR SALES: Will the Applicant be implementing door to door sales activities?

- Yes
- No

If yes, will the Applicant be using verification procedures?

- Yes
- No

If yes, describe the Applicant's verification procedures.

- d. **OVERSIGHT OF MARKETING:** Explain all methods Applicant will use to ensure all marketing is performed in an ethical manner, for both employees and subcontractors.

Sunstar C&E Services LLC, as an exclusive marketer for products made available by Constellation Energy Services, Inc. will use marketing materials provided by Constellation. Sunstar C&E Services LLC will abide by all sections of the independent contractor agreement with Constellation including the section titled, "Standard of Care and Integrity of Sales". This section of the contract states: [Sunstar] shall employ reasonable care and reasonable business judgement in compliance with good, ethical, and lawful business practices

- e. **OFFICERS:** Identify Applicant's chief officers, and include the professional resumes for any officers directly responsible for operations. All resumes should include date ranges and job descriptions containing actual work experience.

The resume of Sammy Pernicano, President and single member of Sunstar C&E Services LLC is attached as Exhibit 8.e

- f. **FERC FILING:** Applicant has:

- Filed an Application with the Federal Energy Regulatory Commission to be a Power Marketer.
- Received approval from FERC to be a Power Marketer at Docket or Case Number _____.
- Not applicable

9. DISCLOSURE STATEMENTS:

Disclosure Statements: If proposing to serve Residential and/or Small Commercial (under 25 kW) Customers, provide a Residential and/or Small Commercial disclosure statement. A sample disclosure statement is provided as Appendix J to this Application.

- Electricity should be priced in clearly stated terms to the extent possible. Common definitions should be used. All consumer contracts or sales agreements should be written in plain language with any exclusions, exceptions, add-ons, package offers, limited time offers or other deadlines prominently communicated. Penalties and procedures for ending contracts should be clearly communicated.

Not applicable for an applicant applying for a license exclusively as a broker/marketer.

Not Applicable to Sunstar C&E Services LLC as a broker/marketer only.

10. VERIFICATIONS, ACKNOWLEDGEMENTS, AND AGREEMENTS

- a. **PJM LOAD SERVING ENTITY REQUIREMENT:** As a prospective EGS, the applicant understands that those EGSs which provide retail electric supply service (i.e. takes title to electricity) must provide either:

- proof of registration as a PJM Load Serving Entity (LSE), or
- proof of a contractual arrangement with a registered PJM LSE that facilitates the retail electricity services of the EGS.

The Applicant understands that compliance with this requirement must be filed within 120 days of the Applicant receiving a license. As well, the Applicant understands that compliance with this requirement may be filed with this instant application.

(Select only one of the following)

- AGREED - Applicant has included compliance with this requirement in the instant application, labeled in correspondence with this section (10).
- AGREED - Applicant will provide compliance with this requirement within 120 days of receiving its license
- ACKNOWLEDGED - Applicant is not proposing to provide retail electric supply service at this time, and therefore is not presently obligated to provide such information

b. STANDARDS OF CONDUCT AND DISCLOSURE: As a condition of receiving a license, Applicant agrees to conform to any Uniform Standards of Conduct and Disclosure as set forth by the Commission. Further, the Applicant agrees that it must comply with and ensure that its employees, agents, representatives, and independent contractors comply with the standards of conduct and disclosure set out in Commission regulations at 52 Pa. Code § 54.43, as well as any future amendments.

AGREED

c. REPORTING REQUIREMENTS: Applicant agrees to provide the following information to the Commission or the Department of Revenue, as appropriate:

- Retail Electricity Choice Activity Reports: The regulations at 52 Pa. Code §§ 54.201--54.204 require that all active EGSs report sales activity information. An EGS will file an annual report reporting for customer groups defined by annual usage. Reports must be filed using the appropriate report form that may be obtained from the PUC's Secretary's Bureau or the forms officer, or may be down-loaded from the PUC's internet web site.
- Reports of Gross Receipts: Applicant shall report its Pennsylvania intrastate gross receipts to the Commission on a quarterly and year to date basis no later than 30 days following the end of the quarter.
- The Treasurer or other appropriate officer of Applicant shall transmit to the Department of Revenue by March 15, an annual report, and under oath or affirmation, of the amount of gross receipts received by Applicant during the prior calendar year.
- Net Metering Reports: Applicant shall be responsible to report any Net Metering per the Standards on http://www.puc.pa.gov/consumer_info/electricity/alternative_energy.aspx. Scroll down to the Net Metering Standards Section.
- Applicant shall report to the Commission the percentages of total electricity supplied by each fuel source on an annual basis per 52 Pa. Code § 54.39(d).
- Applicant will be required to meet periodic reporting requirements as may be issued by the Commission to fulfill the Commission's duty under Chapter 28 pertaining to reliability and to inform the Governor and Legislature of the progress of the transition to a fully competitive electric market.

AGREED

- d. **TRANSFER OF LICENSE:** The Applicant understands that if it plans to transfer its license to another entity, it is required to request authority from the Commission for permission prior to transferring the license. See 66 Pa. C.S. Section 2809(D). Transferee will be required to file the appropriate licensing application.

AGREED

- e. **ANNUAL FEES:** The Public Utility Code authorizes the PUC to collect an annual fee of \$350 from suppliers, brokers, marketers, and aggregators selling electricity in the Commonwealth of PA, and an annual supplemental fee based on annual gross intrastate revenues, applicable to suppliers only.

ACKNOWLEDGED

- f. **FURTHER DEVELOPMENTS:** Applicant is under a continuing obligation to amend its application if substantial changes occur to the information upon which the Commission relied in approving the original filing. See 52 Pa. Code § 54.34.

AGREED

- g. **FALSIFICATION:** The Applicant understands that the making of false statement(s) herein may be grounds for denying the Application or, if later discovered, for revoking any authority granted pursuant to the Application. This Application is subject to 18 Pa. C.S. §§4903 and 4904, relating to perjury and falsification in official matters.

AGREED

- h. **NOTIFICATION OF CHANGE:** If your answer to any of these items changes during the pendency of your application or if the information relative to any item herein changes while you are operating within the Commonwealth of Pennsylvania, you are under a duty to so inform the Commission, within twenty (20) days, as to the specifics of any changes which have a significant impact on the conduct of business in Pennsylvania. See 52 Pa. Code § 54.34.

AGREED

- i. **CEASING OF OPERATIONS:** Applicant is also required to officially notify the Commission if it plans to cease doing business in Pennsylvania, 90 days prior to ceasing operations.

AGREED

- j. **Electronic Data Interchange:** The Applicant acknowledges the Electronic Data Interchange (EDI) requirements and the relevant contacts for each EDC, as listed at Appendix M.

AGREED

- k. **FILING FEE:** The Applicant has enclosed or paid the required, non-refundable filing fee by **CERTIFIED CHECK OR MONEY ORDER** in the amount of **\$350.00 payable to the Commonwealth of Pennsylvania.** The Commission does not accept corporate or personal checks for filing fees.

PAYMENT ENCLOSED

11. AFFIDAVITS

Must be notarized before filing.

- a. **APPLICATION AFFIDAVIT:** Complete and submit with your filing an officially notarized Application Affidavit stating that all the information submitted in this application is truthful and correct. An example copy of this Affidavit can be found at Appendix A.

- b. **OPERATIONS AFFIDAVIT:** Provide an officially notarized affidavit stating that you will adhere to the reliability protocols of the North American Electric Reliability Council, the appropriate regional reliability council(s), and the Commission, and that you agree to comply with the operational requirements of the control area(s) within which you provide retail service. An example copy of this Affidavit can be found at Appendix B.

12. NEWSPAPER PUBLICATIONS

Required of ALL Applicants regardless of operating as a supplier, broker, marketer, or aggregator.

Notice of filing of this Application must be published in newspapers of general circulation covering each county in which the applicant intends to provide service. The newspapers in which proof of publication are required is dependent on the service territories the applicant is proposing to serve.

The chart below dictates which newspapers are necessary for each EDC. For example, an applicant that wants to operate in Penn Power would need to run ads in both The Erie Times-News and the Pittsburgh Post-Gazette. If the applicant is proposing to serve the entire Commonwealth, please file proof of publication in all seven newspapers.

The only acceptable verification of this requirement is with Notarized Proofs of Publication, which may be requested from each newspaper and must be supplied with this application. Applicants do not need a docket number in their publication. Docket numbers will be issued when all criteria on the item 14 checklist (see below) are satisfied.

	Erie Times-News	Harrisburg Patriot-News	Philadelphia Daily News or Philadelphia Inquirer	Pittsburgh Post-Gazette	Scranton Times-Tribune	Williamsport Sun-Gazette	Johnstown Tribune-Democrat
Citizens' Electric						X	
Duquesne				X			
Met Ed		X	X		X		
PECO			X				
Penelec	X	X			X	X	X
Penn Power	X			X			
Pike					X		
PPL		X	X		X	X	
UGI					X		
Wellsboro						X	
West Penn		X		X		X	X
Entire Commonwealth	X	X	X	X	X	X	X

(Newspaper Publication Templates are provided at Appendices K and L)

13. SIGNATURE

Applicant: Sunstar C&E Services LLC - Sammy Pernicano
 By: 
 Title: President

DATE OF DEPOSIT
 MAR 1 2013
 PAPER
 SECRETARY'S BUREAU

14. CHECKLIST

For the applicant's convenience, please use the following checklist to ensure all relevant sections are complete. The Commission Secretary's Bureau will not accept an application unless each of the following sections are complete.

Applicant: Sunstar C&E Services LLC

X	Signature	
X	Filing Fee (CERTIFIED CHECK OR MONEY ORDER ONLY)	
X	Application Affidavit	
X	Operations Affidavit	
X	Proof of Publication	
X	Bond, Letter of Credit, or Parental/Affiliate Guarantee	
X	Tax Certification Statement	
X	Commonwealth Department of State Verification	
X	Certificate of Service	

Applicant's Use

PUC Secretary's Bureau Use

APPENDIX A

DATE OF DEPOSIT

11/11/2013

PAID TO THE ORDER OF
LEGISLATIVE COUNCIL

Appendix A

APPLICATION AFFIDAVIT

DATE OF DEPOSIT

[Commonwealth/State] of Michigan :

County of Oakland :

ss.

PAI Utility Commission
SECRETARY'S OFFICE

Sammy Pernicano, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:
Sunstar C&E Services LLC
[He/she is the President (Office of Affiant) of Sunstar C&E Services LLC (Name of Applicant);]

[That he/she is authorized to and does make this affidavit for said Applicant;]

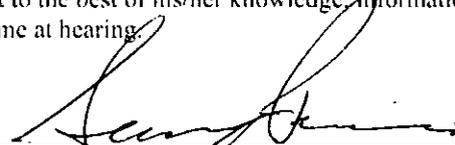
That the Applicant herein Sunstar C&E Services LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as an electric generation supplier pursuant to 66 Pa. C.S. § 2809 (B).

That the Applicant herein Sunstar C&E Services LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

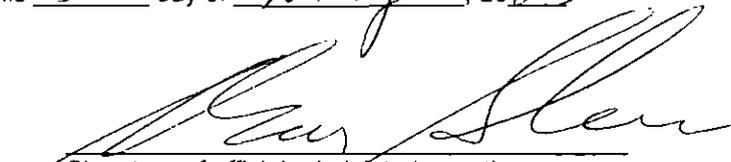
That the Applicant herein Sunstar C&E Services LLC acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

That the Applicant herein Sunstar C&E Services LLC acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.


Signature of Affiant

Sworn and subscribed before me this 5th day of May, 2023


Signature of official administering oath

My commission expires 7/3/2027

BAN SHAOW
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF OAKLAND
My Commission Expires July 03, 2027
Acting in the County of Oak

APPENDIX B

DATE OF DEPOSIT

11-1-2013

PA PUBLIC UTILITY COMMISSION
SECRETARY'S OFFICE

Appendix B

OPERATIONS AFFIDAVIT

[Commonwealth/State] of Michigan :

ss.

County of Oakland :

Sammy Pernicano, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the President (Office of Affiant) of Sunstar C&E Services LLC (Name of Applicant);]

[That he/she is authorized to and does make this affidavit for said Applicant;]

That Sunstar C&E Services LLC, the Applicant herein, acknowledges that [Applicant] may have obligations pursuant to this Application consistent with the Public Utility Code of the Commonwealth of Pennsylvania, Title 66 of the Pennsylvania Consolidated Statutes; or with other applicable statutes or regulations including Emergency Orders which may be issued verbally or in writing during any emergency situations that may unexpectedly develop from time to time in the course of doing business in Pennsylvania.

That Sunstar C&E Services LLC, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render electric service within the Commonwealth of Pennsylvania and that the Applicant will abide by all applicable federal and state laws and regulations and by the decisions of the Pennsylvania Public Utility Commission.

Sunstar C&E Services LLC
That _____, the Applicant herein, certifies to the Commission that it is subject to , will pay, and in the past has paid, the full amount of taxes imposed by Articles II and XI of the Act of March 4, 1971 (P.L. 6, No. 2), known as the Tax Reform Act of 1971 and any tax imposed by Chapter 28 of Title 66. The Applicant acknowledges that failure to pay such taxes or otherwise comply with the taxation requirements of Chapter 28, shall be cause for the Commission to revoke the license of the Applicant. The Applicant acknowledges that it shall report to the Commission its jurisdictional Gross Receipts and power sales for ultimate consumption, for the previous year or as otherwise required by the Commission. The Applicant also acknowledges that it is subject to 66 Pa. C.S. §506 (relating to the inspection of facilities and records).

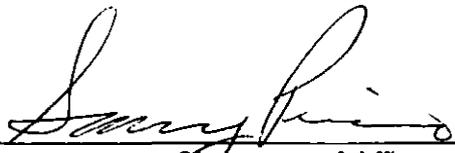
As provided by 66 Pa. C.S. §2810 (C)(6)(iv), Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

Appendix B (Continued)

That Sunstar C&E Services LLC, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506, §2807 (C), §2807(D)(2), §2809(B) and the standards and billing practices of 52 PA. Code Chapter 56.

That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the Bureau of Public Liaison or other Commission bureaus. Materials and information requested may be analyzed by the Commission to meet obligations under applicable sections of the law.

That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.



Signature of Affiant

Sworn and subscribed before me this 5th day of May, 2023.



Signature of official administering oath

My commission expires 7/3/2027.

BAN SHAOW
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF OAKLAND
My Commission Expires July 03, 2027
Acting in the County of Oak

EXHIBIT 2.b.

Exhibit 2.b. Proof of Compliance pg. 2 of 4

DSCB:15-412-2

5. The (a) address of the association's proposed registered office in this Commonwealth or (b) name of its Commercial Registered Office Provider and the county of venue is:

Complete part (a) OR (b) - not both:

(a) 100 North Pointa Circle Seven Fields PA 18048 Butler
Number and street City State Zip County
OR

(b) c/o: Name of Commercial Registered Office Provider County

6. Check one of the following:

- [X] The association may not have series.
[] The association may have one or more series.

7. Effective date of registration of foreign association (check, and if appropriate complete, one of the following):

- [X] The Foreign Registration Statement shall be effective upon filing in the Department of State.
[] The Foreign Registration Statement shall be effective on: Date (MM/DD/YYYY) at Hour (if any)

8. To be completed by Limited Liability Companies only. Check, and if appropriate complete, one of the following:

[X] The association is a limited liability company which is not organized to render any of the below professional service(s).

[] The association is a restricted professional limited liability company organized to render one or more of the following professional service(s): (If this box is checked, one or more of the fields below must be checked.)

- ___ Chiropractic ___ Dentistry ___ Law ___ Medicine and surgery
___ Optometry ___ Osteopathic medicine and surgery ___ Podiatric medicine ___ Public accounting
___ Psychology ___ Veterinary medicine

IN TESTIMONY WHEREOF, the undersigned association has caused this Foreign Registration Statement to be signed by a duly authorized representative thereof this 18th day of November, 20 15.

Sunstar C&E Services, LLC
Name of Association
[Signature]
Signature
President
Title

80500-700 (Rev. 12/95)

MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH BUREAU OF COMMERCIAL SERVICES	
Date Received	(FOR BUREAU USE ONLY)
This document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.	
Name ACCOUNTING CONCEPTS	
Address 5880 N CANTON CENTER ROAD #485	
City CANTON	State MI
Zip Code 48187	
EFFECTIVE DATE:	

Document will be returned to the name and address you enter above. If left blank document will be mailed to the registered office.

ARTICLES OF ORGANIZATION

For use by Domestic Limited Liability Companies

(Please read information and instructions on last page)

Pursuant to the provisions of Act 23, Public Acts of 1993, the undersigned execute the following Articles:

B

ARTICLE I

The name of the limited liability company is: **SUNSTAR C & E SERVICES LLC**

ARTICLE II

The purpose or purposes for which the limited liability company is formed is to engage in any activity within the purposes for which a limited liability company may be formed under the Limited Liability Company Act of Michigan.

ARTICLE III

The duration of the limited liability company if other than perpetual is:

ARTICLE IV

- The street address of the location of the registered office is:
24742 WINONA **DEARBORN**, Michigan **48124**
(Street Address) (City) (ZIP Code)
- The mailing address of the registered office if different than above:
_____, Michigan _____
(Street Address or P.O. Box) (City) (ZIP Code)
- The name of the resident agent at the registered office is: **SAMMY G. PERNICANO**

ARTICLE V (Insert any desired additional provision authorized by the Act; attach additional pages if needed.)

Signed this 13 day of SEPTEMBER, 2006

By Sammy G. Pernicano
(Signature of Organizer(s))
SAMMY G. PERNICANO
(Type or Print Name(s) of Organizer(s))

Michigan Department of Labor & Economic Growth

Filing Endorsement

SEP 14 2006
MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF COMMERCIAL SERVICES

This is to Certify that the ARTICLES OF ORGANIZATION (DOMESTIC L.L.C.)

for

SUNSTAR C & E SERVICES LLC

ID NUMBER: D0856P

received by facsimile transmission on September 13, 2006 is hereby endorsed

Filed on September 14, 2006 by the Administrator.

The document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.



In testimony whereof, I have hereunto set my hand and affixed the Seal of the Department, in the City of Lansing, this 14TH day of September, 2006.

, Director

Bureau of Commercial Services

EXHIBIT 5.c.

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265**

Public Meeting held October 27, 2022

Commissioners Present:

Gladys Brown Dutrieuille, Chairman
Stephen M. DeFrank, Vice Chairman
Ralph V. Yanora
Kathryn L. Zerfuss
John F. Coleman, Jr.

Petition of Sunstar C&E Services, LLC for
Reconsideration of the Pennsylvania Public Utility
Commission's Final Order entered March 3, 2022 and
Reinstatement of the Company's License to Operate as
a Broker/Marketer of Electric Generation Supplier
Services

A-2016-2524863

OPINION AND ORDER

BY THE COMMISSION:

Before the Pennsylvania Public Utility Commission (Commission) is the Petition of Sunstar C&E Services, LLC (Sunstar or the Company) for Reconsideration of the Commission's Final Order entered on March 3, 2022, cancelling Sunstar's electric generation supplier (EGS) license.¹ Through this Petition, Sunstar seeks reinstatement of its license to operate as an EGS in the Commonwealth.

The Pennsylvania Public Utility Code and Commission regulations require an EGS to furnish and maintain a bond or other financial security approved in form and amount by the Commission. See 66 Pa.C.S. § 2809(c)(1)(i) and 52 Pa. Code § 54.40. Sunstar's license was cancelled due to the Company's failure to maintain an approved

¹ *Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security*, Docket No. M-2021-3023559 (Final Order entered March 3, 2022) (*Final Order*).

financial security instrument on file with the Commission. Through this Order, the Commission denies Sunstar's Petition for Reconsideration, but advises the Company that it may file a new application with the Commission if it wishes to provide EGS services in Pennsylvania as a broker/marketer in the future.

BACKGROUND

On April 21, 2016, the Commission issued Sunstar a license to provide electric generation supplier services in the Commonwealth as a broker/marketer. *See* Docket No. A-2016-2524863. Sunstar furnished a bond through State Farm Fire and Casualty Company (State Farm) effective December 7, 2015. The original bond expired on December 7, 2016; however, the bond was continued annually through December 7, 2021. By letter dated September 16, 2021, the Commission's Bureau of Technical Utility Services (TUS) warned Sunstar of the upcoming expiration of its bond and advised the Company to update its bond 30 days prior to the bond's expiration or risk cancellation of its EGS license (Bond Renewal Notice Letter).²

On December 16, 2021, the Commission entered an Order tentatively cancelling Sunstar's EGS license due to the Company's failure to maintain a bond or other financial security approved by the Commission.³ The *Tentative Order* made clear that failure to timely file a proper financial security instrument may result in the cancellation of Sunstar's license. The Commission served the *Tentative Order* on Sunstar,⁴ the Office of Consumer Advocate, the Office of Small Business Advocate, the Commission's Bureau of Investigation & Enforcement, and all jurisdictional electric distribution companies.

² TUS emailed the Bond Renewal Notice Letter to Sunstar at the email address the Company provided to the Commission in its 2016 application for an EGS license.

³ *Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Language*, Docket No. M-2021-3023559 (Tentative Order entered December 16, 2021) (*Tentative Order*).

⁴ The Commission served the *Tentative Order* on Sunstar at the email address the Company provided in its 2016 application for an EGS license.

The Commission also published the *Tentative Order* in the *Pennsylvania Bulletin*,⁵ providing for a 30-day comment period. The *Tentative Order* made clear that, absent the filing of adverse public comment or an approved financial security within those 30 days, the Commission would issue a final order formally cancelling Sunstar's EGS license. Sunstar did not file an adverse comment, nor did the Company timely file an approved financial security instrument with the Commission. No other party filed comments regarding the tentative cancellation of Sunstar's license. Therefore, the Commission entered its *Final Order* on March 3, 2022, cancelling Sunstar's EGS license.

That same day, March 3, 2022, the Commission received Sunstar's Petition for Reconsideration of the *Final Order* and Reinstatement of its EGS License, which included a certificate continuing the State Farm bond through December 7, 2022.⁶ This bond continuation certificate was dated October 7, 2021, but it had no effect because it was received *after* Sunstar's license had been cancelled. The Commission notes that Sunstar did not properly serve its Petition in accordance with 52 Pa. Code § 5.41(b). However, because we are denying the Company's Petition, we will overlook this violation of our regulations as no other party was harmed by this defect in service.

Commission regulations require that a petition for reconsideration be filed within 15 days of the entry of the order in question. 52 Pa. Code § 5.572(c). Sunstar's Petition for Reconsideration was accepted for filing by the Commission on March 11, 2022, which was within 15 days of the Commission's *Final Order* (entered March 3, 2022). As such, the Company's Petition is properly before the Commission.

⁵ 52 Pa.B. 144 (January 1, 2022).

⁶ The Commission received Sunstar's Petition and new bond on March 3, 2022; however, neither was formally accepted for filing until March 11, 2022, when the Company filed a personal verification to its Petition pursuant to 52 Pa. Code § 1.36.

DISCUSSION

A. Legal Standards

Both the Public Utility Code and Commission regulations require that an EGS maintain and furnish to the Commission a bond or other approved financial security instrument to ensure the EGS's financial responsibility and the supply of electricity at retail in accordance with contracts, agreements, or arrangements. 66 Pa.C.S. § 2809(c)(1)(i) and 52 Pa. Code § 54.40. No license will be issued or remain in force unless the EGS maintains and provides to the Commission a valid financial security. *Id.*

Pursuant to the Public Utility Code, an EGS has the right to seek relief from a Commission order cancelling its license. *See* 66 Pa.C.S. § 703(g) (relating to the rescission and amendment of orders). Such a request for relief must be consistent with Commission regulations. *See* 52 Pa. Code § 5.572 (relating to petitions for relief following the issuance of a final decision).

The standards for granting a petition for rescission or amendment were set forth in *Duick v. Pennsylvania Gas and Water Company*, 56 Pa. P.U.C. 553 (1982):

A petition for reconsideration, under the provisions of 66 Pa. C.S. § 703(g), may properly raise any matters designed to convince the Commission that it should exercise its discretion under this code section to rescind or amend a prior order in whole or in part. In this regard, we agree with the Court in the *Pennsylvania Railroad Company* case, wherein it was stated that “[p]arties . . . cannot be permitted by a second motion to review and reconsider, to raise the same questions which were specifically decided against them . . .” What we expect to see raised in such petitions are new and novel arguments, not previously heard, or considerations which appear to have been overlooked by the Commission.

Duick, 56 Pa. P.U.C. at 559 (quoting *Pennsylvania Railroad Co. v. Pennsylvania Public Service Commission*, 179 A. 850, 854 (Pa. Super. Ct. 1935)).

Under the standards of *Duick*, a petition for rescission or amendment may properly raise any matter designed to convince the Commission that it should exercise its discretion to amend or rescind a prior order, in whole or in part. However, such petitions are likely to succeed only when they raise “new and novel arguments” not previously heard or considerations which appear to have been overlooked by the Commission. *Duick*, 56 Pa. P.U.C. at 559.

The Commission has administrative discretion regarding whether to grant or deny a petition for rescission or amendment of an order filed under 66 Pa.C.S. § 703(g). *West Penn Power Co. v. Public Utility Commission*, 659 A.2d 1055, 1065 (Pa. Cmwlth. 1995). However, such a petition should only be granted judiciously and under appropriate circumstances because such an action results in the disturbance of a final order. *Id.* As such, the Commission has wide latitude to deny a petition for rescission or amendment, and its decision will not be overturned by an appellate court absent a showing that the Commission abused its discretion. *Id.*

B. Petition

In its Petition, Sunstar states that the lapse of the Company’s bond was unintentional. According to Sunstar, in October 2021 State Farm issued a certificate continuing the Company’s bond through December 7, 2022. Sunstar further avers that this continuation certificate was mailed to the Commission in October of 2021 and that the Company was unaware that the Commission never received the bond update.

Sunstar also asserts that the Company did not receive any notice of the issue with its bond until it received the *Final Order*. Further, according to Sunstar, the Commission should consider the Company’s past record of compliance. Under the circumstances, Sunstar requests that the Commission reconsider its *Final Order* cancelling the Company’s EGS license and reinstate the license.

C. Disposition

Although Sunstar's failure to update its bond is alleged to be unintentional, we will deny the Company's request for relief because it failed in its duty to maintain continuous bond coverage with the Commission. The Commission does not take lightly an EGS's failure to maintain financial security coverage.

Sunstar's bond on file with the Commission expired on December 7, 2021. On September 16, 2021, almost three months before the expiration date, TUS emailed the Bond Renewal Notice Letter to Sunstar, advising the Company to furnish the Commission with an updated bond prior to December 7. This email was sent to the address provided by Sunstar. The Company did not furnish the Commission with an updated financial security instrument in response to TUS's notice.

Accordingly, on December 16, 2021, the Commission entered its *Tentative Order* and published it in the *Pennsylvania Bulletin*, tentatively cancelling Sunstar's license for failure to maintain a bond or other financial security. Through the *Tentative Order*, the Commission warned Sunstar for the second time that its bond on file with the Commission had expired and gave the Company another opportunity to file an updated financial security instrument. Sunstar did not submit an updated financial security instrument in response to the *Tentative Order*. Therefore, on March 3, 2022, more than two months after entry of the *Tentative Order*, the Commission entered its *Final Order* formally cancelling Sunstar's license.

The Company initially submitted its Petition for Reconsideration on March 3, 2022. However, as noted above, the Petition was not formally accepted for filing until March 11, 2022. Sunstar's Petition included a new State Farm bond continuation certificate effective December 7, 2021. However, this bond had no effect because the Company EGS license had already been cancelled.

Although Sunstar's failure to update its bond may have been unintentional, that mistake does not excuse the Company's failure to respond to the Commission's warnings (via the Bond Renewal Notice Letter and the *Tentative Order*) or, more importantly, its failure to comply with the financial security requirements of the Public Utility Code and the Commission's regulations. 66 Pa.C.S. § 2809(c)(1)(i) and 52 Pa. Code § 54.40. These requirements include a duty of the EGS/licensee to maintain financial security coverage, furnish the financial security instrument to the Commission, and receive Commission approval of that instrument. Sunstar failed to meet these obligations.⁷ Under the circumstances, the Commission finds that the Company's Petition does not satisfy the *Duick* standard governing petitions for rescission and/or amendment.

A petition for reconsideration is governed by *Duick*, which essentially requires the Commission to perform a two-step analysis. First, the Commission must determine whether the petitioner has offered any new arguments that were not addressed by the Commission in its previous order. The Commission will not reconsider its previous decision based on arguments that have already been made. Second, the Commission must evaluate any new arguments or evidence and decide whether modification of its previous order is warranted. However, the Commission will not necessarily modify a prior order just because a petitioner offers a new argument that was not addressed by the Commission in its previous order.

Here, Sunstar argues in support of its Petition that the Company mistakenly believed that its bond continuation certificate had been successfully transmitted to the Commission. The Company also argues that it did not receive notice of the expiration of its bond until the *Final Order* was issued. To the extent that Sunstar's arguments can be considered "new and novel" because it did not explain these issues to the Commission

⁷ In addition, it appears that Sunstar failed to meet its obligations under 52 Pa. Code § 54.34 (regarding change in organizational structure or operational status) to inform the Commission of a material change in the information provided in its application by failing to provide notice of a change in its address for its principal office, which is also grounds for license revocation. See, 52 Pa. Code § 54.42(a)(5).

until *after* the *Final Order* had been entered, the Commission sees no reason to reconsider its *Final Order*. The Company's errors are entirely self-inflicted.

With respect to notice of the expiration of its bond, Sunstar acknowledges that it received the *Final Order*. The fact that Sunstar initially submitted its Petition on March 3, 2022, the same day the *Final Order* was entered, is further evidence of this fact. The *Final Order* was "eserved" to the email address the Company provided the Commission in its 2016 application packet. This is the same email address to which TUS emailed its Bond Renewal Notice Letter and the Commission "eserved" the *Tentative Order*. Further, Sunstar's President was in contact with staff from the Commission's Secretary's Bureau several times throughout 2022—most recently in August—using that same email address. All of this indicates that the Commission properly served the Bond Renewal Notice Letter, *Tentative Order*, and *Final Order* on Sunstar.

Further, Sunstar argues in its Petition that it did update its bond on time and mail it to the Commission but cannot explain why the Commission did not receive it. As such, regardless of whether the Company received notice from the Commission, it is clear that Sunstar knew of the upcoming expiration of its bond and unsuccessfully attempted to update it.

Sunstar allowed its bond coverage to lapse on December 7, 2021. Because of this self-inflicted error, the Commission had on file an expired bond for Sunstar. The Company had sufficient warning and time to correct its mistakes but failed to do so. As such, Sunstar's Petition presents no compelling reason for the Commission to rescind or amend its *Final Order*.

It is incumbent upon every EGS to take steps to ensure not only that its financial security is updated with its surety or bank, but also that the updated bond or letter of

credit is submitted to and accepted by the Commission. That Sunstar failed to ensure that it had met both obligations is the Company's fault alone.

Ultimately, Sunstar did not meet the Commission's requirements to maintain and furnish evidence that the Company followed its financial security obligations under Section 2809(c) of the Public Utility Code. 66 Pa.C.S. § 2809(c). The Company's bond on file with the Commission expired on December 7, 2021. Sunstar clearly did not follow applicable procedures to furnish the Commission with a valid financial security instrument. This despite the fact that the Commission—through the Bond Renewal Notice Letter and the *Tentative Order*—put Sunstar on notice that its bond had expired and gave the Company over two months to take corrective action, such as filing comments or contacting Commission staff, before its license was cancelled via the *Final Order*. The duty is expressly on the EGS to maintain and provide the Commission with a valid financial security instrument, regardless of whether Commission staff inform the EGS that its bond is expiring. 66 Pa.C.S. § 2809(c)(1)(i) and 52 Pa. Code § 54.40. Sunstar failed to do that.

Furthermore, in applying for an EGS license, Sunstar agreed to abide by all Commission regulations, procedures, and orders. To receive and maintain an EGS license, Sunstar must demonstrate that it "is fit, willing and able to properly perform the service proposed in conformance with applicable provisions of the Code and the lawful Commission orders and regulations" to perform the functions of an EGS, as a broker/marketer. See 52 Pa. Code § 54.37(a)(1).

We find that Sunstar's failure to abide by the Commission's financial security requirements demonstrates that the Company lacks the technical fitness to be a licensed EGS in this Commonwealth.⁸ Sunstar should have had business controls in place to

⁸ The Commission notes that prior to the 2021 *Tentative Order* and 2022 *Final Order* that resulted in the cancellation of the Company's EGS license, Sunstar was listed on tentative orders for cancellation of its

ensure that it updated its financial security on a timely basis, transmitted the instrument to the Commission, and that the Commission accepted and approved that instrument. Accordingly, in addition to the Company's failure to maintain an approved financial security with the Commission, we find that Sunstar lacks the technical fitness to be a licensed EGS in this Commonwealth and deny the Petition for this reason as well.

It is incumbent upon every EGS to ensure that its financial security is updated *and* received and approved by the Commission. In addition, it is incumbent upon all licensed EGSs to demonstrate ongoing fitness to perform all the services of that license and comply with all applicable provisions of the Code and the lawful Commission orders and regulations, which Sunstar failed to demonstrate. Accordingly, we will deny the Company's Petition for Reconsideration. However, we note that Sunstar may file a new application with the Commission if it wishes to provide electric generation supplier services as a broker/marketer in Pennsylvania.

CONCLUSION

The Commission has broad discretion to deny Sunstar's request to reconsider a *Final Order*. Given the importance of the EGS financial security requirements to the operation of Pennsylvania's competitive retail electric market, Sunstar's failure to maintain and furnish an updated financial security instrument to the Commission cannot be excused. As such, the Commission denies the Company's Petition. However, in recognition of the fact that Sunstar's failure to update its bond appears to be unintentional and the Company's attempt to update its bond, the Commission notes that Sunstar may file a new application to provide electric generation supplier services as a broker/marketer in the Commonwealth.

EGS license due to an expired bond entered on (i) December 21, 2017 (Docket No. M-2017-2584781); (ii) December 20, 2018 (Docket No. M-2018-2640827); and (iii) December 19, 2019 (Docket No. M-2019-3006865). However, in each of these instances, Sunstar retained its license by updating its bond before the Commission issued the corresponding final orders.

Be advised, however, that if Sunstar, or any of its successors, does apply to provide electric generation supplier services in Pennsylvania, in any capacity, it must acknowledge this license cancellation and provide information on what business controls it has in place to ensure compliance with the Code and the Commission's orders and regulations; **THEREFORE,**

IT IS ORDERED:

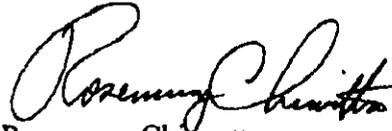
1. That Sunstar C&E Services, LLC's Petition for Reconsideration and request for reinstatement of its electric generation supplier license is denied consistent with this Opinion and Order.

2. That Sunstar C&E Services, LLC may file with the Commission a new application for an electric generation supplier license. If Sunstar C&E Services, LLC, or any of its successors, does apply to provide electric generation supplier services, in any capacity, the Company must acknowledge this license cancellation and provide information on what business controls it has in place to ensure compliance with the Public Utility Code and the lawful orders and regulations of the Commission.

3. That a copy of this Order be served on Sunstar C&E Services, LLC; the Office of Consumer Advocate; the Office of Small Business Advocate; the Commission's Bureau of Investigation and Enforcement; the Pennsylvania Department of Revenue – Bureau of Compliance, Business License Clearance Division; and all jurisdictional electric distribution companies.

4. That this proceeding at Docket No. A-2016-2524863 be marked as closed.

BY THE COMMISSION



Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: October 27, 2022

ORDER ENTERED: October 27, 2022



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
400 NORTH STREET, HARRISBURG, PA 17120

IN REPLY PLEASE
REFER TO OUR FILE

A-2016-2524863

November 1, 2022

BY CERTIFIED MAIL No. 9171969009350277387443

State Farm Fire and Casualty Company
687 North Broad Street
Philadelphia, PA 19123

RE: Return and Release of
Bond No. 98BZJ2588
Sunstar C&E Services LLC
PUC License A-2016-2524863

To Whom It May Concern:

Please find under cover of this Secretarial Letter the original financial instrument insuring Sunstar C&E Services LLC.

By Final Order entered October 27, 2022, at docket number A-2016-2524863, the Pennsylvania Public Utility Commission authorized the cancellation of Sunstar C&E Services LLC's PUC License and notified the company that it is no longer authorized to operate as an electric generation supplier in the Commonwealth of Pennsylvania.

Therefore, the Bond No. 98BZJ2588 from State Farm Fire and Casualty Company received by the Commission on October 27, 2022, and any other financial securities ensuring this company are no longer necessary to be in effect.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta", is written over a white background.

Rosemary Chiavetta
Secretary of the Commission

Enclosures: Original Bond No. 98BZJ2588
Copy of Commission Final Order entered October 27, 2022

cc: Sunstar C&E Services LLC
5987 Orchard Woods Drive
West Bloomfield, MI 48324

EXHIBIT 7.a.
REDACTED

DATE OF DEPOSIT
MAY 10 2003
PA PUBLIC RELATIONS DIVISION
SECRETARY'S OFFICE

EXHIBIT 7.b.
REDACTED

DATE OF DEPOSIT

MAY 1 2008

PAPUA NEW GUINEA COMMISSION
SECRETARIAT

EXHIBIT 7.f.
REDACTED

DATE OF DEPOSIT
MAY 1 2003
FBI
COMMUNICATIONS SECTION

EXHIBIT 8.a.

DATE OF DEPOSIT
MAY 1 2 19
FEDERAL RESERVE COMMISSION
WASHINGTON, D.C.

Technical Fitness

Sammy Pernicano

Past Energy Expertise:

President, **Sunstar C&E Services LLC**

Sunstar C&E Services LLC will sell electricity only through a current, approved, and licensed Supplier in the Commonwealth of Pennsylvania. Sunstar sells exclusively for Constellation at the time of this application. I developed and executed a sound business plan for Sunstar C&E Services LLC to solidify Sunstar's position as a leader in the Michigan energy market. I instituted business strategies that allowed Sunstar C&E Services LLC to grow and maintain solid business relationships with Energy Suppliers as well as our Agents and Independent contractors working for Sunstar C&E Services LLC. I have developed and negotiated strategic partnerships with Generator Suppliers, electrical Contractors, and Telecommunication Services for the purpose of bringing solutions to our customer base.

Midwest Regional Business Development Manager, **Integrys Energy Services**

(A North American provider of Natural Gas and Electricity to Retail commercial and industrial customers as well as direct mass markets)

I have successfully managed a channel partner program for the Midwest region for Integrys Energy Services. I was responsible for all aspects of the Channel Partners relationship with Integrys Energy Services. I managed power and natural gas sales to commercial, industrial, and mass market customers through our channel (agents/brokers) partners as well as direct sales to these type of customers. I have negotiated channel partner contracts and addendums for commercial, industrial, and mass market agents/brokers that work with Integrys Energy Services in the Midwest region. I was responsible for training channel partners in product offers, market segments, and procedures for the Midwest region.

Business Development Manager, **DTE Energy Supply** (A stand alone business unit within DTE Energy to provide Electricity to Retail commercial and industrial customers)

I successfully helped launch this stand alone business unit within DTE Energy as the first Sales Business Development Manager. We cultivated a team that started with zero sales to multimillion dollar sales in less than 12 months. I helped implement systems, training procedures, daily sales processes, contracts, and channel partner campaigns throughout the Midwest and East Coast areas. I was responsible for formulating and implementing sales and product strategies designed for channel partner sales as well as targeted direct sales. I helped develop and implement customer service processes to prospect, serve, and retain customers through a direct sales approach as well as handle the channel partner processes.

DATE OF DEPOSIT

MAY 10 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

EXHIBIT 8.e.

Exhibit B.e. Resume of Officer Pilot

Sammy G. Pernicano

5987 Orchard Woods Dr.
West Bloomfield, MI. 48324
Cell Phone: 248-388-6202
Email: spernicano@msn.com

I have developed business programs and campaigns for customers to be able to take advantage of the electric and natural gas choice programs in the Midwest and East Coast areas. I develop business strategies for our channel partners to help them successfully meet all sales goals and objectives. I am responsible for negotiating and reviewing all aspects of each channel partner's agreement/contracts/pay structure for Energy Supply in all Regions.

EMPLOYMENT

2006 - Present

President, Sunstar C&E Services LLC

I started Sunstar C&E Services, LLC with the intention of developing this company as a leader in the energy industry. It wasn't until 2014 that this became my fulltime efforts. I developed and executed a sound business plan for Sunstar C&E Services, LLC to solidify Sunstar's position as a leader in the Michigan energy market. I instituted business strategies that allowed Sunstar C&E Services, LLC to grow and maintain solid business relationships with our Agents and Independent contractors working for Sunstar C&E Services, LLC. I successfully developed a strategic alliance with an Energy supplier that allowed Sunstar C&E Services, LLC to grow over many years. I have developed and negotiated strategic partnerships with Generator Suppliers, electrical Contractors, and Telecommunication Services for the purpose of bringing solutions to our customer base that drive more sales and revenue.

2010 - 2014

Business Development Manager, DTE Energy Supply (A stand alone business unit within DTE Energy to provide Electricity to Retail commercial and industrial customers)

I successfully helped launch this stand alone business unit within DTE Energy. We cultivated a team that started with zero sales to multimillion dollar sales in less than 12 months. I helped implement systems, training procedures, daily sales processes, contracts, and channel partner campaigns throughout the Midwest and East Coast areas. I was responsible for formulating and implementing sales and product strategies designed for channel partner sales as well as targeted direct sales. I helped develop and implement customer service processes to prospect, serve, and retain customers through a direct sales approach as well as handle the channel partner processes.

2006 - 2010

Midwest Regional Business Development Manager, Integrys Energy Services

(A North American provider of Natural Gas and Electricity to Retail commercial and industrial customers as well as direct mass markets)

I have successfully managed a channel partner program for the Midwest region for Integrys Energy Services since 2006. I am responsible for all aspects of the Channel Partners relationship with Integrys Energy Services. I currently manage power and natural gas sales to commercial, industrial, and mass market customers through our channel (agents/brokers) partners. I have negotiated channel partner contracts and addendums for commercial, industrial, and mass market agents/brokers that work with Integrys Energy Services in the Midwest region. I am responsible for training channel partners in product offers, market segments, and procedures for the Midwest region.

2000 - 2006

President, Sunstar Energy Enterprises

I developed and executed a sound business plan for Sunstar Energy to solidify Sunstar's position as a leader in the Michigan energy market. I instituted business strategies that allowed Sunstar Energy to grow and maintain solid business relationships with Energy Suppliers as well as our Agents and Independent contractors working for Sunstar Energy. I successfully developed a strategic alliance with a national food supplier that allowed access to over 80 sales reps working for Sunstar Energy. I have developed and negotiated strategic partnerships with Generator Suppliers, electrical Contractors, and Telecommunication Services for the purpose of bringing solutions to our customer base that drive more sales and revenue.

DATE OF DEPOSIT

MAY 10 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

EXHIBIT 12

LOCALiQ

Erie Times-News | The Intelligencer
Bucks County Courier Times
The Daily American | Beaver County Times
Pocono Record | Burlington County Times

PO Box 630531 Cincinnati, OH 45263-0531

PROOF OF PUBLICATION

Sam Pernicano
Sunstar C&E Services
5987 Orchard Woods DR
West Bloomfield MI 48324-3278

STATE OF PENNSYLVANIA, COUNTY OF ERIE

The Erie Times-News is a newspaper of general circulation, whose principal place of business is at 205 W 12th Street, Erie, Pennsylvania. That a copy of the printed notice, hereto attached, is exactly as the same was printed and published in the regular edition of the Erie Times-News, published in the issue dated:

03/14/2023

Sworn to and subscribed before on 03/14/2023

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Application of Sunstar C&E Services, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As a Marketer/Broker Engaged In The Business Of Supplying Electricity To The Public In The Commonwealth Of Pennsylvania.

Sunstar C&E Services, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Sunstar C&E Services, LLC proposes to sell electricity and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Sunstar C&E Services, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Sunstar C&E Services, LLC's attorney at the address listed below.

By and through Counsel: Todd S. Stewart
Hawke McKeon & Sniscak LLP
100 N 10th Street, Harrisburg, PA 17101
717.236.1300 (office)
717.236.4841 (Fax)
tstewart@hmslegal.com

(3-8565959-NT-14)

Melissa Verbeuren
Legal Clerk
Amy Kokott
Notary, State of WI, County of Brown
03/30/2023
My commission expires

Publication Cost: \$236.80
Order No: 8565959 # of Copies: 1
Customer No: 896835
PO #:

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

AMY KOKOTT
Notary Public
State of Wisconsin



AD#: 0010601306

Commonwealth of Pennsylvania,) ss
County of Cumberland)

Christine Arnold being duly sworn, deposes that he/she is principal clerk of PA Media Group; that The Patriot News is a public newspaper published in the city of Mechanicsburg, with general circulation in Cumberland and Dauphin and surrounding counties, and this notice is an accurate and true copy of this notice as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following date(s):

The Patriot News 03/14/2023

Principal Clerk of the Publisher

Sworn to and subscribed before me this 14th day of March 2023

Notary Public

Commonwealth of Pennsylvania - Notary Seal
Crystal B. Rosensteel, Notary Public
Dauphin County
My commission expires June 27, 2024
Commission number 1299212
Member, Pennsylvania Association of Notaries

PENNSYLVANIA
PUBLIC UTILITY COMMISSION

NOTICE

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By and through Counsel:
Todd S. Stewart

Hawke McKeon & Sniscak LLP
100 N 10th Street, Harrisburg, PA 17101
717.2361300 (office)
717.236.4841 (Fax)
tsstewart@hmslegal.com

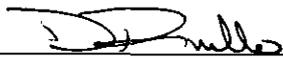
Proof of Publication of Notice in Pittsburgh Post-Gazette

Under Act No 587, Approved May 16, 1929, PL 1784, as last amended by Act No 409 of September 29, 1951

Commonwealth of Pennsylvania, County of Allegheny, ss D. Rullo, being duly sworn, deposes and says that the Pittsburgh Post-Gazette, a newspaper of general circulation published in the City of Pittsburgh, County and Commonwealth aforesaid, was established in 1993 by the merging of the Pittsburgh Post-Gazette and Sun-Telegraph and The Pittsburgh Press and the Pittsburgh Post-Gazette and Sun-Telegraph was established in 1960 and the Pittsburgh Post-Gazette was established in 1927 by the merging of the Pittsburgh Gazette established in 1786 and the Pittsburgh Post, established in 1842, since which date the said Pittsburgh Post-Gazette has been regularly issued in said County and that a copy of said printed notice or publication is attached hereto exactly as the same was printed and published in the regular editions and issues of the said Pittsburgh Post-Gazette a newspaper of general circulation on the following dates, viz:

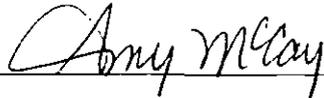
16 of March, 2023

Affiant further deposes that he/she is an agent for the PG Publishing Company, a corporation and publisher of the Pittsburgh Post-Gazette, that, as such agent, affiant is duly authorized to verify the foregoing statement under oath, that affiant is not interested in the subject matter of the afore said notice or publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.



PG Publishing Company

Sworn to and subscribed before me this day of:
March 16, 2023



Commonwealth of Pennsylvania - Notary Seal
Amy McCay, Notary Public
Allegheny County
My commission expires January 24, 2026
Commission number 1323004
Member, Pennsylvania Association of Notaries

STATEMENT OF ADVERTISING COSTS

Sunstar C&E Services
5987 Orchard Woods Drive
West Bloomfield, MI 48324

To PG Publishing Company

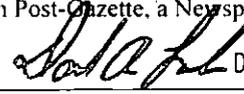
Total ----- \$386.10

Publisher's Receipt for Advertising Costs

PG PUBLISHING COMPANY, publisher of the Pittsburgh Post-Gazette, a newspaper of general circulation, hereby acknowledges receipt of the aforesaid advertising and publication costs and certifies that the same have been fully paid.

Office
2201 Sweeney Drive
Clinton, PA 15026
legaladvertising@post-gazette.com
Phone 412-263-1440

PG Publishing Company, a Corporation, Publisher of
Pittsburgh Post-Gazette, a Newspaper of General Circulation

By  David A. Lockertie

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.

COPY OF NOTICE OR PUBLICATION

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Application of Sunstar C& E Services, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As a Marketer/Broker Engaged In The Business Of Supplying Electricity To The Public In The Commonwealth Of Pennsylvania. Sunstar C& E Services, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Sunstar C& E Services, LLC proposes to sell electricity and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act. The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Sunstar C & E Services, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Sunstar C& E Services, LLC's attorney at the address listed below.
By and through Counsel: Todd S. Stewart
Hawke McKeon & Sniscak LLP
100 N 10th Street, Harrisburg, PA 17101
717.2361300 (office)
717.236.4841 (Fax)
tsstewart@hmslegal.com

The Scranton Times (Under act P.L. 877 No 160. July 9,1976)
Commonwealth of Pennsylvania, County of Lackawanna

SUNSTAR C& E SERVICES LLC
5987 ORCHARD WOOD DR.
WEST BLOOMFIELD MI 48324

Account # 615371
Order # 82695749
Ad Price: 267.90

LEGAL NOTICE APPLICATION

Betzaida Cajigas

Being duly sworn according to law deposes and says that (s)he is Billing clerk for The Scranton Times, owner and publisher of The Scranton Times, a newspaper of general circulation, established in 1870, published in the city of Scranton, county and state aforesaid, and that the printed notice or publication hereto attached is exactly as printed in the regular editions of the said newspaper on the following dates:

03/12/2023

Affiant further deposes and says that neither the affiant nor The Scranton Times is interested in the subject matter of the aforesaid notice or advertisement and that all allegations in the foregoing statement as time, place and character or publication are true B. Cajigas

Sworn and subscribed to before me
this 13th day of March A.D., 2023

Kathleen Weaver
(Notary Public)

Commonwealth of Pennsylvania - Notary Seal
Kathleen Weaver, Notary Public
Lackawanna County
My commission expires June 14, 2025
Commission number 1314506
Member, Pennsylvania Association of Notaries

LEGAL NOTICE

Application of Sunstar C&E Services, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As a Marketer/Broker Engaged In The Business Of Supplying Electricity To The Public In The Commonwealth Of Pennsylvania. Sunstar C&E Services, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Sunstar C&E Services, LLC proposes to sell electricity and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Sunstar C&E Services, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Sunstar C&E Services, LLC's attorney at the address listed below.

By and through Counsel: Todd S. Stewart
Hawke McKeon & Sniscak LLP
100 N 10th Street, Harrisburg, PA 17101
717.2361300 (office)
717.236.4841 (Fax)
tsstewart@hmslegal.com

WILLIAMSPORT SUN-GAZETTE
PROOF OF PUBLICATION

STATE OF PENNSYLVANIA
COUNTY OF LYCOMING, CLINTON, SULLIVAN &
TIOGA/BRADFORD SS:

PENNSYLVANIA
PUBLIC UTILITY
COMMISSION
NOTICE

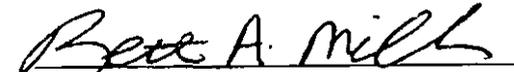
Robert O. Rolley, Jr., Publisher of the Williamsport Sun-Gazette LLC publishes Williamsport Sun-Gazette, successor to the Williamsport Sun and the Gazette & Bulletin, both daily newspapers of general circulation, published at 252 West Fourth Street, Williamsport, Pennsylvania, being duly sworn, deposes and says that the Williamsport sun was established in 1870 and the Gazette & Bulletin was established in 1801, since which dates said successor, the Williamsport Sun-Gazette has been regularly issued and published in the County of Lycoming aforesaid and that a copy of the printed notice is attached hereto exactly as the same was printed and published in the regular editions of said Williamsport Sun-Gazette on the following dates, viz:

17 Mar 2023

Affiant further deposes that he is an officer daily authorized by the Sun-Gazette LLC, publisher of the Williamsport Sun-Gazette, to verify the foregoing statement under oath and declare that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all the allegations in the foregoing statement as to time, place and character of publication are true


SUN-GAZETTE LLC

Sworn to and subscribed before me
The 17th day of March, 2023


Notary Public

Commonwealth of Pennsylvania - Notary Seal
BETH A MILLER - Notary Public
Lycoming County
My Commission Expires Jun 4, 2024
Commission Number 1297751

Application of Sunstar C&E Services, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As a Marketer/Broker Engaged In The Business Of Supplying Electricity To The Public In The Commonwealth Of Pennsylvania Sunstar C&E Services, LLC will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Sunstar C&E Services, LLC proposes to sell electricity and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Sunstar C&E Services, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Sunstar C&E Services, LLC's attorney at the address listed below. By and through Counsel: Todd S. Stewart

Hawke McKeon & Sniscak LLP
100 N 10th Street,
Harrisburg, PA 17101
717.236.1300 (office)
717.236.4841 (Fax)
tssiewart@hmslegal.com

COLUMN SOFTWARE PBC
9450 SW GEMINI DR PMB 79042
BEAVERTON, OR 97008-7105

*****AUTO**ALL FOR AADC 480

PL2 T46 P1 S16341

SAM PERNICANO
5987 ORCHARD WOODS DR
WEST BLOOMFIELD MI 48324-3278



LDC6225A05A0AAA.016341.01.01.000000



COMMONWEALTH OF PENNSYLVANIA }
 County of Cambria } SS

PENNSYLVANIA
 PUBLIC UTILITY COMMISSION
 NOTICE

Application of Sunstar C&E Services, LLC For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As a Marketer/Broker Engaged In The Business Of Supplying Electricity To The Public In The Commonwealth Of Pennsylvania.

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The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Sunstar C&E Services, LLC may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to Sunstar C&E Services, LLC's attorney at the address listed below.

By and through Counsel: Todd S. Stewart
 Hawke McKeon & Sniscak LLP
 100 N 10th Street, Harrisburg, PA 17101
 717.2381300 (office)
 717.236.4841 (Fax)
 tsstewart@hmslegal.com

published
 that the
 of The J
 in the su
 of said p

On this 14th day of March A.D. 2023, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Christine Marhefka, who being duly sworn according to law, deposes and says as Sales Manager / Major Accounts of the Tribune-Democrat, Johnstown, PA, a newspaper of general circulation as defined by the "Newspaper Advertising Act", a merger September 8, 1952, of the Johnstown Tribune, established December 7, 1853; and of the Johnstown Democrat, established March 5, 1863.

ty of Cambria, and Commonwealth of Pennsylvania and e matter published in said publication in the regular issues .. on March 11, 2023; and that the Affiant is not interested l that all of the allegations as to time, place and character

Christine Marhefka

STATEMENT OF ADVERTISING COSTS

Signed and sworn to before me on
 14th day of March, 2023,
 by Christine Marhefka making the statement.

Vivian Ohs

0.00 Lines @ \$2.70 per line	0.00
6 Inches @ \$27.00 per inch	162.00
Notary Fee	5.00
Clerical Fee	2.50
Total Cost	169.50

Commonwealth of Pennsylvania - Notary Seal
 Vivian Ohs, Notary Public
 Cambria County
 My commission expires December 6, 2024
 Commission number 1123017
 Member, Pennsylvania Association of Notaries

To The Tribune-Democrat, Johnstown, PA
 For publishing the notice or publication
 attached hereto on the above stated dates.

PUBLISHER'S RECEIPT FOR ADVERTISING COSTS

Vivian Ohs for publisher of *TRIBUNE-DEMOCRAT*
 a newspaper of general circulation, hereby acknowledges receipt of the aforesaid
 and publication costs and certifies that the same has been duly paid.

TRIBUNE-DEMOCRAT
 (Name of Newspaper)

By *Vivian Ohs*

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party)

VIA FIRST-CLASS MAIL

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

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

Office of Small Business Advocate
1st 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

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

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

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

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

Pike County Light & Power Company
Vice President-Energy Supply
Corning Natural Gas Holding Corporation
330 West William Street
Corning, NY 14830

FirstEnergy
Legal Department
2800 Pottsville Pike
Reading, PA 19612

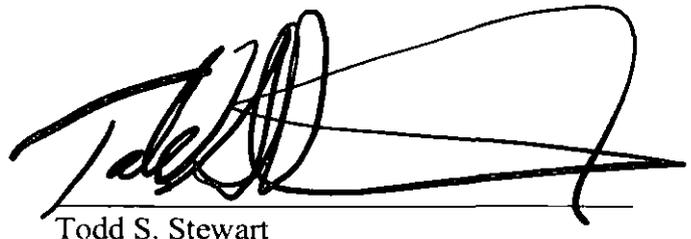
Citizens Electric Company
Attn: EGS Coordination
1775 Industrial Boulevard
Lewisburg, PA 17837

Wellsboro Electric Company
Attn: EGS Coordinator
33 Austin Street
PO Box 138
Wellsboro, PA 16901

DATE OF DEPOSIT

MAY 10 2023

PENNSYLVANIA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



Todd S. Stewart

DATED: May 10, 2023

View/Print Label

1. **Ensure there are no other shipping or tracking labels attached to your package.** Select the Print button on the print dialogue box that appears. Note: If your browser does not support this function, select Print from the File menu to print the label.

2. **Fold the printed label at the solid line below.** Place the label in a UPS Shipping Pouch. If you do not have a pouch, affix the folded label using clear plastic shipping tape over the entire label.

3. GETTING YOUR SHIPMENT TO UPS

Customers with a scheduled Pickup

- Your driver will pickup your shipment(s) as usual.

Customers without a scheduled Pickup

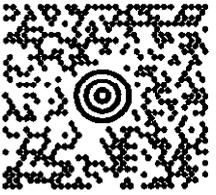
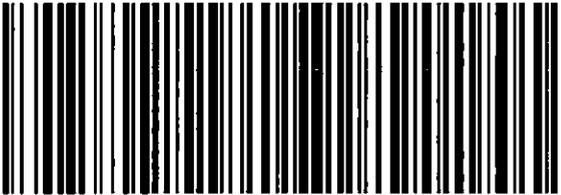
- Schedule a Pickup on ups.com to have a UPS driver pickup all of your packages.
- Take your package to any location of The UPS Store®, UPS Access Point™ location, UPS Drop Box, UPS Customer Center, Staples® or Authorized Shipping Outlet near you. To find the location nearest you, please visit the Locations' Quick Link at ups.com.

UPS Access Point™
 ADVANCE AUTO PARTS STORE 7644 UPTOWN DISCOUNT DRUGS
 57 S 3RD ST 2336 N 3RD ST
 LEMOYNE PA 17043-1930 HARRISBURG PA 17110-1801

UPS Access Point™
 THE UPS STORE
 717 MARKET ST
 LEMOYNE PA 17043-1581

Application of Sunstar C&E Services LLC; Docket No. A-2023-
 LICENSE APPLICATION - Public and Confidential _____ EGS

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DIXIE KORTRIGHT 7177030810 HAWKE MCKEON SNISCAK LLP 100 N 10TH STREET HARRISBURG PA 17101		1 LBS PAK DWT: 17,13,1	1 OF 1
SHIP TO: ROSEMARY CHIAVETTA, SECRETARY PA PUBLIC UTILITY COMMISSION 400 NORTH STREET HARRISBURG PA 17120			
	PA 171 9-20 		
UPS NEXT DAY AIR TRACKING #: 1Z C04 6B9 01 3327 2528		1	
			
BILLING: P/P			
Reference #1: 1502.001 TSS		<small>XOL 23.05.05 NV45 19.0A 05/2023*</small>	

RECEIVED

MAY 11 2023

PA PUBLIC UTILITY COMMISSION
 SECRETARY'S BUREAU