

Cover letter for Data request regarding

Docket No. A-2024-3051602

Utility Code: 1227370

E-File contents: Updated page 1. Including the registered agent's Phone number; page 4 updated and the correct box checked with the explanation that we currently work as an Energy Broker in PA; page 6 lists the PUCO complaint with an explanation of the case, as well as the attached dismissal;

I, Ryan Boucher, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. 4904 (relating to unsworn falsification to authorities

Ryan Boucher

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Fidelis United Energy Solutions LLC, d/b/a _____, 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 d/b/a fictitious name*), primary address, web address, and telephone number of Applicant:

Fidelis United Energy Solutions LLC.
1313 ATTERBURY DRIVE MACEDONIA OHIO 44056 PHONE # 877-988-4447
POWERFUES.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.

NORTHWEST REGISTERED AGENT, LLC 502 W 7TH ST SUITE 100
ERIE PA 16502 ERIE COUNTY USA
Phone: (717) 787-1057

- 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 and future inquiries should be addressed.

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

RYAN BOUCHER COO 1313 ATTERBURY DRIVE MACEDONIA OHIO 44056
EMAIL: OPERATIONS@POWERFUES.COM
PHONE: 877-988-4447

- 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.

N/A 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.

RYAN BOUCHER COO 1313 ATTERBURY DRIVE MACEDONIA OHIO 44056
EMAIL: OPERATIONS@POWERFUES.COM
PHONE: 877-988-4447

Aaron Weisgerber CEO 1313 ATTERBURY DRIVE MACEDONIA OHIO 44056
EMAIL: AWEIS@POWERFUES.COM
PHONE: 877-988-4447

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)

Broker/Marketer for electric end users

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):

5. COMPLIANCE

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

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

The applicant has no proceedings to list

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

CASE No.19-2050-GE-CSS PUCO (Dismissal Attached)

- c. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any actions listed above. Additionally, provide details of any actions the applicant has undertaken that will prevent the items listed above from occurring if licensed in Pennsylvania.

This was an eronious acusation against Ryan Boucher brought forth by his former employer. This was an attempt to stop Fidelis for obtaining a license to work as a broker in the state of Ohio

6. PROOF OF SERVICE

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

(Example Certificate of Service is attached at Appendix C)

- a.) **STATUTORY AGENCIES:** Pursuant to Sections 1.57, 1.58, and 62.103(c) of the Commission's Regulations, 52 Pa. Code §§ 1.57, 1.58, and 62.103(c), provide proof of service of a signed and verified Application with attachments on the following:

Office of Consumer Advocate

5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17120

Office of the Attorney General

Bureau of Consumer Protection
Strawberry Square, 14th Floor
Harrisburg, PA 17120

Office of Small Business Advocate

Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101

Department of Revenue

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

Pennsylvania Public Utility Commission

Bureau of Investigation & Enforcement

Commonwealth Keystone Building
400 North Street, 2 West
Harrisburg, PA 17120

THE PUBLIC UTILITIES COMMISSION OF OHIO

**IN THE MATTER OF THE COMPLAINT OF
H.P. TECHNOLOGIES, INC.,**

COMPLAINANT,

v.

RYAN E. BOUCHER,

CASE NO. 19-2050-GE-CSS

**RES CONSULTING, LLC
(F/K/A ENERGY SOLUTIONS
CONSULTING, LLC),**

AND

**FIDELIS UNITED ENERGY SOLUTIONS,
INC.,**

RESPONDENTS.

ENTRY

Entered in the Journal on February 24, 2021

I. SUMMARY

{¶ 1} The Commission dismisses this complaint, with prejudice, per the request of the parties.

II. DISCUSSION

{¶ 2} H.P. Technologies, Inc. (H.P. or Complainant) is both a certified competitive retail electric service (CRES) provider (Case No. 11-5343-EL-AGG) and a competitive retail natural gas service (CRNGS) provider (Case No. 03-751-GA-AGG) authorized to provide aggregation and power broker services within the state of Ohio, as provided in R.C. 4928.08 and 4929.20.

{¶ 3} On November 19, 2019, H.P. filed a complaint against Ryan Boucher, RES Consulting, LLC (f/k/a Energy Solutions Consulting, LLC), and Fidelis United Energy

Solutions, Inc. (collectively, Respondents), alleging that (1) Respondents have unlawfully provided CRES and CRNGS service, and (2) Respondents are unfit to provide CRES/CRNGS service in Ohio. H.P. requested that the Commission sanction Respondents by (1) discontinuing their marketing and customer solicitation, (2) ordering civil forfeitures, (3) rescinding CRES/CRNGS certifications, and (4) permanently barring their future provision of CRES/CRNGS services in Ohio.

{¶ 4} On December 11, 2019, Respondents filed their answer. Respondents admitted to certain objective fact matters, but denied that their actions were outside of compliance with CRES and CRNGS restrictions. Further, Respondents asserted several affirmative defenses, including that Complainant failed to state claims upon which relief can be granted under R.C. 4905.26, 4928.16, or 4929.24.

{¶ 5} A settlement conference was held, as scheduled, on August 4, 2020.

{¶ 6} On February 12, 2021, the parties filed a joint notice of dismissal in which they advised that Complainant relinquishes its claims against Respondents such that the Commission may enter an order terminating the complaint.

{¶ 7} Based on the parties' commitment that all issues in this case are resolved, the Commission finds that the case should be dismissed. Accordingly, the case is dismissed, with prejudice, and closed of record.

III. ORDER

{¶ 8} It is, therefore,

{¶ 9} ORDERED, That this case be dismissed and closed of record. It is, further,

{¶ 10} ORDERED, That a copy of this Entry be served upon all parties of record.

COMMISSIONERS:

Approving:

M. Beth Trombold
Lawrence K. Friedeman
Daniel R. Conway
Dennis P. Deters

MLW/hac

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

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in

Case No(s). 19-2050-GE-CSS

Summary: Entry dismissing this complaint, with prejudice, per the request of the parties electronically filed by Heather A Chilcote on behalf of Public Utilities Commission of Ohio