

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of U.S. POWER TRADE LLC, d/b/a U.S. POWER TRADE LLC, for approval to offer, render, furnish, or supply natural gas supply services as a(n) [as specified in item #4b below] to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

1. IDENTIFICATION AND CONTACT INFORMATION

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

U.S. POWER TRADE LLC
1636 North Cedar Crest Blvd, Suite 210
Allentown, PA 18104
724-328-3300
www.uspowertrade.com

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

Not applicable, located in Allentown, PA

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

Robert Rizzitano - President & CEO
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
724-328-3300
rizzitano@uspowertrade.com

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

The applicant is not using an attorney.

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS:** 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 Natural Gas 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 NGSS.

#1 Contact: Robert Rizzitano - President & CEO
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
P: 724-328-3300
F: 866-594-4677
rizzitano@uspowertrade.com

Michael Lutte - Administrator
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
P: 724-328-3300
F: 866-594-4677
customer@uspowertrade.com

2. BUSINESS ENTITY FILINGS AND REGISTRATION

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

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

Provide a copy of the Applicant's filing with Pennsylvania's Department of State Pursuant to 54 Pa. C.S. §311.

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. [Exhibit 1](#)
- Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.
Pennsylvania - see attached. [Exhibit 2](#)
- Give name and address of officers.

Robert Rizzitano
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104

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.

U.S. POWER TRADE LLC does not have any affiliates

- 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.

U.S. POWER TRADE LLC does not have an predecessors

4. OPERATIONS

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

Definitions

- Supplier – an entity which provides natural gas supply services to retail gas customers utilizing the jurisdictional facilities of an natural gas distribution company
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of natural gas but does not take title to the natural gas.

- The Applicant is presently doing business in Pennsylvania as a
- natural gas interstate pipeline
 - municipality providing service outside its municipal limits
 - local gas distribution company
 - retail supplier of natural gas services in the Commonwealth
 - a natural gas producer
 - a broker/marketer engaged in the business of supplying natural gas 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:

- Supplier or Aggregator of natural gas services
- Municipal supplier of natural gas services
- Cooperative supplier of natural gas services
- Broker/Marketer engaged in the business of supplying natural gas services
 - Check here to verify that your organization will not be taking title to the natural gas nor will you be making payments for customers.
- Other (Describe):

b.) **NGDCs:** 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 Natural Gas 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 NGDC is as follows.

<p>Columbia Gas of PA, Inc. Thomas C. Heckathorn 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4996 FAX: 614.460.8426 theckathorn@nisource.com</p>	
<p>Peoples Natural Gas – Equitable Division Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>National Fuel Gas Distribution Corp. David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: wolfordd@natfuel.com</p>
<p>The Peoples Natural Gas Company Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>PECO Exhibit 3 Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com</p>
<p>Peoples TWP LLC (Formerly T. W. Phillips) Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>Philadelphia Gas Works Exhibit 3 Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: nicholas.lapergola@pgworks.com</p>
<p>UGI Central Penn David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>	<p>UGI David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>
<p>Valley Energy Inc. Robert Crocker 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: bobc@ctenterprises.org</p>	<p>UGI Penn Natural David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>

- 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.
- Robert Rizzitano - President & CEO
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
P: 724-328-3300
F: 866-594-4677
rrizzitano@uspowertrade.com
- f. **TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as **Appendix D** to this application.

All sections of the Tax Certification Statement must be completed. Absence (submitting N/A) of any of the TAX identifications numbers (items 7A through 7C) 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 natural gas distribution companies 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: [Exhibit 4](#)
- Applicant's previous experience in the natural gas industry.
 - Summary and proof of licenses as a supplier of natural gas 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.
 - 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 NGS – Applicant will contract with a **PUC LICENSED NGS**
 - Affiliate – Applicant will use a **NON-NGS affiliate that is a nontraditional marketer and/or marketing services consultant**
 - External Third-Party – Applicant will contract with a **NON-NGS third party nontraditional marketer and/or non-selling marketer**
 - Other (Describe):
Applicant will not be marketing

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.

Applicant will not be 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.

[Exhibit 5](#)

See attached

9. DISCLOSURE STATEMENT:

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

DISCLOSURE STATEMENTS: If proposing to serve Residential and/or Small Commercial (less than 6,000 Mcf annually) Customers, provide a Residential and/or Small Commercial disclosure statement. A sample disclosure statement is provided as Appendix E to this Application.

- Natural gas 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; broker only

10. VERIFICATIONS, ACKNOWLEDGEMENTS, AND AGREEMENTS

- a. **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 § 62.114.

AGREED

- b. **REPORTING REQUIREMENTS:** Applicant agrees to provide the following information to the Commission:

- **Reports of Gross Receipts:** Applicant shall file an annual report with the Commission on an annual basis no later than April 30th following the end of the calendar year per 52 Pa. Code § 62.110.

AGREED

- c. **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. § 2208(d). Transferee will be required to file the appropriate licensing application.

AGREED

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

ACKNOWLEDGED

- e. **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 § 62.105.

AGREED

- f. **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

- g. **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 thirty (30) days, as to the specifics of any changes which have a significant impact on the conduct of business in Pennsylvania. See 52 Pa. Code § 62.105.

AGREED

- h. **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

- i. **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
(All 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 Public Utility Code of Pennsylvania and applicable federal and state laws. 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 NGDC. For example, an applicant that wants to operate in Peoples – Equitable 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	Pittsburgh Post-Gazette	Scranton Times-Tribune	Williamsport Sun-Gazette	Johnstown Tribune-Democrat
Columbia Gas	X	X		X		X	X
National Fuel Gas				X			
PECO			X				
Peoples - Equitable	X			X			
Peoples Natural Gas	X			X			X
Peoples TWP LLC				X			
Philadelphia Gas Works			X				
UGI		X	X		X		
UGI Central Penn	X	X	X	X	X	X	X
UGI Penn Natural		X			X	X	
Valley Energy					X	X	
Entire Commonwealth	X	X	X	X	X	X	X

(Example Publications are provided at Appendices F and G)

13. SIGNATURE

Applicant: Robert Rizzitano of U.S. POWER TRADE LLC

By: 

Title: President & CEO

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 is complete.

Applicant: U.S. POWER TRADE LLC

Applicant's Use	Signature	PUC Secretary's Bureau Use
	Filing Fee (ONLY CERTIFIED CHECK OR MONEY ORDER)	
	Application Affidavit	
	Operations Affidavit	
	Proof of Publication	
	Tax Certification Statement	
	Commonwealth Department of State Verification	
	Certificate of Service	

Appendix A

APPLICATION AFFIDAVIT

[Commonwealth/State] of PA :

ss.

County of Allegheny :

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

[He is the CEO (Office of Affiant) of U.S. POWER TRADE LLC (Name of Applicant);]

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

That the Applicant herein U.S. POWER TRADE LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as a natural gas supplier pursuant to 66 Pa. C.S. § 2208 (c)(1).

That the Applicant herein U.S. POWER TRADE LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein U.S. POWER TRADE 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 U.S. POWER TRADE 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.

R. M. R.

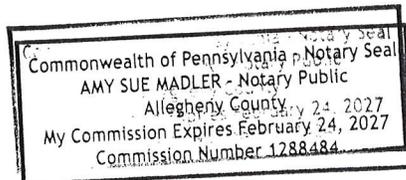
Signature of Affiant

Sworn and subscribed before me this 1st day of August, 2024.

Amy Sue Madler

Signature of official administering oath

My commission expires Feb. 24, 2027.



Appendix B

OPERATIONS AFFIDAVIT

[Commonwealth/State] of PA :

ss.

County of Allegheny :

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

[He/she is the CEO (Office of Affiant) of U.S. POWER TRADE LLC (Name of Applicant);]

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

That U.S. POWER TRADE 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 U.S. POWER TRADE LLC, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render natural gas supply 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 U.S. POWER TRADE 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 22 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 natural gas 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).

Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

Appendix B (Continued)

That U.S. POWER TRADE LLC, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506 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 Office of Communications 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 1st day of August, 2024.



Signature of official administering oath

My commission expires Feb. 24, 2027.

Commonwealth of Pennsylvania - Notary Seal AMY SUE MADLER - Notary Public Allegheny County My Commission Expires February 24, 2027 Commission Number 1288484
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Appendix C

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

Example CERTIFICATE OF SERVICE

On this the 1st day of August 2024, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as a Natural Gas 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:

<p>Office of Consumer Advocate 5th Floor, Forum Place 555 Walnut Street Harrisburg, PA 17120</p>	<p>Office of the Attorney General Bureau of Consumer Protection Strawberry Square, 14th Floor Harrisburg, PA 17120</p>
<p>Office of the Small Business Advocate Commerce Building, Suite 202 300 North Second Street Harrisburg, PA 17101</p>	<p>Commonwealth of Pennsylvania Department of Revenue Bureau of Compliance Harrisburg, PA 17128-0946</p>
<p>Columbia Gas of PA, Inc. Thomas C. Heckathorn 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4996 FAX: 614.460.8426 theckathorn@nisource.com</p>	<p>Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2 West Harrisburg, PA 17120</p>
<p>Peoples Natural Gas – Equitable Division Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>National Fuel Gas Distribution Corp. David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: wolfordd@natfuel.com</p>
<p>The Peoples Natural Gas Company Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>PECO Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com</p>
<p>Peoples TWP LLC (Formerly T. W. Phillips) Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>Philadelphia Gas Works Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: nicholas.lapergola@pgworks.com</p>

<p>UGI Central Penn David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>	<p>UGI David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>
<p>Valley Energy Inc. Robert Crocker 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: bobc@ctenterprises.org</p>	<p>UGI Penn Natural David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>


Robert Rizzitano, CEO of U.S. POWER TRADE LLC

Appendix F
EXAMPLE FORM OF NOTICE FOR NGS ONLY

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE

*Application of **Company Name** (d/b/a "**Trade Name**") For Approval To Offer, Render, or Furnish Natural Gas Services as a **Supplier, Aggregator, or Marketer/Broker** Engaged In The Business Of Supplying Natural Gas Supply Services, To The Public In The Commonwealth Of Pennsylvania.*

Company Name will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as (1) a supplier or aggregator of natural gas, and (2) a broker/marketer engaged in the business of providing natural gas services. **Company Name** proposes to sell natural gas and related services in [LIST NGDCS HERE] under the provisions of the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of **Company Name** may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to **Company's Name** attorney at the address listed below.

By and through Counsel: Attorney's Name

Company Name

Address

Address

Phone

FAX

Exhibit 1

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
PO Box 8722 | Harrisburg, PA 17105-8722
T: 717-787-1057
dos.pa.gov/BusinessCharities

Regarding: U.S. Power Trade LLC
Request Type: Subsistence Certificate Issuance Date: August 27, 2024
Request No.: 041745019 File No.: 0004111903
Receipt No.: 001192649
Filing Type: Domestic Limited Liability Company
Filing Subtype: Limited Liability Company
Initial Filing Date: May 29, 2012
Status: Active

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I DO HEREBY CERTIFY THAT

U.S. Power Trade LLC

is currently subsisting on the records of the Department of State as of the issuance date herein.

I DO FURTHER CERTIFY THAT this Subsistence Certificate shall not imply that all fees, taxes and penalties owed to the Commonwealth of Pennsylvania are paid.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of my office to be affixed, the day and year above written

A handwritten signature in cursive script, appearing to read "Albert Schmidt".

Albert Schmidt
Secretary of the Commonwealth

Verify this certificate online at www.file.dos.pa.gov

Exhibit 2

Entity #: 4111903
Date Filed: 06/29/2012
Effective Date: 06/01/2012
Carol Alchele
Secretary of the Commonwealth

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

**Certificate of Organization
Domestic Limited Liability Company
(15 Pa.C.S. § 8913)**

Name Robert Rizzitano		
Address 7535 Windsor Dr. STE 201		
City Allentown	State PA	Zip Code 18195

Document will be returned to the name and address you enter to the left.

Commonwealth of Pennsylvania
CERTIFICATE OF ORGANIZATION 3 Page(s)



Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8913 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company (*designator is required, i.e., "company", "limited" or "limited liability company" or abbreviation*):
U.S. Power Trade LLC

2. The (a) address of the limited liability company's initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and Street 7535 Windsor Dr. STE 201	City Allentown	State PA	Zip 18195	County Lehigh
(b) Name of Commercial Registered Office Provider c/o:				County

3. The name and address, including street and number, if any, of each organizer is (*all organizers must sign on page 2*):

Name	Address	
Robert Rizzitano	2454 Lakmont Dr.	Gibsonia, PA 15044
Samuel M. Puleo, Jr.	604 Penllyn Pk.	Penllyn, PA 19422
Michael A. Mateja	1607 Salem Street	North Andover, MA 01845

PA DEPT. OF STATE
MAY 29 2012

Exhibit 3

Proof of Delivery

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

Tracking Number

1Z5X99R71307472228

Weight

0.10 LBS

Service

UPS Next Day Air Saver®

Shipped / Billed On

09/06/2024

Delivered On

09/10/2024 11:31 A.M.

Delivered To

PHILADELPHIA, PA, US
Received By

PGW

Left At

Dock

Please print for your records as photo and details are only available for a limited time.

Sincerely,

UPS

Tracking results provided by UPS: 09/26/2024 2:23 P.M. EST

View/Print Label

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

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

3. GETTING YOUR SHIPMENT TO UPS

Customers with a scheduled Pickup

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

Customers without a scheduled Pickup

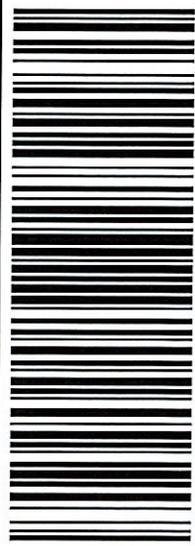
- o Schedule a Pickup on ups.com to have a UPS driver pickup all of your packages.
- o Take your package to any location of The UPS Store®, UPS Access Point(TM) location, UPS Drop Box, UPS Customer Center, Staples® or Authorized Shipping Outlet near you. To find the location nearest you, please visit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

UPS Access Point™
 WESTCHESTER ROAD RUNNER
 179 E POST RD
 WHITE PLAINS NY 10601-4901

UPS Access Point™
 ADVANCE AUTO PARTS STORE 4514
 22 WESTMORELAND AVE
 WHITE PLAINS NY 10606-1913

UPS Access Point™
 THE UPS STORE
 333 MAMARONECK AVE
 WHITE PLAINS NY 10605-1440

FOLD HERE

<p>WOLTERS, KLUWER 800-292-0909 140 GRAND ST. WHITE PLAINS NY 10601</p> <p>SHIP TO: PHILADELPHIA GAS WORKS 800 WEST MONTGOMERY AVENUE PHILADELPHIA PA 19122</p>	<p>0.1 LBS LTR</p> <p>1 OF 1</p> <p>PA 191 9-10</p> 	<p>UPS NEXT DAY AIR SAVER 1P</p> <p>TRACKING #: 1Z 5X9 9R7 13 0747 2228</p> 	<p>BILLING: P/P</p> <p>Reference #1: 110725</p> <p>XQL 24-08.02 NV45 36.DA 09/2024* </p>
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Proof of Delivery

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

Tracking Number

1Z5X99R71310813237

Weight

0.10 LBS

Service

UPS Next Day Air Saver®

Shipped / Billed On

09/06/2024

Delivered On

09/10/2024 11:33 A.M.

Delivered To

PHILADELPHIA, PA, US
Left At

Met Customer

Please print for your records as photo and details are only available for a limited time.

Sincerely,

UPS

Tracking results provided by UPS: 09/26/2024 2:20 P.M. EST

View/Print Label

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

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

3. GETTING YOUR SHIPMENT TO UPS

Customers with a scheduled Pickup

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

Customers without a scheduled Pickup

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

UPS Access Point™
 WESTCHESTER ROAD RUNNER
 179 E POST RD
 WHITE PLAINS NY 10601-4901

UPS Access Point™
 ADVANCE AUTO PARTS STORE 4514
 22 WESTMORELAND AVE
 WHITE PLAINS NY 10606-1913

UPS Access Point™
 THE UPS STORE
 333 MAMARONECK AVE
 WHITE PLAINS NY 10605-1440

FOLD HERE

<p>WOLTERS KLUWER 800-292-0909 140 GRAND ST. WHITE PLAINS NY 10601</p> <p>SHIP TO: PECO 2301 MARKET STREET, S9-2 PHILADELPHIA PA 19103</p>	<p>0.1 LBS LTR</p> <p>1 OF 1</p> <p>PA 191 9-10</p> 	<p>UPS NEXT DAY AIR SAVER 1P</p> <p>TRACKING #: 1Z 5X9 9R7 13 1081 3237</p> 	<p>BILLING: P/P</p> <p>Reference #1: 110725</p> <p>XCL24.08.02 NV45.36.DA.09/2024*</p> 
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C T Corporation

140 Grand Street, Suite 300
White Plains, NY 10601

Phone (800) 292-0909
Fax (212) 672-1105

www.wolterskluwer.com

September 09, 2024

PECO
2301 Market Street, S9-2
Philadelphia, PA 19103

Re: **U.S. Power Trade LLC**

Dear Sir or Madam,

Enclosed please find the following, being submitted on behalf of our above-referenced client:

Application Form for Parties Wishing to Offer, Render, Furnish, or Supply
Natural Gas Supply Services to the Public in the Commonwealth of
Pennsylvania

Once the application has been processed, please forward evidence of approval to the mailing address on the application. If there is any issue, or if you require any further information, please do not hesitate to contact us.

Yours sincerely,

C T Corporation, Business License Unit



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

**Application Form for Parties Wishing to Offer, Render, Furnish, or Supply
Natural Gas Supply Services to the Public in the
Commonwealth of Pennsylvania**

• **Contents of Natural Gas Supplier(NGS) License Application Package**

- I. License Application. (Sections 1-14)
- II. Affidavits (Appendix A & B)
- III. Certificate of Service (Appendix C)
- IV. Tax Certification Statement (Appendix D)
- V. Disclosure Statement (Appendix E).
- VI. Publication Notice For NGS Only (Appendix F).
- VII. Publication Notice For Combined NGS and NGS (Appendix G).
- VIII. Electronic Data Interchange Contacts (Appendix H).

• **Instructions**

- Filling out the Application and Labeling Attachments

You may use the attached form to make your application. **(Remove the cover sheets prior to filing.)** If you need more space than is provided on this form or if you are attaching exhibits, state in the relevant section of the body of the application "see attachment _" or "see exhibit _". Be sure to **label all attachments and exhibits in correspondence with the relevant section of the application.** Lastly, be sure to answer all questions, including questions that may not be applicable.

Incomplete applications or those missing any attachments are unacceptable for filing and will be returned or delayed for processing until the required information is sent to the Commission's Secretary's Bureau.

Fee for filing application is \$350 payable to "Commonwealth of PA" in the form of certified check or money order. The Commission does not accept corporate or personal checks.

- **Pertinent Legal Framework for Natural Gas Supplier Licensing**

- Requirements for Natural Gas Suppliers, 66 Pa. C.S. Section 2208
- Customer Information Disclosure Requirements, 52 Pa. Code §§ 62.71 – 62.80.
- Supplier Licensing Requirements, 52 Pa. Code §§ 62.101 – 62.114.
- Standards and Billing Practices for Residential Utility Service. 52 Pa. Code Ch. 56.

Referenced law can be found on the Commission website, www.puc.pa.gov, under regulatory information. As well, Title 52 Public Utilities of the Pa. Code is available online at www.pacode.com. Copies are available from Fry Communications at (717) 766-0211.

- **Change to Information Provided in Application**

- The Applicant is under a duty to inform the Commission of a material change in the information provided in the application during the pendency of the application, or while the licensee is operating in Pennsylvania. For more information, see 52 Pa. Code § 62.105.

- Hard Copy Filing

To file a hard copy application with the Pennsylvania Public Utility Commission, file a signed in ink and verified (via notarized application affidavit – Appendix A) original and a cd-rom containing a searchable PDF version of your entire application with the Commission’s Secretary’s Office in Harrisburg, Pennsylvania at:

**Pennsylvania Public Utility Commission
Secretary
400 North Street, Keystone Building
Harrisburg, PA 17120**

or

**Pennsylvania Public Utility Commission
Secretary
P.O. Box 3265
Harrisburg, PA 17105-3265**

- Electronic Filing (e-filing)

To file an electronic version of the application, visit the Commission’s e-filing page and follow the instructions. The page is located at www.puc.pa.gov/efiling/default.aspx. Also, see 52 Pa. Code Chapters 1 and 5.

IMPORTANT AFFIDAVIT NOTE – Affidavits must be notarized before they are e-filed.

- Questions

Questions pertaining to completion of this application may be directed to the Bureau of Technical Utility Services at the above address or you may call the Bureau at the following number: (717) 783-5242.

• **Nontraditional Marketers/Non-selling Marketer**

- Nontraditional Marketers:

A nontraditional marketer is not required to obtain an NGS license. Per 52 Pa. Code § 62.101, a nontraditional marketer is defined as a community-based organization, civic, fraternal or business association, or common interest group that works with a licensed NGS as an agent to market natural gas service to its members or constituents. A nontraditional marketer may not require its members or constituents to obtain its natural gas service through a specific licensed NGS.

- Non-selling Marketer:

A non-selling marketer is not required to obtain an NGS license. Per 52 Pa. Code § 62.101, a non-selling marketer is an individual or commercial entity, such as a telemarketing firm, door-to-door salesman or company, or auction-type website, **under contract to a single licensed NGS**, that provides marketing services to retail customers for natural gas supply services. However, any individual or commercial entity under contract to multiple NGS entities must obtain an NGS license.

• **Confidential Documents**

All information disclosed within this application is considered public information unless specifically labeled confidential. You have the responsibility to identify privileged or confidential information to the Secretary's Bureau when making your filing. You should submit one copy of all confidential information, on documents stamped "CONFIDENTIAL" at the top in clear and conspicuous letters, in a separate envelope (**but still attached to the application**) to the Secretary's Office along with the Application. For more information, see 52 Pa. Code § 62.103.

If you have e-filed your application, separately mail in any confidential information specifically identifying that you have e-filed the application. Be sure to specify the Applicant's name, and provide the e-filing confirmation page.

INITIAL AND ONGOING FEES

- **\$350 Filing Fee with Application by certified check or money order.**
- **\$350 Filing Fee for any amendments to an existing license**
- **An Annual Fee of \$350 to maintain license**
- **Annual supplemental fee based on annual gross intrastate revenues (not applicable to brokers and marketers).**

DETACH INSTRUCTIONS BEFORE FILING

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of U.S. POWER TRADE LLC, d/b/a U.S. POWER TRADE LLC, for approval to offer, render, furnish, or supply natural gas supply services as a(n) [as specified in item #4b below] to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

1. IDENTIFICATION AND CONTACT INFORMATION

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

U.S. POWER TRADE LLC
1636 North Cedar Crest Blvd, Suite 210
Allentown, PA 18104
724-328-3300
www.uspowertrade.com

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

Not applicable, located in Allentown, PA

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

Robert Rizzitano - President & CEO
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
724-328-3300
rizzitano@uspowertrade.com

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

The applicant is not using an attorney.

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS:** 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 Natural Gas 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 NGSS.

#1 Contact: Robert Rizzitano - President & CEO
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
P: 724-328-3300
F: 866-594-4677
rizzitano@uspowertrade.com

Michael Lutte - Administrator
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
P: 724-328-3300
F: 866-594-4677
customer@uspowertrade.com

2. **BUSINESS ENTITY FILINGS AND REGISTRATION**

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

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

Provide a copy of the Applicant's filing with Pennsylvania's Department of State Pursuant to 54 Pa. C.S. §311.

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. [Exhibit 1](#)
- Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.
Pennsylvania - see attached. [Exhibit 2](#)
- Give name and address of officers.

Robert Rizzitano
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104

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.

U.S. POWER TRADE LLC does not have any affiliates

- 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.

U.S. POWER TRADE LLC does not have an predecessors

4. OPERATIONS

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

Definitions

- Supplier – an entity which provides natural gas supply services to retail gas customers utilizing the jurisdictional facilities of a natural gas distribution company
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of natural gas but does not take title to the natural gas.

- The Applicant is presently doing business in Pennsylvania as a
- natural gas interstate pipeline
 - municipality providing service outside its municipal limits
 - local gas distribution company
 - retail supplier of natural gas services in the Commonwealth
 - a natural gas producer
 - a broker/marketer engaged in the business of supplying natural gas 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:

- Supplier or Aggregator of natural gas services
- Municipal supplier of natural gas services
- Cooperative supplier of natural gas services
- Broker/Marketer engaged in the business of supplying natural gas services
 - Check here to verify that your organization will not be taking title to the natural gas nor will you be making payments for customers.
- Other (Describe):

- b.) **NGDCs:** 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 Natural Gas 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 NGDC is as follows.

<p>Columbia Gas of PA, Inc. Thomas C. Heckathorn 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4996 FAX: 614.460.8426 theckathorn@nisource.com</p>	
<p>Peoples Natural Gas – Equitable Division Lynda Petricevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petricevich@peoples-gas.com</p>	<p>National Fuel Gas Distribution Corp. David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: wolfordd@natfuel.com</p>
<p>The Peoples Natural Gas Company Lynda Petricevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petricevich@peoples-gas.com</p>	<p>PECO Exhibit 3 Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com</p>
<p>Peoples TWP LLC (Formerly T. W. Phillips) Lynda Petricevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petricevich@peoples-gas.com</p>	<p>Philadelphia Gas Works Exhibit 3 Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: nicholas.lapergola@pgworks.com</p>
<p>UGI Central Penn David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>	<p>UGI David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>
<p>Valley Energy Inc. Robert Crocker 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: bobc@ctenterprises.org</p>	<p>UGI Penn Natural David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugi.com</p>

- 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.

Robert Rizzitano - President & CEO
1636 North Cedar Crest Blvd., Suite 210
Allentown, PA 18104
P: 724-328-3300
F: 866-594-4677
rizzitano@uspowertrade.com

- f. **TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as **Appendix D** to this application.

All sections of the Tax Certification Statement must be completed. Absence (submitting N/A) of any of the TAX identifications numbers (items 7A through 7C) 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 natural gas distribution companies 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: **Exhibit 4**

- Applicant's previous experience in the natural gas industry.
- Summary and proof of licenses as a supplier of natural gas 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.
- 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 NGS – Applicant will contract with a **PUC LICENSED NGS**
- Affiliate – Applicant will use a **NON-NGS affiliate that is a nontraditional marketer and/or marketing services consultant**
- External Third-Party – Applicant will contract with a **NON-NGS third party nontraditional marketer and/or non-selling marketer**
- Other (Describe):
Applicant will not be marketing

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.

Applicant will not be 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. [Exhibit 5](#)

See attached

9. DISCLOSURE STATEMENT:

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

DISCLOSURE STATEMENTS: If proposing to serve Residential and/or Small Commercial (less than 6,000 Mcf annually) Customers, provide a Residential and/or Small Commercial disclosure statement. A sample disclosure statement is provided as Appendix E to this Application.

- Natural gas 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; broker only

10. VERIFICATIONS, ACKNOWLEDGEMENTS, AND AGREEMENTS

- a. **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 § 62.114.

AGREED

- b. **REPORTING REQUIREMENTS:** Applicant agrees to provide the following information to the Commission:

- Reports of Gross Receipts: Applicant shall file an annual report with the Commission on an annual basis no later than April 30th following the end of the calendar year per 52 Pa. Code § 62.110.

AGREED

- c. **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. § 2208(d). Transferee will be required to file the appropriate licensing application.

AGREED

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

ACKNOWLEDGED

- e. **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 § 62.105.

AGREED

- f. **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

- g. **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 thirty (30) days, as to the specifics of any changes which have a significant impact on the conduct of business in Pennsylvania. See 52 Pa. Code § 62.105.

AGREED

- h. **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

- i. **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

(All 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 Public Utility Code of Pennsylvania and applicable federal and state laws. 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 NGDC. For example, an applicant that wants to operate in Peoples – Equitable 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.

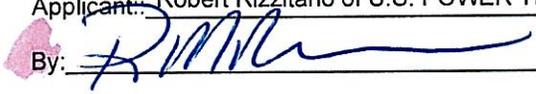
The only acceptable verification of this requirement is with Notarized Proofs of Publication, which may be requested from each newspaper and must be supplied with this application. Applicants do not need a docket number in their publication. Docket numbers will be issued when all criteria on the item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

	Erie Times-News	Harrisburg Patriot-News	Philadelphia Daily News	Pittsburgh Post-Gazette	Scranton Times-Tribune	Williamsport Sun-Gazette	Johnstown Tribune-Democrat
Columbia Gas	X	X		X		X	X
National Fuel Gas				X			
PECO			X				
Peoples - Equitable	X			X			
Peoples Natural Gas	X			X			X
Peoples TWP LLC				X			
Philadelphia Gas Works			X				
UGI		X	X		X		
UGI Central Penn	X	X	X	X	X	X	X
UGI Penn Natural		X			X	X	
Valley Energy					X	X	
Entire Commonwealth	X	X	X	X	X	X	X

(Example Publications are provided at Appendices F and G)

13. SIGNATURE

Applicant: Robert Rizzitano of U.S. POWER TRADE LLC

By:  _____

Title: President & CEO _____

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 is complete.

Applicant: U.S. POWER TRADE LLC

Applicant's Use	Signature	
	Filing Fee (ONLY CERTIFIED CHECK OR MONEY ORDER)	
	Application Affidavit	
	Operations Affidavit	
	Proof of Publication	
	Tax Certification Statement	
	Commonwealth Department of State Verification	
	Certificate of Service	

PUC Secretary's Bureau Use

Appendix A

APPLICATION AFFIDAVIT

[Commonwealth/State] of PA :

ss.

County of Allegheny :

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

[He is the CEO (Office of Affiant) of U.S. POWER TRADE LLC (Name of Applicant);]

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

That the Applicant herein U.S. POWER TRADE LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as a natural gas supplier pursuant to 66 Pa. C.S. § 2208 (c)(1).

That the Applicant herein U.S. POWER TRADE LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein U.S. POWER TRADE 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 U.S. POWER TRADE 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.

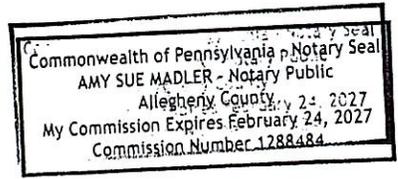
That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.

R. M. R.
Signature of Affiant

Sworn and subscribed before me this 1st day of August, 2024.

Amy S. Madler
Signature of official administering oath

My commission expires Feb. 24, 2027.



Appendix B

OPERATIONS AFFIDAVIT

[Commonwealth/State] of PA :

ss.

County of Allegheny :

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

[He/she is the CEO (Office of Affiant) of U.S. POWER TRADE LLC
(Name of Applicant);]

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

That U.S. POWER TRADE 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 U.S. POWER TRADE LLC, the Applicant herein, asserts that [he/she/it] possesses the requisite technical, managerial, and financial fitness to render natural gas supply 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 U.S. POWER TRADE 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 22 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 natural gas 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).

Applicant, by filing of this application waives confidentiality with respect to its state tax information in the possession of the Department of Revenue, regardless of the source of the information, and shall consent to the Department of Revenue providing that information to the Pennsylvania Public Utility Commission.

Appendix B (Continued)

That U.S. POWER TRADE LLC, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506 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 Office of Communications 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 1st day of August, 2024.



Signature of official administering oath

My commission expires Feb. 24, 2027.

Commonwealth of Pennsylvania - Notary Seal
AMY SUE MADLER - Notary Public
Allegheny County
My Commission Expires February 24, 2027
Commission Number 1288484

Appendix C

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

**Example
CERTIFICATE OF SERVICE**

On this the 1st day of August 2004, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as a Natural Gas 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:

<p>Office of Consumer Advocate 5th Floor, Forum Place 555 Walnut Street Harrisburg, PA 17120</p>	<p>Office of the Attorney General Bureau of Consumer Protection Strawberry Square, 14th Floor Harrisburg, PA 17120</p>
<p>Office of the Small Business Advocate Commerce Building, Suite 202 300 North Second Street Harrisburg, PA 17101</p>	<p>Commonwealth of Pennsylvania Department of Revenue Bureau of Compliance Harrisburg, PA 17128-0946</p>
<p>Columbia Gas of PA, Inc. Thomas C. Heckathorn 290 W. Nationwide Blvd. Columbus, OH 43215 PH: 614.460.4996 FAX: 614.460.8426 heckathorn@nisource.com</p>	<p>Bureau of Investigation & Enforcement Pennsylvania Public Utility Commission Commonwealth Keystone Building 400 North Street, 2 West Harrisburg, PA 17120</p>
<p>Peoples Natural Gas – Equitable Division Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>National Fuel Gas Distribution Corp. David D. Wolford 6363 Main Street Williamsville, NY 14221 PH: 716.857.7483 FAX: 716.857.7479 e-mail: wolfordd@natfuel.com</p>
<p>The Peoples Natural Gas Company Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>PECO Carlos Thillet, Manager, Gas Supply and Transportation 2301 Market Street, S9-2 Philadelphia, PA 19103 PH: 215.841.6452 Email: carlos.thillet@exeloncorp.com</p>
<p>Peoples TWP LLC (Formerly T. W. Phillips) Lynda Petrichevich 225 North Shore Drive Pittsburgh, PA 15212 PH: 412.208.6528 FAX: 412.208.6577 e-mail: Lynda.w.petrichevich@peoples-gas.com</p>	<p>Philadelphia Gas Works Nicholas LaPergola 800 West Montgomery Avenue Philadelphia, PA 19122 PH: 215.684.6278 email: nicholas.lapergola@pgworks.com</p>

<p>UGI Central Penn David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugj.com</p>	<p>UGI David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugj.com</p>
<p>Valley Energy Inc. Robert Crocker 523 South Keystone Avenue Sayre, PA 18840-0340 PH: 570.888-9664 FAX: 570.888.6199 email: bobc@ctenterprises.org</p>	<p>UGI Penn Natural David Lahoff 2525 N. 12th Street, Suite 360 Reading, PA 19612-2677 PH: 610.796.3520 Email: dlahoff@ugj.com</p>


Robert Rizzitano, CEO of U.S. POWER TRADE LLC

Appendix F
EXAMPLE FORM OF NOTICE FOR NGS ONLY

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION**

NOTICE

*Application of Company Name (d/b/a "Trade Name") For Approval To Offer, Render, or Furnish Natural Gas Services as a **Supplier, Aggregator, or Marketer/Broker Engaged In The Business Of Supplying Natural Gas Supply Services, To The Public In The Commonwealth Of Pennsylvania.***

Company Name will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to provide natural gas supply services as (1) a supplier or aggregator of natural gas, and (2) a broker/marketer engaged in the business of providing natural gas services. **Company Name** proposes to sell natural gas and related services in [LIST NGDCS HERE] under the provisions of the new Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of **Company Name** may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to **Company's Name** attorney at the address listed below.

By and through Counsel: Attorney's Name

Company Name

Address

Address

Phone

FAX

Exhibit 1

Pennsylvania Department of State
Bureau of Corporations and Charitable Organizations
PO Box 8722 | Harrisburg, PA 17105-8722
T: 717-787-1057
dos.pa.gov/BusinessCharities

Regarding: U.S. Power Trade LLC
Request Type: Subsistence Certificate Issuance Date: August 27, 2024
Request No.: 041745019 File No.: 0004111903
Receipt No.: 001192649
Filing Type: Domestic Limited Liability Company
Filing Subtype: Limited Liability Company
Initial Filing Date: May 29, 2012
Status: Active

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

I DO HEREBY CERTIFY THAT

U.S. Power Trade LLC

is currently subsisting on the records of the Department of State as of the issuance date herein.

I DO FURTHER CERTIFY THAT this Subsistence Certificate shall not imply that all fees, taxes and penalties owed to the Commonwealth of Pennsylvania are paid.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of my office to be affixed, the day and year above written

A handwritten signature in black ink, appearing to read "Albert Schmidt".

Albert Schmidt
Secretary of the Commonwealth

Verify this certificate online at www.file.dos.pa.gov

Exhibit 2

Entity #: 4111903
Date Filed: 06/29/2012
Effective Date: 06/01/2012
Carol Alchele
Secretary of the Commonwealth

**PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU**

**Certificate of Organization
Domestic Limited Liability Company
(15 Pa.C.S. § 8913)**

Name Robert Rizzitano		
Address 7535 Windsor Dr. STE 201		
City Allentown	State PA	Zip Code 18195

Document will be returned to the name and address you enter to the left.

Commonwealth of Pennsylvania
CERTIFICATE OF ORGANIZATION 3 Page(s)



Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8913 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company (designator is required, i.e., "company", "limited" or "limited liability company" or abbreviation):
U.S. Power Trade LLC

2. The (a) address of the limited liability company's initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:

(a) Number and Street 7535 Windsor Dr. STE 201	City Allentown	State PA	Zip 18195	County Lchigh
(b) Name of Commercial Registered Office Provider c/o:				County

3. The name and address, including street and number, if any, of each organizer is (all organizers must sign on page 2):

Name Robert Rizzitano	Address 2454 Lakmont Dr. Gibsonia, PA 15044	
Samuel M. Puleo, Jr.	604 Penllyn Pk. Penllyn, PA 19422	
Michael A. Mateja	1607 Salem Street North Andover, MA 01845	

PA DEPT. OF STATE
MAY 29 2012

Exhibit 4

Technical Fitness

CEO Robert Rizzitano has experience working at two prior energy broker companies. At Coastal Energy he was the Channel Partner Director where he managed agents, and oversaw auditing and utilities accounts. At Glacial Energy, Inc. he was a business development manager where he recruited agents for electricity sales, managed customer relations and was responsible for the growth of the company. U.S. Power Trade, LLC has an electronic platform where business entities can enter a electronic, reverse auction for their third-party electricity contracts. They have engaged multiple supplies who have formal relationships with the Board of Public Utilities and are properly licensed in the areas they would like to service. The platform allows a client to put in a reserve price (the maximum they are willing to pay), and the suppliers can bid at that number or below. Each supplier will have at least a week to do their due diligence in regards to credit and usage information. They have quality control plans in place where they can send letters to all service addresses that register for a reverse auction to ensure the person representing the business entity is the authorized person to engage in such an action.

Exhibit 5

Financial Statements

US Power Trade LLC
Balance Sheet
As of December 31, 2023

	Dec 31, 23	Dec 31, 22	\$ Change
ASSETS			
Current Assets			
Checking/Savings			
Current Assets			
Checking/Savings			
Bank of America - Chkg #2658	201,127.07	113,835.69	87,291.38
Bank of America - Tax Account	40,000.00	18,100.00	21,900.00
Total Checking/Savings	<u>241,127.07</u>	<u>131,935.69</u>	<u>109,191.38</u>
Total Current Assets	<u>241,127.07</u>	<u>131,935.69</u>	<u>109,191.38</u>
Total Checking/Savings	<u>241,127.07</u>	<u>131,935.69</u>	<u>109,191.38</u>
Total Current Assets	<u>241,127.07</u>	<u>131,935.69</u>	<u>109,191.38</u>
Fixed Assets			
Fixed Assets			
Accumulated Depreciation	-26,463.60	-44,628.00	18,164.40
AUTOMOBILE	36,196.00	82,306.00	-46,110.00
Furniture & Equipment	485.00	485.00	0.00
Total Fixed Assets	<u>10,217.40</u>	<u>38,163.00</u>	<u>-27,945.60</u>
Total Fixed Assets	<u>10,217.40</u>	<u>38,163.00</u>	<u>-27,945.60</u>
Other Assets			
Other Assets			
Deferred Start-Up Costs	0.00	28,084.00	-28,084.00
Less Accumulated Amortization	0.00	-28,084.00	28,084.00
Total Other Assets	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
Total Other Assets	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL ASSETS	<u><u>251,344.47</u></u>	<u><u>170,098.69</u></u>	<u><u>81,245.78</u></u>
LIABILITIES & EQUITY			
Liabilities			
Current Liabilities			
Other Current Liabilities			
Liabilities			
Current Liabilities			
Other Current Liabilities			
LOAN RIZZITANO	19,498.99	19,498.99	0.00
LOAN ROTHROCK	9,500.00	9,500.00	0.00
Total Other Current Liabilities	<u>28,998.99</u>	<u>28,998.99</u>	<u>0.00</u>
Total Current Liabilities	<u>28,998.99</u>	<u>28,998.99</u>	<u>0.00</u>
Total Liabilities	<u>28,998.99</u>	<u>28,998.99</u>	<u>0.00</u>
Total Other Current Liabilities	<u>28,998.99</u>	<u>28,998.99</u>	<u>0.00</u>
Total Current Liabilities	<u>28,998.99</u>	<u>28,998.99</u>	<u>0.00</u>
Total Liabilities	<u>28,998.99</u>	<u>28,998.99</u>	<u>0.00</u>
Equity			
DRAW RIZZITANO	-69,675.82	-59,461.00	-10,214.82
Equity			
Member's Equity - RIZZITANO	500.00	500.00	0.00
Member's Equity - Rothrock	500.00	500.00	0.00
Total Equity	<u>1,000.00</u>	<u>1,000.00</u>	<u>0.00</u>
Retained Earnings	140,099.70	142,683.83	-2,584.13
Net Income	150,921.60	56,876.87	94,044.73
Total Equity	<u>222,345.48</u>	<u>141,099.70</u>	<u>81,245.78</u>
TOTAL LIABILITIES & EQUITY	<u><u>251,344.47</u></u>	<u><u>170,098.69</u></u>	<u><u>81,245.78</u></u>

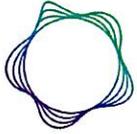
10:15 AM
02/22/24
Cash Basis

US Power Trade LLC
Profit & Loss
January through December 2023

	Jan - Dec 23	Jan - Dec 22	\$ Change
Ordinary Income/Expense			
Income			
Income			
Commission Income	303,842.41	188,162.16	115,680.25
Total Income	303,842.41	188,162.16	115,680.25
Total Income	303,842.41	188,162.16	115,680.25
Expense			
Expenses			
Advertising & Promotion	6,404.97	4,596.50	1,808.47
Automobile Expense	5,595.91	9,708.13	-4,112.22
Commissions Paid	57,075.57	24,768.48	32,307.09
Computer & Internet	4,491.90	1,175.35	3,316.55
Depreciation	6,811.60	12,645.00	-5,833.40
Guaranteed Payments - RR	50,000.00	36,000.00	14,000.00
Insurance	0.00	3,730.00	-3,730.00
Licensing & Permits	11,269.62	5,432.96	5,836.66
Meals & Entertainment	397.49	3,416.63	-3,019.14
Office Supplies	1,835.39	7,711.11	-5,875.72
Postage & Delivery	356.52	355.00	1.52
Professional Fees	7,848.00	5,264.50	2,583.50
Rent Expense	13,854.92	14,576.94	-722.02
Telephone	759.90	757.00	2.90
Travel Expenses	6,044.22	583.00	5,461.22
Utilities	740.80	564.69	176.11
Total Expenses	173,486.81	131,285.29	42,201.52
Total Expense	173,486.81	131,285.29	42,201.52
Net Ordinary Income	130,355.60	56,876.87	73,478.73
Other Income/Expense			
Other Income			
Gain on sale of asset	20,566.00	0.00	20,566.00
Total Other Income	20,566.00	0.00	20,566.00
Net Other Income	20,566.00	0.00	20,566.00
Net Income	150,921.60	56,876.87	94,044.73

Bond letters from PECO and Philadelphia Gas Works

*No bonds needed



pecoSM

AN EXELON COMPANY

August 20, 2024

Robert Rizzitano
U.S. Power Trade, LLC
1636 North Cedar Crest Boulevard
Suite 210
Allentown, PA 18104

Re: Bonding Requirements

Dear Robert Rizzitano:

PECO is aware that U.S. Power Trade, LLC has applied for a license to provide brokering and consulting services to commercial and industrial customers on the distribution system of PECO.

In making such an application U.S. Power Trade, LLC could be required to provide to PECO a bond or other acceptable financial security in an amount that PECO determines to be appropriate. U.S. Power Trade, LLC has indicated that it intends to provide only brokering and/or consulting services to commercial and industrial customers; will not take title to any delivered natural gas; nor will accept any customer payments or deposits.

Therefore, PECO has determined at this time that U.S. Power Trade, LLC does not need a bond or other financial security requirement, since they are not directly engaging in business with PECO and only providing brokering or consulting services to PECO customers. However, if the services provided U.S. Power Trade, LLC or the creditworthiness requirement for PECO's exposure to U.S. Power Trade, LLC changes in the future, PECO reserves the right to require U.S. Power Trade, LLC to provide a bond or other financial security instrument.

If you should have any questions regarding this matter, please contact Wanda Rucker at Wanda.Rucker@exeloncorp.com.

Respectfully submitted,

Suzette Adams

Suzette Adams
Sr Manager, Gas Supply and Transportation
2301 Market Street
Philadelphia, PA 19103



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

8/6/2024

Robert Rizzitano
U.S. Power Trade LLC
1636 North Cedar Crest Blvd, Suite 210
Allentown Pa, 18104

rrizzitano@uspowertrade.com

RE: Security Requirement Bond for U.S. Power Trade LLC.

Dear Mr. Rizzitano,

Philadelphia Gas Works ("PGW") is aware that U.S. Power Trade LLC has filed an application with the Pennsylvania Public Utility Commission to supply natural gas services to the public in Pennsylvania and specifically within the services territory of Philadelphia Gas Works.

As you know, in making such an application, U.S. Power Trade LLC must furnish acceptable security to each utility where U.S. Power Trade LLC will do business. As such, under its tariff, Philadelphia Gas Works could require U.S. Power Trade LLC to provide a bond or other financial security instrument in an amount that Philadelphia Gas Works determines to be appropriate.

However, you have indicated, and it is Philadelphia Gas Works' understanding, that U.S. Power Trade LLC, intends only to provide natural gas aggregating, brokering, and consulting services at this time. You have stated that in performing these services U.S. Power Trade LLC will never take title to any delivered natural gas.

Based upon your representations, Philadelphia Gas Works has determined that, at this time, U.S. Power Trade LLC does not need to post a bond or other form of security to operate in its service territory. If the services provided by U.S. Power Trade LLC should change, Philadelphia Gas Works reserves the right to require security from U.S. Power Trade LLC as it deems appropriate.

If you have any questions concerning the foregoing, please contact me at 215-684-6725.

Sincerely,

A handwritten signature in black ink that reads "John Zuk".

John Zuk (Aug 6, 2024 13:41 EDT)

JOHN C. ZUK
Sr. Vice President, Gas Management

/dls

Exhibit 4

Technical Fitness

CEO Robert Rizzitano has experience working at two prior energy broker companies. At Coastal Energy he was the Channel Partner Director where he managed agents, and oversaw auditing and utilities accounts. At Glacial Energy, Inc. he was a business development manager where he recruited agents for electricity sales, managed customer relations and was responsible for the growth of the company. U.S. Power Trade, LLC has an electronic platform where business entities can enter a electronic, reverse auction for their third-party electricity contracts. They have engaged multiple supplies who have formal relationships with the Board of Public Utilities and are properly licensed in the areas they would like to service. The platform allows a client to put in a reserve price (the maximum they are willing to pay), and the suppliers can bid at that number or below. Each supplier will have at least a week to do their due diligence in regards to credit and usage information. They have quality control plans in place where they can send letters to all service addresses that register for a reverse auction to ensure the person representing the business entity is the authorized person to engage in such an action.

Exhibit 5

Robert Rizzitano

Experience

March 2012 to present US Power Trade LLC Allentown Pa

Oct 2011 to Apr 2012 Coastal Energy Fogelsville, PA

Channel Partner Director

- Managed Agents
- Responsibilities of Auditing
- Oversaw Utilities Accounts

Mar 2007 to Oct 2011 Glacial Energy Inc. Pittsburg, PA

Business Development Manager

- Recruited agents for Electricity Sales
- Manage Customer Relations
- Responsible for growth development.

Jan 2004 to Mar 2007 Penn Mortgage Group, LLC Bethel Park, PA

Owner

- Lincoln Mortgage Senior Loan Officer
- Interfaced with Clients and Lenders
- Filing and Competition of Accurate Paperwork

Feb 1996 to Oct 1999 Clyde and Company Bethel Park, PA

Land Management

- Responsible for Negotiations
- Purchasing and Leasing of Commercial and Private Properties

Mar 1993 to Feb 1996 ATI Communication

Communication Consultant

- Located over 150 retail locations throughout the Mid-Atlantic Region
- Securing Multi-year leases, overseeing construction and build outs to specifications

References

Barry Smoker	CEO of Clyde & Company	954.868.6740
Jim Sessor	President of Alpha II Mortgage	215.295.7300
Brian Pfister	Personal Reference	412.719.6200

Financial Statements

10:14 AM

02/22/24

Cash Basis

US Power Trade LLC
Balance Sheet
As of December 31, 2023

	Dec 31, 23	Dec 31, 22	\$ Change
ASSETS			
Current Assets			
Checking/Savings			
Current Assets			
Checking/Savings			
Bank of America - Chkg #2658	201,127.07	113,835.69	87,291.38
Bank of America - Tax Account	40,000.00	18,100.00	21,900.00
Total Checking/Savings	241,127.07	131,935.69	109,191.38
Total Current Assets	241,127.07	131,935.69	109,191.38
Total Checking/Savings	241,127.07	131,935.69	109,191.38
Total Current Assets	241,127.07	131,935.69	109,191.38
Fixed Assets			
Fixed Assets			
Accumulated Depreciation	-26,463.60	-44,628.00	18,164.40
AUTOMOBILE	36,196.00	82,306.00	-46,110.00
Furniture & Equipment	485.00	485.00	0.00
Total Fixed Assets	10,217.40	38,163.00	-27,945.60
Total Fixed Assets	10,217.40	38,163.00	-27,945.60
Other Assets			
Other Assets			
Deferred Start-Up Costs	0.00	28,084.00	-28,084.00
Less Accumulated Amortization	0.00	-28,084.00	28,084.00
Total Other Assets	0.00	0.00	0.00
Total Other Assets	0.00	0.00	0.00
TOTAL ASSETS	251,344.47	170,098.69	81,245.78
LIABILITIES & EQUITY			
Liabilities			
Current Liabilities			
Other Current Liabilities			
Liabilities			
Current Liabilities			
Other Current Liabilities			
LOAN RIZZITANO	19,498.99	19,498.99	0.00
LOAN ROTHROCK	9,500.00	9,500.00	0.00
Total Other Current Liabilities	28,998.99	28,998.99	0.00
Total Current Liabilities	28,998.99	28,998.99	0.00
Total Liabilities	28,998.99	28,998.99	0.00
Total Other Current Liabilities	28,998.99	28,998.99	0.00
Total Current Liabilities	28,998.99	28,998.99	0.00
Total Liabilities	28,998.99	28,998.99	0.00
Equity			
DRAW RIZZITANO	-69,675.82	-59,461.00	-10,214.82
Equity			
Member's Equity - RIZZITANO	500.00	500.00	0.00
Member's Equity - Rothrock	500.00	500.00	0.00
Total Equity	1,000.00	1,000.00	0.00
Retained Earnings	140,099.70	142,683.83	-2,584.13
Net Income	150,921.60	56,876.87	94,044.73
Total Equity	222,345.48	141,099.70	81,245.78
TOTAL LIABILITIES & EQUITY	251,344.47	170,098.69	81,245.78

US Power Trade LLC
Profit & Loss
January through December 2023

	Jan - Dec 23	Jan - Dec 22	\$ Change
Ordinary Income/Expense			
Income			
Income			
Commission Income	303,842.41	188,162.16	115,680.25
Total Income	303,842.41	188,162.16	115,680.25
Total Income	303,842.41	188,162.16	115,680.25
Expense			
Expenses			
Advertising & Promotion	6,404.97	4,596.50	1,808.47
Automobile Expense	5,595.91	9,708.13	-4,112.22
Commissions Paid	57,075.57	24,768.48	32,307.09
Computer & Internet	4,491.90	1,175.35	3,316.55
Depreciation	6,811.60	12,645.00	-5,833.40
Guaranteed Payments - RR	50,000.00	36,000.00	14,000.00
Insurance	0.00	3,730.00	-3,730.00
Licensing & Permits	11,269.62	5,432.96	5,836.66
Meals & Entertainment	397.49	3,416.63	-3,019.14
Office Supplies	1,835.39	7,711.11	-5,875.72
Postage & Delivery	356.52	355.00	1.52
Professional Fees	7,848.00	5,264.50	2,583.50
Rent Expense	13,854.92	14,576.94	-722.02
Telephone	759.90	757.00	2.90
Travel Expenses	6,044.22	583.00	5,461.22
Utilities	740.80	564.69	176.11
Total Expenses	173,486.81	131,285.29	42,201.52
Total Expense	173,486.81	131,285.29	42,201.52
Net Ordinary Income	130,355.60	56,876.87	73,478.73
Other Income/Expense			
Other Income			
Gain on sale of asset	20,566.00	0.00	20,566.00
Total Other Income	20,566.00	0.00	20,566.00
Net Other Income	20,566.00	0.00	20,566.00
Net Income	150,921.60	56,876.87	94,044.73



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

8/6/2024

Robert Rizzitano
U.S. Power Trade LLC
1636 North Cedar Crest Blvd, Suite 210
Allentown Pa, 18104

rrizzitano@uspowertrade.com

RE: Security Requirement Bond for U.S. Power Trade LLC.

Dear Mr. Rizzitano,

Philadelphia Gas Works (“PGW”) is aware that U.S. Power Trade LLC has filed an application with the Pennsylvania Public Utility Commission to supply natural gas services to the public in Pennsylvania and specifically within the services territory of Philadelphia Gas Works.

As you know, in making such an application, U.S. Power Trade LLC must furnish acceptable security to each utility where U.S. Power Trade LLC will do business. As such, under its tariff, Philadelphia Gas Works could require U.S. Power Trade LLC to provide a bond or other financial security instrument in an amount that Philadelphia Gas Works determines to be appropriate.

However, you have indicated, and it is Philadelphia Gas Works’ understanding, that U.S. Power Trade LLC, intends only to provide natural gas aggregating, brokering, and consulting services at this time. You have stated that in performing these services U.S. Power Trade LLC will never take title to any delivered natural gas.

Based upon your representations, Philadelphia Gas Works has determined that, at this time, U.S. Power Trade LLC does not need to post a bond or other form of security to operate in its service territory. If the services provided by U.S. Power Trade LLC should change, Philadelphia Gas Works reserves the right to require security from U.S. Power Trade LLC as it deems appropriate.

If you have any questions concerning the foregoing, please contact me at 215-684-6725.

Sincerely,

A handwritten signature in black ink that reads 'John Zuk'.

John Zuk (Aug 6, 2024 13:41 EDT)

JOHN C. ZUK
Sr. Vice President, Gas Management

/dls



pecoSM

AN EXELON COMPANY

August 20, 2024

Robert Rizzitano
U.S. Power Trade, LLC
1636 North Cedar Crest Boulevard
Suite 210
Allentown, PA 18104

Re: Bonding Requirements

Dear Robert Rizzitano:

PECO is aware that U.S. Power Trade, LLC has applied for a license to provide brokering and consulting services to commercial and industrial customers on the distribution system of PECO.

In making such an application U.S. Power Trade, LLC could be required to provide to PECO a bond or other acceptable financial security in an amount that PECO determines to be appropriate. U.S. Power Trade, LLC has indicated that it intends to provide only brokering and/or consulting services to commercial and industrial customers; will not take title to any delivered natural gas; nor will accept any customer payments or deposits.

Therefore, PECO has determined at this time that U.S. Power Trade, LLC does not need a bond or other financial security requirement, since they are not directly engaging in business with PECO and only providing brokering or consulting services to PECO customers. However, if the services provided U.S. Power Trade, LLC or the creditworthiness requirement for PECO's exposure to U.S. Power Trade, LLC changes in the future, PECO reserves the right to require U.S. Power Trade, LLC to provide a bond or other financial security instrument.

If you should have any questions regarding this matter, please contact Wanda Rucker at Wanda.Rucker@exeloncorp.com.

Respectfully submitted,

Suzette Adams

Suzette Adams
Sr Manager, Gas Supply and Transportation
2301 Market Street
Philadelphia, PA 19103