

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Natures Current, LLC. d/b/a N/A, for approval to offer, render, furnish, or supply electricity or electric generation services as a(n) Broker/Marketer 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:

b.

Natures Current, LLC.
501 Cambria Ave., Suite 389
Bensalem, PA 19020

c. **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.

Shawn Jefremow, President
501 Cambria Ave., Suite 389
Bensalem, PA 19020
shawnj@naturescurrent.com (215) 464-6000 ext. 207

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

NOTE: To ensure timely receipt of regulatory information, a contact employed directly by the Applicant, and not a consultant, is preferred.

Shawn Jefremow, President
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e. **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.

f.

Natures Current, LLC. is not using an attorney.

g. **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.

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DATE OF DEPOSIT

JUN 24 2023

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.

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.

Natures Current, LLC. has no affiliations.

- 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.

Natures Current, LLC. has no predecessors.

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.

Natures Current, LLC. will act as a Broker/Marketer

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

- Citizens' Electric
- Duquesne Light
- Met-Ed
- PECO
- Penelec
- Penn Power

- Pike
- PPL
- UGI Utilities
- Wellsboro
- West Penn

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.

N/A

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

N/A

- 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.

N/A

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

N/A

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.

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@peg.com 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:

- Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.
- Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient)
- Applicant's accounting statements, including balance sheet and income statements for the past two years.
- 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.
- 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.
- Audited financial statements exhibiting accounts over a minimum two year period.
- Bank account statement, tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

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.

N/A

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

Paid commission by licensed EGS

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.

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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:

- Applicant's previous experience in the electricity industry.
- Summary and proof of licenses as a supplier of electric services in other states or jurisdictions.
- 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.

See attached exhibit labeled:

8. Technical Fitness

d. Oversight of Marketing

- 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.

See attached exhibit labeled:

8. Technical Fitness

e. Officers

- 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.

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/electncity/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: Natures Current, LLC.

By: 

Title: President

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: Natures Current

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

PUC Secretary's Bureau Use

Appendix A

APPLICATION AFFIDAVIT

[Commonwealth/State] of Pennsylvania :

ss.

County of Chester :

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

[He/she is the President (Office of Affiant) of Natures Current LLC (Name of Applicant);]

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

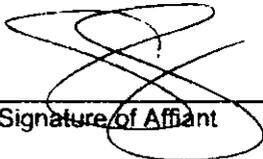
That the Applicant herein Natures Current LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as an electric generation supplier pursuant to 66 Pa. C.S. § 2809 (B).

That the Applicant herein Natures Current LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein Natures Current LLC acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

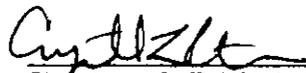
That the Applicant herein Natures Current LLC acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

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 16 day of June, 2023.



Signature of official administering oath

My commission expires Sept 3, 2023.

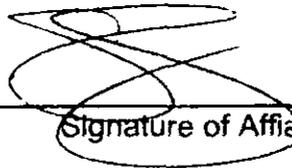
Commonwealth of Pennsylvania - Notary Seal
Crystal L. Peterson, Notary Public
Chester County
My commission expires September 3, 2023
Commission number 1128362
Member, Pennsylvania Association of Notaries

Appendix B (Continued)

That Nature's Consent 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 16 day of June, 2023.

Commonwealth of Pennsylvania - Notary Seal
Crystal L. Peterson, Notary Public
Chester County
My commission expires September 3, 2023
Commission number 1128362
Member, Pennsylvania Association of Notaries



Signature of official administering oath

My commission expires Sept 3, 2023.

Appendix C

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

Example CERTIFICATE OF SERVICE

On this the 15th day of January 2023, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as an Electric Generation Supplier and all **NON-CONFIDENTIAL** attachments have been served, as either a hardcopy or a searchable PDF version on a cd-rom, upon the following:

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

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

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

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

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

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

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

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

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

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

Legal Department
First Energy
2800 Pottsville Pike
Reading PA, 19612

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

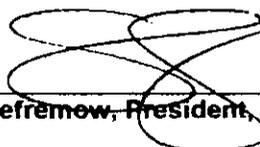
Citizens' Electric Company
Attn: EGS Coordination
1775 Industrial Boulevard
Lewisburg, PA 17837

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

DATE OF DEPOSIT

JUN 24 2023

PA Public Utility Commission
Secretary's Bureau


Shawn Jefremow, President, Natures Current, LLC.

Appendix B

OPERATIONS AFFIDAVIT

[Commonwealth/State] of Pennsylvania :

ss.

County of Chester :

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

[He/she is the President (Office of Affiant) of Natures Current LLC. (Name of Applicant);]

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

That Natures Current 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 Natures Current 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.

That Natures Current LLC, 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 K

WILLIAMSPORT SUN-GAZETTE PROOF OF PUBLICATION

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

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

26 Apr 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

Robert O. Rolley, Jr.
SUN-GAZETTE LLC

Sworn to and subscribed before me
The 26th day of April, 2023

Beth A. Miller
Notary Public

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

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Applications of Natures Current For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services To The Public In The Commonwealth Of Pennsylvania

Natures Current will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a broker/marketer engaged in the business of providing natural gas services. Natures Current will also be filing an application with the PUC for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Natures Current proposes to sell electricity, natural gas, and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the 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 Natures Current 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 Natures Current at the address listed below.

Natures Current
501 Cambria Avenue
Suite 389
Bensalem, PA 19020
377-464-6029

DATE OF DEPOSIT

JUN 24 2023

PA Public Utility Commission
Secretary's Bureau

The Philadelphia Inquirer

100 S. INDEPENDENCE MALL W, STE 600, PHILADELPHIA, PA 19106

Affidavit of Publication

On Behalf of:
NATURES CURRENT
501 CAMBRIA AVE
SUITE 389
BENSALEM, PA 19020

STATE OF PENNSYLVANIA COUNTY OF PHILADELPHIA

Before the undersigned authority personally appeared the undersigned who, on oath represented, a and say that I am an employee of The Philadelphia Inquirer, LLC, and am authorized to make this affidavit of publication, and being duly sworn, I depose and say:

1. The Philadelphia Inquirer, LLC is the publisher of the Philadelphia Daily News, with its headquarters at 100 S. Independence Mall West, Suite 600, Philadelphia, PA 19106
2. The Philadelphia Daily News is an edition of The Philadelphia Inquirer. The Philadelphia Daily News is continuously published and distributed Sunday-Friday in the City of Philadelphia, county and state aforesaid.
3. The printed notice or publication attached hereto set forth on attached hereto was published in all regular publications of the Philadelphia Daily News on

Legal Notices

as published in Daily News Legals in the issue(s) of:

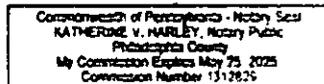
5/1/2023

4. Under oath, I state that the following is true and correct, and that neither I nor The Philadelphia Inquirer, LLC have any is interest in the subject matter of the aforesaid notice or advertisement.

Helene Sweeney

Katherine V. Harley
Notary Public

My Commission Expires



Ad No. 134747
Customer No. 118191

COPY OF ADVERTISEMENT

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Applications of **Natures Current** For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.

Natures Current will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a broker/marketer engaged in the business of providing natural gas services. **Natures Current** will also be filing an application with the PUC for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. **Natures Current** proposes to sell electricity, natural gas, and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the 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 **Natures Current** 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 **Natures Current** at the address listed below.

Natures Current
501 Cambria Avenue, Suite 389
Bensalem, PA 19020
877-464-6020

Appendix K

COMMONWEALTH OF PENNSYLVANIA } County of Cambria } SS

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE Applications of Natures Current For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania. Natures Current will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a broker/marketer engaged in the business of providing natural gas services. Natures Current will also be filing an application with the PUC for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Natures Current proposes to sell electricity, natural gas, and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the 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 Natures Current 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 Natures Current at the address listed below Natures Current 501 Cambria Avenue, Suite 389 Bensalem, PA 19020 877-464-6020

On this 3rd day of May 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.

publishes of Cambria, and Commonwealth of Pennsylvania and that the annexed is a true copy of a notice in the above matter published in said publication in the regular issues of The Johnstown Tribune-Democrat, Johnstown, PA, on April 26, 2023; and that the Affiant is not interested in the subject matter of said notice or advertising and that all of the allegations as to time, place and character of said publication are true.

Christine Marhefka
STATEMENT OF ADVERTISING COSTS

Signed and sworn to before me on
3rd day of May, 2023,
by Christine Marhefka making the statement.

[Signature]

0.00 Lines @	\$2.70 per line	0.00
5.5 Inches @	\$27.00 per inch	148.50
Notary Fee		5.00
Clerical Fee		2.50
Total Cost		156.00

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 [Signature]

Appendix K

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

NATURES CURRENT
SUITE 389
501 CAMBRIA AVENUE BENSLEM PA 19020

Account # 648830
Order # 82716237
Ad Price: 325.26

PUBLIC UTILITY COMMISSION 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:

04/28/2023

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 28th day of April A.D., 2023

[Signature]
(Notary Public)

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

PENNSYLVANIA PUBLIC UTILITY COMMISSION

NOTICE

Applications of **Natures Current** For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.

Natures Current will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a broker/marketer engaged in the business of providing natural gas services. **Natures Current** will also be filing an application with the PUC for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. **Natures Current** proposes to sell electricity, natural gas, and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the 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 **Natures Current** 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 **Natures Current** at the address listed below.

Natures Current
501 Cambria Avenue,
Suite 389
Bensalem, PA 19020
877-464-6020

LOCALIQ

The Erie Times-News | The Intelligencer
Bucks County Courier Times
The Daily American | Berks County Times
Post and Record | Burlington County Times

PO Box 630531 Cincinnati, OH 45263-0531

PROOF OF PUBLICATION

Shawn Jefremow
Natures Current
501 Cambria AVE # 389
Bensalem PA 19020-7213

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:

04/26/2023

Sworn to and subscribed before on 04/26/2023

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Applications of Natures Current For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania
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Natures Current
501 Cambria Avenue, Suite 389
Bensalem, PA 19020
877-464-6020

(4-8745490-NT-26)

Legal Clerk

Notary, State of WI, County of Brown
04/30/2023

My commission expires

Publication Cost: \$244.46
Order No: 8745490 # of Copies:
Customer No: 928938 1
PO #:

THIS IS NOT AN INVOICE!
Please do not use this form for payment remittance

AMY KOKOTT
Notary Public
State of Wisconsin

Appendix K

No. _____ Term. _____

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 J. 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:

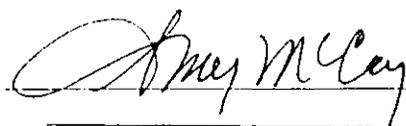
27 of April, 2023

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:
April 27, 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

Natures Current
501 Cambria Avenue
Suite 389
Bensalem, PA 19020

To PG Publishing Company

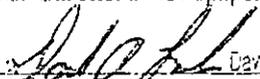
Total ----- \$414.70

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

Applications of **Natures Current** For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania.

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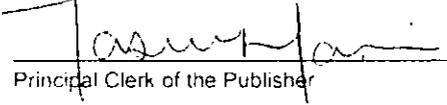
The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of **Natures Current** may be filed within 15 days of the date of this notice with the Secretary of the PUC, 400 North Street, Harrisburg, PA 17120. You should send copies of any protest to **Natures Current** at the address listed below.

Natures Current
501 Cambria Avenue, Suite 389
Bensalem, PA 19020
877-464-6020

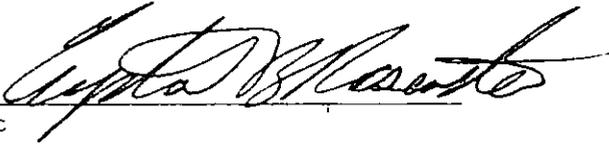
AD#: 0010633230

Commonwealth of Pennsylvania,) ss
County of Cumberland)

Tashell harris 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 04/30/2023


Principal Clerk of the Publisher

Sworn to and subscribed before me this 1st day of May 2023


Notary Public

Commonwealth of Pennsylvania - Notary Seal
Crystal S. Rosensteel, Notary Public
Dauphin County
My commission expires June 27, 2024
Commission number: 1298212
Member, Pennsylvania Association of Notaries

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE

Applications of Natures Current For Approval To Offer, Render, or Furnish Services as a Marketer/Broker Engaged In The Business of Supplying Natural Gas Supply Services and Electricity Supply or Electric Generation Services, To The Public In The Commonwealth Of Pennsylvania. Natures Current will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as a broker/marketer engaged in the business of providing natural gas services. Natures Current will also be filing an application with the PUC for a license to supply electricity or electric generation services as a broker/marketer engaged in the business of supplying electricity. Natures Current proposes to sell electricity, natural gas, and related services in the Entire Commonwealth of Pennsylvania under the provisions of the new Natural Gas Choice and Competition Act and the 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 Natures Current 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 Natures Current at the address listed below.

**Natures Current
501 Cambria Avenue, Suite 389
Bensalem, PA 19020
877-464-6020**

Exhibit 5 - Compliance

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held April 14, 2022

Commissioners Present:

Gladys Brown Dutrieuille, Chairman
John F. Coleman, Jr., Vice Chairman
Ralph V. Yanora

Petition of Natures Current, LLC for Reconsideration
of the Pennsylvania Public Utility Commission's Final
Order entered November 8, 2021 and Reinstatement of
Its License to Operate as a Broker/Marketer of Electric
Generation Supplier Services

A-2010-2200314

DATE OF DEPOSIT

JUN 24 2023

OPINION AND ORDER

PA Public Utility Commission
Secretary's Bureau

BY THE COMMISSION:

Before the Pennsylvania Public Utility Commission (Commission) is the Petition of Natures Current, LLC (Natures Current or the Company) for Reconsideration of the Commission's Final Order entered on November 8, 2021, which cancelled the Company's electric generation supplier (EGS) license.¹ Through this Petition, Natures Current seeks reinstatement of its license to operate as an EGS in the Commonwealth.

The Pennsylvania Public Utility Code (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. Natures Current's license was cancelled due to the Company's failure to maintain an approved financial security instrument on file with the Commission. Through this

¹ *Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security*, Docket No. M-2021-3023559 (Final Order entered November 8, 2021) (*Final Order*).

Exhibit 5 - Compliance

Order, the Commission denies Natures Current'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 December 17, 2010, the Commission issued Natures Current a license to provide electric generation supplier services in the Commonwealth. *See* Docket No. A-2010-2200314. On December 12, 2019, the Company's license was revised by the Commission to make clear that Natures Current is authorized to provide electric generation supplier services as a broker/marketer. Natures Current was required to maintain financial security coverage, furnish the financial security instrument to the Commission, and receive Commission approval of that instrument. 66 Pa.C.S. § 2809(c). Beginning August 18, 2015, Natures Current furnished a bond through The Ohio Casualty Insurance Company, an affiliate of Liberty Mutual Insurance Company (Ohio/Liberty Mutual). This bond expired on August 18, 2016; however, it was *continued annually through August 18, 2021.*

By letter dated May 13, 2021, the Commission's Bureau of Technical Utility Services (TUS) warned Natures Current 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. Natures Current filed an updated bond with the Commission, but the bond was returned on September 7, 2021, because it did not have an original signature from the Company or the raised seal of the surety.

On September 15, 2021, the Commission provided a second warning to Natures Current when it entered an Order tentatively cancelling the Company's EGS license due

Exhibit 5 - Compliance

to its failure to maintain a bond or other financial security approved by the Commission.² The *Tentative Order* made clear that failure to timely file a proper financial security instrument may result in cancellation of Natures Current's license. The Commission served the *Tentative Order* on Natures Current, the Office of Consumer Advocate, the Office of Small Business Advocate, the Commission's Bureau of Investigation & Enforcement, and all jurisdictional electric distribution companies.

The Commission also published the *Tentative Order* in the *Pennsylvania Bulletin*.³ 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 Natures Current's EGS license. Natures Current did not file an adverse comment. While Natures Current again attempted to file a bond with the Commission on October 7, 2021, the bond was again returned on October 20, 2021, because it identified an expiration date of August 18, 2017 and was therefore not acceptable. In addition, the bond lacked a raised seal of the surety company. No other party filed comments regarding the tentative cancellation of Natures Current's license. Therefore, the Commission entered its *Final Order* on November 8, 2021, cancelling the Company's EGS license.

On November 9, 2021, the Commission received Natures Current's Petition for Reconsideration of the *Final Order* and Reinstatement of its EGS License, which included a continuation certificate continuing the Ohio/Liberty Mutual bond through August 18, 2022.⁴ However, the bond continuation certificate had no effect because it was received after Natures Current's license had been cancelled.

² *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 September 15, 2021) (*Tentative Order*).

³ 51 Pa.B. 6229 (September 25, 2021).

⁴ The Commission received Natures Current's Petition on November 9, 2021; however, the Petition was not formally accepted for filing until November 23, 2021, when Natures Current filed a personal verification pursuant to 52 Pa. Code § 1.36.

Exhibit 5 - Compliance

On January 26, 2022, Natures Current served its Petition on the Commission's Bureau of Investigation & Enforcement, the Office of Consumer Advocate, and the Office of Small Business Advocate, the Department of Revenue, and all jurisdictional electric distribution companies. No Answers were received in response to the Company's Petition.

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). Natures Current's Petition for Reconsideration was accepted for filing by the Commission on November 23, 2021, which was within 15 days of the Commission's *Final Order* (entered November 8, 2021). As such, the Company's Petition is properly before the Commission.

DISCUSSION

A. Legal Standards

Both the 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 Code, an EGS has the right to seek relief from a Commission order cancelling its license. *See* 66 Pa.C.S. § 703(f), (g) (relating to the reconsideration, 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 reconsideration were set forth in *Duick v. Pennsylvania Gas and Water Company*, 56 Pa. P.U.C. 553 (1982):

Exhibit 5 - Compliance

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. 1935)).

Under the standards of *Duick*, a petition for reconsideration 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 reconsideration of an order filed under 66 Pa.C.S. § 703(f). *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 reconsideration or amendment, and its decision will not be overturned by an appellate court absent a showing that the Commission abused its discretion. *Id.*

Exhibit 5 - Compliance

B. Petition

Through Natures Current's Petition, the Company requests that the Commission rescind its *Final Order* cancelling Natures Current's EGS license and reinstate the license. Natures Current notes that a continuation certificate submitted by the Company's insurance agent, Tyrol Insurance Company (Tyrol), was rejected by the Commission by Secretarial Letter dated September 7, 2021 for not having an original signature from Nature's Current or a raised seal from Ohio/Liberty Mutual. However, Natures Current claims that after Tyrol notified the Company of these deficiencies, Natures Current's President signed the original continuation certificate and mailed it to the Commission on October 7, 2021. Natures Current acknowledges that the bond had an expiration date of August 18, 2017; however, the Company claims that the continuation certificate was attached to the bond and that "the raised seal was on the bond."⁵

Natures Current then notes that the Commission again rejected the continuation certificate by Secretarial Letter dated October 20, 2021. This time, the Company states, the bond was rejected because it had a 2017 expiration date and lacked a raised seal from the surety. Natures Current again claims that the new continuation certificate was attached to the old bond and the "surety seal was on the bond."⁶

Natures Current argues that its Petition for Reconsideration should be granted because the Company's bond coverage never lapsed. According to the Company, it maintained bond coverage with Ohio/Liberty Mutual through August 18, 2022, as evidenced by the continuation certificate and new bond that Natures Current submitted with its Petition. The Company also indicates that the problem relates to a clerical issue and miscommunication between the Commission and Natures Current "due to not receiving the BCC items in the mail due to forwarding issues from the USPS."⁷

⁵ Natures Current Petition at 1.

⁶ Natures Current Petition at 1-2.

⁷ Natures Current Petition at 2.

Exhibit 5 - Compliance

C. Disposition

Although Natures Current's failure to update its bond appears 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.

Natures Current's bond through Ohio/Liberty Mutual on file with the Commission expired on August 18, 2021. On May 13, 2021, three months before the expiration date, the Commission sent the Company a Financial Security Renewal Notice letter advising Natures Current to furnish the Commission with an updated bond prior to August 18. Natures Current did not update its financial security in response to this notice.

Accordingly, on September 15, 2021, four weeks after Natures Current's bond expired, the Commission entered its *Tentative Order*, which it published in the *Pennsylvania Bulletin*, tentatively cancelling Natures Current's license for failure to maintain a bond or other financial security. Through the *Tentative Order*, the Commission warned Natures Current that its bond on file with the Commission had expired and gave the Company another opportunity to file an updated financial security instrument. Natures Current did not submit an updated financial security instrument in response to the *Tentative Order*. Therefore, on November 8, 2021, almost two months after entry of the *Tentative Order*, the Commission entered its *Final Order* formally cancelling Natures Current's license.

Natures Current submitted its Petition for Reconsideration the following day, November 9, 2021 (formally accepted for filing on November 23, 2021). The Company's Petition included a certificate—dated November 9, 2021—continuing the original Ohio/Liberty Mutual bond through August 18, 2022, but by that time it was too late. Natures Current's Petition also included a new Liberty Mutual bond—dated August

Exhibit 5 - Compliance

23, 2021—with an expiration date of August 18, 2022, but, again, by that time it was too late.

Natures Current avers that, after receiving the bond rejected by the Commission via the September 7, 2021 Secretarial Letter, the Company's president signed the bond and returned it to the Commission on October 8, 2021. Natures Current also acknowledges that the bond identified an expiration date of August 18, 2017. However, the Company appears to claim that the bond had a raised seal and that a continuation certificate was attached to the bond. However, the "continuation certificate" Natures Current refers to is simply a "Report of Renewal" Liberty Mutual attached to the bond. Although this Report of Renewal indicates that the bond period is from "08/18/2021 to 08/18/2022," the Report is not a continuation certificate. Under the circumstances, the Commission finds that Natures Current failed to furnish an acceptable bond or continuation certificate prior to the issuance of the *Final Order* cancelling the Company's EGS license.

Although the Commission concludes that Natures Current's failure to update its bond was unintentional, this 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 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. Natures Current failed to meet these obligations. Under the circumstances, the Commission finds that Natures Current's Petition does not satisfy the *Duick* standard governing petitions for Reconsideration and/or amendment.

Exhibit 5 - Compliance

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 argument 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, Natures Current argues in support of its Petition that its bond coverage never lapsed. The Company goes on to assert that its failure to successfully update its bond was based on “miscommunication between the PUC and Natures Current due to not receiving the BCC items in the mail due to forwarding issues from the USPS.” To the extent that Natures Current’s argument can be considered “new and novel” because it did not explain its mistake to the Commission until *after* the *Final Order* had been entered, the Commission sees no reason to rescind or amend its *Final Order*. The Company’s errors are entirely self-inflicted. And because of those errors, the Commission had on file only an expired bond. Natures Current had sufficient warning and time to correct its mistakes but failed to do so. As such, the Company’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 Natures Current failed to ensure that it had met both obligations is the Company’s fault alone.

Ultimately, Natures Current did not meet the Commission’s requirements to maintain and furnish evidence that the Company followed its financial security

Exhibit 5 - Compliance

obligations under Section 2809(c) of the Code. 66 Pa.C.S. § 2809(c). The Company's bond on file with the Commission expired on August 18, 2021. Although Natures Current's bond may have been continued to August 18, 2022, the Company clearly did not follow applicable procedures to *furnish* the Commission with the bond continuation certificate. This despite the fact that the Commission—through the *Tentative Order* entered on September 15, 2021—put Natures Current on notice that its bond had expired and gave the Company almost 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. Natures Current failed to do that.

Furthermore, in applying for an EGS License, Natures Current agreed to abide by all Commission regulations, procedures, and orders. To be licensed as an EGS and to maintain that license, Natures Current 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 Natures Current'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 Natures Current should have had business controls in place to ensure that it updated its financial security on a timely basis.

⁸ The Commission notes that prior to the 2021 *Tentative Order* and *Final Order* that resulted in the cancellation of the Company's EGS license, Natures Current was listed on tentative orders for cancellation of its license due to an expired bond entered on (i) September 15, 2016 (Docket No. M-2015-2490383); (ii) August 29, 2019 (Docket No. M-2019-3006865); and (iii) August 27, 2020 (Docket No. M-2020-3015227). However, in each of these instances, Natures Current retained its license by updating its bond before the Commission issued the corresponding final orders.

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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 Natures Current 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 Natures Current failed to demonstrate. Accordingly, we will deny Natures Current's Petition for Reconsideration. However, we note that the Company 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 Natures Current'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, Natures Current'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 Natures Current's failure to update its bond appears to be inadvertent and of the Company's efforts to update its bond, the Commission notes that Natures Current may file a new application to provide electric generation supplier services as a broker/marketer in the Commonwealth.

Be advised, however, that if Natures Current, 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

Exhibit 5 - Compliance

it has in place to ensure compliance with the Code and the Commission's orders and regulations; **THEREFORE,**

IT IS ORDERED:

1. That Natures Current LLC's Petition for Reconsideration and request for reinstatement of its electric generation supplier license is denied consistent with this Opinion and Order.

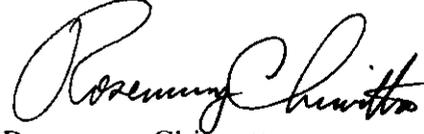
2. That Natures Current LLC may file with the Commission a new application for an electric generation supplier license. If Natures Current LLC, or any of its successors, does apply to provide electric generation supplier services, in any capacity, it must acknowledge this license cancellation and provide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

3. That a copy of this Order be served on Natures Current 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.

Exhibit 5 - Compliance

4. That this proceeding at Docket No. A-2010-2200314 be marked as closed.

BY THE COMMISSION



Rosemary Chiavetta
Secretary

(SEAL)

ORDER ADOPTED: April 14, 2022

ORDER ENTERED: April 14, 2022

EXHIBIT:

8. Technical Fitness

a. Experience, Plan, Structure

Natures Current, LLC. is a clean energy solutions company that was founded in June 2008. Natures Current, LLC. has been providing customers with services ranging from electric and natural gas energy broker, lighting audit and LED retrofitting, and solar power design and installation. Natures Current, LLC. is a licensed energy broker in good standing in the following states: Ohio, Maryland, and Delaware.

Shawn Jefremow, President:

Shawn has been in the energy field since November 2006. He started with NCG Energy and quickly worked his way up the ranks and was promoted to Director of Windstreet Energy, an affiliate of NCG, in May 2007. Shawn led Windstreet Energy until May 2008 when he left the company to start Natures Current. In June 2008 he co-founded Natures Current. Shawn has been leading Natures Current and providing his 15 plus years of experience in the energy field to help educate and inform customers.

Brian Wittig, Vice President

Brian has been in the energy field since October 2006. Brian started working in the energy field as an analyst with NCG Energy. Brian excelled and was consistently winning sales awards with NCG Energy and remained with the company until May 2008. In June 2008, Brian co-founded Natures Current. Brian has been leading Natures Current and providing his 15 plus years of experience in the energy field to help educate and inform customers.

DATE OF DEPOSIT

JUN 24 2023

PA Public Utility Commission
Secretary's Bureau

EXHIBIT:

8. Technical Fitness

d. Oversight of Marketing

Natures Current, LLC. is a small company consisting of its founders Shawn Jefremow and Brian Wittig. Natures Current, LLC. is always staying up to date on proper marketing trends and protocols. Any marketing will be done directly by either Shawn or Brian.

EXHIBIT:

8. Technical Fitness

e. Officers

Shawn Jefremow, President:

Shawn has been in the energy field since November 2006. He started with NCG Energy and quickly worked his way up the ranks and was promoted to Director of Windstreet Energy, an affiliate of NCG, in May 2007. Shawn led Windstreet Energy until May 2008 when he left the company to start Natures Current, LLC. In June 2008 he co-founded Natures Current. Shawn has been leading Natures Current, LLC. and providing his 15 plus years of experience in the energy field to help educate and inform customers.

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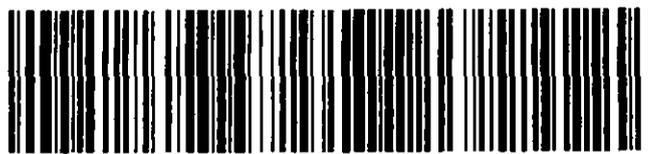
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