



**NRG Energy Inc.**  
Leah Gibbons  
3711 Market Street, Ste. 1000  
Philadelphia, PA 19104  
(301) 509-1508  
Leah.gibbons@nrg.com

**DATE OF DEPOSIT**

October 23, 2023

**OCT 23 2023**

**PA PUBLIC UTILITY COMMISSION  
SECRETARYS BUREAU**

Ms. Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street 2<sup>nd</sup> Floor  
Harrisburg, PA 17120

**RE: Conservation Service Provider Renewal Application for NRG Curtailment Solutions, Inc. Docket A-2017-2630375**

Dear Ms. Chiavetta,

Pursuant to 66 Pa. C. S. § 2806.1(b)(1)(i)E please find an original and copy of the Conservation Service Provider Renewal Application of NRG Curtailment Solutions, Inc. enclosed.

NRG requests Attachments B and D should be treated confidentially and not disclosed to the public. They have been marked confidential and per the CSP application instructions placed in a separate envelope as part of the submitted application.

Should you have any questions regarding this submission, or require additional information, please contact me via e-mail at [Leah.gibbons@nrg.com](mailto:Leah.gibbons@nrg.com).

Respectfully Submitted,

A handwritten signature in black ink that reads "Leah Gibbons". The signature is written in a cursive, flowing style.

Leah Gibbons  
Senior Director, Regulatory Affairs – NRG Energy, Inc. on behalf of  
NRG Curtailment Solutions, Inc.

Enclosure/

**CONSERVATION SERVICE PROVIDER ("CSP") APPLICATION  
FOR REGISTRATION IN THE COMMONWEALTH OF PENNSYLVANIA**

Conservation Service Providers ("CSPs") have a specific role under Act 129, which requires a covered Electric Distribution Company's Energy Efficiency and Conservation (EE&C) plan to include one or more CSPs to implement at least a portion of the EE&C Plan. 66 Pa.C.S. § 2806.1(b)(1)(i)(E). CSPs provide information and technical assistance to EDCs on *measures* that enable a person to increase energy efficiency or reduce energy consumption. CSPs must have no direct or indirect ownership, partnership or other affiliated interest with an EDC. 66 Pa.C.S. § 2806.1 (m). Only registered CSPs may advise an EDC and/or provide consultation, design, or administration or management services to an EDC related to the implementation of the EDC's EE&C Plan. As such, registration of business entities as approved CSPs is required before entering into a contractual agreement with an EDC exclusively for the provision of consultation, design, administration, management or advisory services regarding that EDC's EE&C plan. This registry is not intended as a resource for business, whose sole purpose is the installation of measures, supplying of equipment or other contracting work for use by the general public and EDC customers. If providing such services, registration as a CSP is not required for entering into an agreement with an EDC.

Any CSP subcontractor with an annual contract cost that equals or exceeds 10% of the CSP annual contract cost and is directly performing services pursuant to a contract with a CSP which has contracted with an EDC after Commission approval should also register as a CSP. This does not include third party contractors which participate in or support an EE&C Plan but are not directly contracted with a CSP which has a direct contractual relationship with the EDC subject to Act 129.

To qualify an applicant must have at least two years of experience in providing program consultation, design, administration, management or advisory services related to energy efficiency and conservation services. CSP registration is not required of entities that limit their services to the installation of energy efficiency measures or the provision of equipment or materials to EDC customers or the public in general.

**1. IDENTITY OF THE APPLICANT**

- a. Legal Name of Applicant: NRG Curtailment Solutions, Inc. (NRGCS)

Attach proof of compliance with appropriate Pennsylvania Department of State filing requirements.<sup>1</sup>

Please see Attachment A.

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<sup>1</sup> A copy of any document from the Pennsylvania Department of State (Pa. Dept. of State) documenting the Applicant's Pa. Dept. of State entity number is adequate. However, the document must indicate that the Applicant's Pa. Dept. of State registration is "active." Certified copies of Pa. Dept. of State documents are not required.

b. Trade or Commercial or Fictitious Names Used by Applicant (d/b/a)—List all that apply.

The Applicant will be using a fictitious name or doing business as (“d/b/a”). Identify names below. If more space is needed, list names on the back of this page or append list to completed application.

The Applicant will not be using a fictitious name.

c. Applicant Address: 804 Carnegie Center  
Princeton, NJ 08540

d. Applicant Telephone No: (716) 906-5100

e. Applicant Email Address: Scott.hart@nrg.com

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f. Contact Information for Applicant: PLEASE NOTE: Upon approval of this application, this Contact Information will be listed on the Commission’s CSP Registry.

- Name Ashley Gebler
- Mailing Address 804 Carnegie Center  
Princeton, NJ 08540
- Telephone (716) 906-5334
- Email Address Ashley.gebler@nrg.com

g. Predecessor(s) & Other Names used by Applicant for past five (5) years of date of this application. Provide Name(s), Address(es) and Telephone No.(s).

Check Box if any Predecessor(s) is currently or was previously registered in Pennsylvania as a CSP. If affirmative, please provide Docket No(s). (A-[Year]-[Seven (7) Digits]) and names for all registered CSPs.

NRG Curtailment Solutions, Inc., (NRGCS) has held a CSP registration in the name of Energy Curtailment Specialists, Inc. (ECS) which was NRGCS's predecessor in name only (i.e., the parent company and ownership structure remains the same, only ECS's name was changed to NRGCS). The initial license was issued pursuant to Commission's order in

Docket No. M-2008-2074154.

**h. Parent & Subsidiary Companies & Affiliates:**

- Parent Name and Contact Information.** Provide name and contact information for parent company. Check Box if any parent company is currently doing business in Pennsylvania as a CSP or Electric Distribution Company (EDC). If "None," do not check the box and answer "None" below.

NRG Energy, Inc.  
 804 Carnegie Center  
 Princeton, NJ 08540  
 Phone: 609-524-4500

None

- Subsidiaries and Contact Information.** Provide name and contact information for all subsidiary companies. Check Box if any subsidiary is currently doing business in Pennsylvania as a CSP or Electric Distribution Company (EDC). If "None," do not check the box and answer "None" below.

None

- Affiliate(s) and Contact Information.** Provide name and contact information for all affiliate companies. Check Box if any affiliate is currently doing business in Pennsylvania as a CSP or Electric Distribution Company (EDC). If "None," do not check the box and answer "None" below.

Direct Energy Business, LLC, 1001 Liberty Avenue, Suite 1200, Pittsburgh, PA 15222  
 NRG Business Marketing LLC, (f/k/a Direct Energy Business Marketing, LLC) 804 Carnegie Center, Princeton, NJ 08540

**i. Contracts & Business Partnerships:**

- Check Box if Applicant intends to or has operated under contract with or has partnered with an EDC within the past five (5) years. If "None," do not check the box and answer "None" below.
- Check Box if Applicant intends to or has operated under contract (subcontractor) with or has partnered with a CSP within the past five (5) years. If "None," do not check the box and answer "None" below.

**If any box above is checked, please provide name(s) of EDC(s) and CSP(s) and contact information for each and briefly describe the nature of business services associated with each contract and/or partnership.**

Please see Attachment B.

j. Identify principal officers (owners, executives, partners and/or directors), as appropriate for Applicant's organizational structure. Provide an organizational chart and the names, titles, business addresses and telephone numbers for each office.  
Please see Attachment C.

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k. Attach to this Application a brief biography or single page professional resume for all principal officers and management directly responsible for Applicant's operations.

l. Provide Applicant's Employer Identification No. (EIN): 20-046-2805

**2. REGISTERED AGENT**

a. If the Applicant does not maintain a principal office in the Commonwealth, the Applicant is required by the Pennsylvania Department of State to designate an approved Registered Agent as its representative in the Commonwealth. Check one of the Boxes below, as applicable:

YES, the Applicant has registered its business with the Pennsylvania Department of State. Following is the Name and Contact information for the Applicant's Department-Approved Registered Agent.

- Registered Agent's Name CT Corporation
- Registered Agent's Mailing Address 116 Pine Street, Suite 320  
Harrisburg, PA 17101
- Registered Agent's Telephone (717) 234-6004
- Registered Agent's Email Address N/A

NO, the Applicant has not registered its business with the Pennsylvania Department of State. STOP—To avoid denial of your application and forfeiture of your application fee, you should contact the Pennsylvania Department of State Bureau of Corporations to register as a business entity within the Commonwealth **PRIOR TO** completion and filing of this application with the Pennsylvania Public Utility Commission.

b. Applicant has registered its business with the Pennsylvania Department of State. Please check appropriate registration type for Applicant as designated with the Department.

- Sole proprietor (15 Pa. C.S. §4124)
- Domestic corporation (none)
- Domestic general partnership (15 Pa. C.S. §4124)
- Domestic limited liability company (15 Pa. C.S. §8913)
- Domestic limited liability partnership (15 Pa. C.S. §8201)
- Foreign corporation (15 Pa. C.S. §4124)
- Foreign general or limited partnership (15 Pa. C.S. §4124)
- Foreign limited liability company (15 Pa. C.S. §8981)
- Foreign limited liability general partnership (15 Pa. C.S. §8211)
- Foreign limited liability limited partnership (15 Pa. C.S. §8211)

c. If Applicant is not domiciled in the Commonwealth of Pennsylvania and is registered as a "foreign" entity as identified in Question 2.b., please identify all other states where applicant is registered and name the appropriate state department(s):

California - California Secretary of State  
Connecticut - Connecticut Secretary of State  
Delaware (NRG Business) - Delaware Department of State  
District of Columbia (NRG Business) - District of Columbia Department of Consumer & Regulatory Affairs  
Illinois - Illinois Secretary of State  
Indiana (NRG Business) - Indiana Secretary of State  
Kentucky (NRG Business) - Kentucky Secretary of State  
Maryland (NRG Business) - Maryland State Department of Assessments and Taxation  
Minnesota - Minnesota Secretary of State  
Massachusetts - Commonwealth of Massachusetts Secretary of State  
New Hampshire - New Hampshire Secretary of State  
New Jersey (NRG Business) - State of New Jersey Division of Revenue and Enterprise Services  
New York - New York Department of State  
Ohio (NRG Business) - Ohio Secretary of State  
Texas - Texas Secretary of State  
Virginia - Virginia State Corporation Commission  
West Virginia (NRG Business) - West Virginia Secretary of State

**3. APPLICANT'S OPERATIONS**

Respond to each of the following four questions relating to Applicant's operations and its technical and financial fitness. Respond to each item and attach any additional information and/or statements to this Application as appropriate.

a. Describe nature of business:

NRGCS is a third-party demand response provider or Curtailment Service Provider (CSP), providing Demand Response Services to end use customers in the Commonwealth of Pennsylvania. NRGCS participates in PJM's wholesale market as a CSP and has participated in the ACT 129 program under partnership with CPower as listed above under Contracts and Partnerships.

b. Current status of business (check one):

- Applicant is presently doing business in Pennsylvania
- Applicant is presently not doing business in Pennsylvania

c. The Applicant proposes to provide the following information and technical services to an EDC. Check all services that apply and identify all EDCs with whom Applicant intends to conduct business.

- |   |       |       |
|---|-------|-------|
| <input type="checkbox"/> Consultation   | EDCs: | _____ |
| <input type="checkbox"/> Design         |       | _____ |
| <input type="checkbox"/> Administration |       | _____ |
| <input type="checkbox"/> Management     |       | _____ |
| <input type="checkbox"/> Advisory       |       | _____ |

d. Attach to this Application a copy of any certification(s) or similar documentation that would demonstrate the technical fitness of Applicant, such as membership in trade associations, professional licenses, technical certifications, and/or names of current or past clients with a description of dates and types of services provided by Applicant.

e. Attach to this Application proof of current liability insurance coverage.

Please see Attachment D.

**4. COMPLIANCE**

Respond to each of the following Questions. Provide a statement as to the resolution or present status of any such proceedings, if applicable.

- a. In the past three years has the Applicant, the parent company, an affiliate or predecessor or partner (contractor/subcontractor business relationship) of the Applicant, or any person identified by the Applicant in this Application, been investigated or convicted of a crime involving fraud, theft, larceny, deceit, violation of consumer protection law, violation of deceptive trade law or similar activity, whether before an administrative body or in a judicial forum, in which the Applicant, an affiliate, a predecessor of either, or a person identified herein has been a defendant or a respondent?

- No
- Yes. Provide explanation:

None of the above apply, with the exception of non-criminal administrative proceedings around consumer protection and related statutes, as described in Attachment E.

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- b. Is the Applicant, the parent company, an affiliate, or a predecessor of either, currently delinquent with any state or federal taxing authority?

- No
- Yes. Provide explanation:

While NRG Energy, Inc. is not aware of any of its subsidiaries currently delinquent with state or federal taxing authority, there is one outstanding request for updating of its Secretary of State status in California with Franchise Tax Board for NRG Business Marketing LLC. The status reflects Forfeited, which is not accurate as the outstanding issue has been resolved. There is no timetable as to when FTB will correctly update the status with Secretary of State.

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- c. Identify all bankruptcy or liquidation proceedings for the prior three years. If none, state "None" below.

None

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- d. Identify all customer complaints filed with a regulatory or prosecutor agency for the prior three years of the date of this application. In none, state "None" below.

None with respect to NRGCS.

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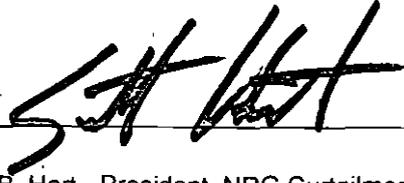


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5. **FALSIFICATION**

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.

Signature of Principal Official: \_\_\_\_\_



Official's Name & Title  
(Please Print)

: Scott B. Hart - President, NRG Curtailment Solutions, Inc.

Date

: 10/23/2023

DATE OF DEPOSIT

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APPENDIX A - AFFIDAVIT

[Commonwealth/State] of Texas :

: ss.

County of HARRIS :

Scott B. Hart, Affiant, being duly [sworn/affirmed] according to law, deposes and says that:

[He/she is the President (Office of Affiant) of NRG Curtailment Solutions, Inc. (Name of Applicant);]

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

That the Applicant herein NRG Curtailment Solutions, Inc. has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be registered as a conservation service provider pursuant to Act 129 of 2008.

That the Applicant herein NRG Curtailment Solutions, Inc. acknowledges that it has answered the questions on the application correctly, truthfully and completely and has provided supporting documentation as required.

That the Applicant herein NRG Curtailment Solutions, Inc. 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 NRG Curtailment Solutions, Inc. 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.

[Handwritten Signature]  
Signature of Affiant

Sworn and subscribed before me this 23 day of October, 2023.



[Handwritten Signature]  
Signature of official administering oath

My commission expires: 07/20/2025

**Attachment A – Commonwealth of Pennsylvania proof of compliance**



DSCB:15-413-2

3. Check, and if appropriate complete, one of the following:

The association desires that its registration be amended to change or correct the following information:

The name of the corporation has been changed to: NRG Curtailment Solutions, Inc.  
\_\_\_\_\_  
\_\_\_\_\_

The amendment adopted by the association is set forth in full in Exhibit A attached hereto and made a part hereof.

If the amendment reflects a change in name for the association which does not comply with 15 Pa.C.S. § 414 and §§ 201-209, the foreign association must adopt an alternate name that complies with 15 Pa.C.S. §§ 201-209 for use in Pennsylvania and a resolution from the association's governors adopting the name must be attached.

IN TESTIMONY WHEREOF, the undersigned association has caused this Amendment of Foreign Registration Statement to be signed by a duly authorized representative thereof this 14th day of September 2015.

NRG Curtailment Solutions, Inc.  
Name of Association

*Deborah R. Fry*  
Signature

Deborah R. Fry, Assistant Secretary  
Title



# Attachment B

**Attachment B REDACTED**

**Attachment C**

**Business Address: 4433 Genesee Street, Suite 401 Buffalo, New York 14225**

**Corporate Address: 910 Louisiana Street, Houston, Texas 77002**

**Phone Number: (716) 906-5100**

<input type="checkbox"/>	Name ↕	Title ↕
<input type="checkbox"/>	Gaudette, Robert I.	Director
<input type="checkbox"/>	Hart, Scott B.	President
<input type="checkbox"/>	Cole, Kevin L.	Treasurer
<input type="checkbox"/>	Clemmons, Lynda	Vice President
<input type="checkbox"/>	Evans, William	Vice President
<input type="checkbox"/>	Khan, Novera	Vice President
<input type="checkbox"/>	Teuscher, A: Louis	Vice President
<input type="checkbox"/>	Zoino, Christine	Secretary
<input type="checkbox"/>	Fry, Deborah R.	Assistant Secretary
<input type="checkbox"/>	Tompkins, Judith	Assistant Secretary
<input type="checkbox"/>	Gaudette, Robert I.	Senior Vice President

**Robert J. Gaudette**  
**Executive Vice President, NRG Business**

Robert Gaudette is Executive Vice President, NRG Business where he oversees the company's broad portfolio of commercial and industrial products and services and oversees the company's market operations, including gas trading, power trading, origination, commercial analytics, and real-time operations.

Under his leadership, Robert's team manages supply and optimization in support of teams across NRG and utilizes its commercial and market expertise to help customers manage their energy strategy and reach their energy goals. Partnering with customers, Robert and his team increase efficiencies, reduce costs, and manage risks—creating a more sustainable, resilient, affordable, and empowering energy ecosystem for NRG customers.

Prior to joining NRG, he served as Chief Commercial Officer at GenOn Energy, leading all trading and marketing operations. Before GenOn, he was Vice President of Mirant's Mid-Atlantic business unit in Washington, D.C. During his career at Mirant, Robert worked in various other capacities including Direct of West Power, Direct of NYMEX Trading, Assistant to the Chief Operating Officer, and NYMEX trader. He began his career at Mirant in 2001 as a Trading Analyst.

Earlier, he served four years as an army combat engineer officer in the U.S. Cavalry, including a one-year deployment to Bosnia. Before leaving military service for business school in 1999, he served as the executive officer of a combat engineer company in the Second Armored Cavalry Regiment.

Robert earned a Bachelor of Science degree in chemistry from The College of William and Mary and a Master of Business Administration from Rice University, where he was a Jones Scholar.

He is a board member of the Business Council for Sustainable Energy. Robert also serves on the Board of Advisors at the Jones Graduate School of Business at Rice University and is a board member at St. Agnes Academy. In addition, he serves on the regional economic development committee of the Greater Houston Partnership.

**Scott B. Hart**  
**Senior Vice President, Business Sales**

Scott Hart is Senior Vice President of NRG Business – and leads an integrated sales organization comprised of commercial, industrial, and wholesale origination sales teams. Scott is continuing to lead the team to become a competitive participant in many retail markets to offer customized solutions and services to customers in the complex energy industry.

Scott has more than 30 years of utility and competitive retail executive experience and prior to leading the NRG Supply team, Scott was the President of Commercial Services for Green Mountain Energy before it was acquired by NRG in 2010. Scott has a Bachelor of Science degree from Tarleton State University and MBA from Baylor University.

# Attachment D

(REDACTED)

# Attachment E



**NRG INVESTIGATIONS**

CITY	REGULATORY AGENCY	COMMODITY	DOCKET / BUREAU CASE NO.	DATE OF RESOLUTION	STATUS	REGULATIONS / STATUTES / VIOLATIONS, IF APPLICABLE	SUMMARY OF PROBLEMS / RESOLUTION	JURISDICTION / PROVINCE	SUMMARY PUBLIC NOTES
Reliant Energy Northeast LLC	PUCO - Public Utility Commission of Ohio	ELECTRIC	Case No. 20-1758-GE-UNC	1/24/2021			The Stipulation is not an admission or a finding of liability and represents a reasonable compromise between the parties, including forfeiture of a civil penalty.	Ohio	On March 24, 2021, the Public Utilities Commission of Ohio accepted a Joint Stipulation, entered into by Commission Staff and Reliant Energy Northeast LLC d/b/a NRG Business, NRG Home and NRG Retail Solutions (NRG or "Company") to resolve concerns raised by Staff in a Notice of Probable Non-Compliance dated November 27, 2019 ("Notice Letter" or "Notice"), which largely addressed alleged enrollment violations. NRG was able to demonstrate that its sales performance program and enrollment process are designed to minimize enrollment errors and encourage compliant sales agent behavior, as reflected in the Company's very low complaint to sales ratio. The Stipulation is not an admission or a finding of liability and represents a reasonable compromise between the parties, including forfeiture of a civil penalty. See Case No. 20-1758-GE-UNC.
Reliant Energy Northeast LLC	Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement ("PUC")	ELECTRIC	M-2020-3006647	1/25/2021	RESOLVED		Although NRG disputes or disagrees with the allegations levied by PUC, it agrees to the settlement terms as a compromise, including payment of a civil penalty. The PUC issued a Final Order approving the Settlement on March 25, 2021, see Docket No. M-2020-3006647.	Pennsylvania	On March 25, 2021, the Pennsylvania Public Utility Commission issued a Final Order approving a Joint Petition for Approval of Settlement between the PUC's Bureau of Investigation and Enforcement ("BIE") and Reliant Energy Northeast LLC d/b/a Reliant Energy, NRG Business Solutions, Reliant NRG, NRG Residential Solutions, NRG Retail Solutions, NRG Home and NRG Business ("NRG"). The Settlement resolved issues related to an informal investigation initiated by BIE. BIE's investigation stemmed from informal complaints received by the Commission's Bureau of Consumer Services from residential customers related to the unauthorized enrollment of their accounts by NRG, several of which were self-reported by NRG to PUC Staff. BIE Staff was satisfied with NRG's sales performance program and was unable to identify any improvements to NRG's sales quality assurance program. Although NRG disputes or disagrees with the allegations levied by BIE, it agrees to the settlement terms as a compromise, including payment of a civil penalty. See Docket No. M-2020-3006647.
Energy Plus Holdings LLC	Connecticut - Public Utility Regulatory Authority	ELECTRIC	Docket # 09-01-21	11/4/2020	RESOLVED		EPA and CT PUA EOI reached a settlement agreement to resolve compliance related issues around curbside billing in 2020.	Connecticut	On September 30, 2020 - the Prosecutorial Division of the Connecticut Public Utilities Regulatory Authority, Office of Education, Outreach, and Enforcement ("Prosecutorial") of "EET" and Energy Plus Holdings, LLC ("Energy Plus") filed a Settlement Agreement to resolve issues regarding compliance with Conn. Gen. Stat. § 16-245e regarding properly conveying supply summary information to the electric distribution companies for display on customer bills. This Settlement Agreement was approved by the Public Utilities Regulatory Authority on November 4th, 2020 (Docket # 09-01-21). Energy Plus paid a civil penalty of \$282,200 to the State of Connecticut and will refund sixty-nine customers a total of \$5,888.50.
Green Mountain Energy Company	Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement ("PUC")	ELECTRIC	M-2021-3009235	2/24/2022	RESOLVED		Although NRG disputes or disagrees with the allegations levied by PUC, it agrees to the settlement terms as a compromise, including payment of a civil penalty. The PUC issued a Final Order approving the Settlement on FEBRUARY 24, 2022 see Docket No. M-2021-3009235	Pennsylvania	On February 24, 2022, the Pennsylvania Public Utility Commission issued a Final Order approving a Joint Petition for Approval of Settlement between the PUC's Bureau of Investigation and Enforcement ("BIE") and Green Mountain Energy Company ("Green Mountain") relating to sales and enrollment practices in Pennsylvania. PA BIE alleged that Green Mountain switched customers to its services without proper authorization in certain instances. Green Mountain agreed to pay a civil penalty of \$154,000 (not inclusive of any customer refunds), along with certain injunctive relief, such as required reporting. See Docket No. M-2021-3009235 (available at: <a href="https://www.puc.pa.gov/pdocs/1711074.pdf">https://www.puc.pa.gov/pdocs/1711074.pdf</a> )
XOOM Energy Ohio, LLC	PUCO - Public Utility Commission of Ohio	ELECTRIC	22-267-GE-CDI	Ongoing	OPEN	non-compliance with marketing, sales, and enrollment regulations in Ohio	XOOM Energy is cooperating with the investigation, which remains ongoing.	Ohio	In June 2021, the Public Utilities Commission of Ohio ("PUCO") issued a notice of probable non-compliance to XOOM Energy Ohio, LLC ("XOOM Energy"), citing concerns with XOOM Energy's compliance with marketing, sales, and enrollment regulations in Ohio. In April 2022, PUCO opened a formal investigation into these same issues. On August 2, 2023, XOOM Energy entered into a stipulation with PUCO Staff to settle the matter. Under the terms of the settlement, XOOM Energy did not admit wrongdoing but will (i) pay a forfeiture of \$120,000, (ii) pay \$100,000 to the Dollar Energy Fund to be used as bill payment assistance, (iii) provide refunds to affected customers, and (iv) implement corrective actions to monitor enrollments.
Direct Energy Services, LLC	PUCO - Public Utility Commission of Ohio	ELECTRIC	22-583-GE-UNC	Ongoing	OPEN	non-compliance with marketing, sales, and enrollment regulations in Ohio	DE and PUCO Staff executed a Stipulation of Settlement on June 10, 2022. The matter is pending approval by the Commission.	Ohio	In June 2021, the Public Utilities Commission of Ohio ("PUCO") issued a Notice of Probable Non-Compliance to Direct Energy Services ("DES"), citing concerns with DES's compliance with marketing, sales, and enrollment regulations in Ohio. On June 10, 2022 DES and PUCO Staff signed a joint stipulation of settlement in the matter. The Office of Consumer Counsel intervened to be heard on the settlement. The matter is pending.

ORIGIN ID: EIXA (281) 800-6157  
BARBARA FARMER

910 LOUISIANA STREET

HOUSTON, TX 77002  
UNITED STATES US

SHIP DATE: 23OCT23  
ACTWGT: 4.00 LB  
CAD: 252037484/INET4535

BILL SENDER

TO EXEC. SECRETARY, ROSEMARY CHIAVETTA  
PENNSYLVANIA PUB. UTILITY COMMISSIO  
COMMONWEALTH KEYSTONE BUILDING  
400 NORTH STREET 2ND FLOOR  
ROOM-N201  
HARRISBURG PA 17120

58371BC8B9AE3

(717) 772-7777

REF:

INV:

PO:

DEPT:



**FedEx**  
Express



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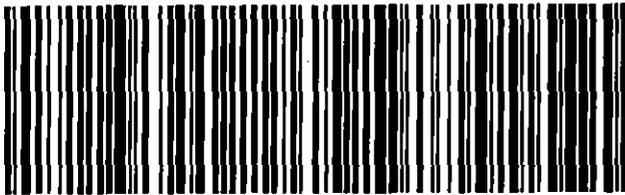
TUE - 24 OCT 10:30A  
PRIORITY OVERNIGHT

TRK# 7738 3584 2249  
0201

**XE MDTA**

17120

PA-US MDT



**RECEIVED**

OCT 24 2023

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

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