



Disney Cruz

Regulatory Reporting Analyst  
BP Energy Retail Company

BP Energy Retail Company  
201 Helios Way  
Houston, TX  
77079

Direct: (346) 428-1727  
Mobile: (346) 461-9871  
Main: 281-366-2000  
Web: [www.bp.com](http://www.bp.com)

November 25, 2024

VIA COURIER DELIVERY

Pennsylvania Public Utility Commission  
Secretary's Bureau  
400 North Street, Keystone Building  
Harrisburg, PA 17120

Reference: BP Energy Retail Company, LLC (BPERC) Application for Approval to Offer, Render, Furnish or Supply Natural Gas Supply Services in the Commonwealth of Pennsylvania

Dear Secretary Chiavetta:

On behalf of BP Energy Retail Company, LLC (BPERC), enclosed please find a signed, verified Application Form for Parties Wishing to Offer, Render, Furnish or Supply Natural Gas Supply Services in the Commonwealth of Pennsylvania.

In addition, enclosed please find a check payable to the Commonwealth of Pennsylvania in the amount of \$350.00 for the required application filing fee.

If there are any issues, or if you require further information, please contact the undersigned. Thank you for your time and attention to this application.

Sincerely,  
/s/ Disney Cruz  
Regulatory Reporting Analyst  
[disney.cruz@bp.com](mailto:disney.cruz@bp.com)

## BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of BP Energy Retail Company LLC, d/b/a \_\_\_\_\_, for approval to offer, render, furnish, or supply natural gas supply services as a(n) supplier or aggregator of natural gas services 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:

BP Energy Retail Company LLC  
201 Helios Way  
Houston, Texas 77079  
www.bp.com/retail  
281-366-2000

- 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.

CT Corporation System  
600 North Second Street, Suite 401  
Harrisburg, PA 17101  
(p) 855-316-8944 or 614-280-3338

- 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.

Disney Cruz  
201 Helios Way  
Houston, Texas 77079  
346-428-1727  
disney.cruz@bp.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.

BP Energy Retail Company LLC 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.

Lindsey Greenwood, Manager Customer Service  
201 Helios Way, Houston, Texas 77079  
713-213-8950  
lindsey.greenwood@bp.com

Crystal Don- Arthur  
201 Helios Way, Houston, Texas 77079  
281-366-0066  
crystal.don-arthur@bp.com

## 2. BUSINESS ENTITY FILINGS AND REGISTRATION

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

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

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

**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. § 412 relating to Department of State filing requirements.

**or**

The Applicant is a:

- domestic general partnership (\*)
- domestic limited partnership (15 Pa.C.S. § 8621)
- foreign general or limited partnership (15 Pa.C.S. §§ 411 and 412)
- domestic limited liability partnership (15 Pa.C.S. §§ 8201 and 8221)
- foreign limited liability general partnership (15 Pa.C.S. §§ 411 and 412)
- foreign limited liability limited partnership (15 Pa.C.S. §§ 411 and 412)

- 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. §§ 411 and 412.

**or**

The Applicant is a:

- domestic corporation (15 Pa.C.S. § 1308)
- foreign corporation (15 Pa.C.S. §§ 411 and 412)
- domestic limited liability company (15 Pa.C.S. § 8821)
- foreign limited liability company (15 Pa.C.S. §§ 411 and 412)
- Other (Describe):

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.

See Attachments 1a-c - Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation. Delaware

- Give name and address of officers.

### 3. AFFILIATES AND PREDECESSORS

*(both in state and out of state)*

a. **AFFILIATES:** Give name and address of any affiliates currently doing business and state whether the affiliates 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.

See Attachment 2

b. **PREDECESSORS:** Identify any predecessors of the Applicant and provide the names under which the Applicant has operated, including address, web address, and telephone number, if applicable. If the Applicant does not have any predecessors that have done business, explicitly state so.

EDF Energy Services, LLC  
4700 W. Sam Houston Parkway N., Suite 250  
Houston, Texas 77041  
www.edfenergyservices.com  
281-781-0333

c. **RELATED DOCKET NUMBERS:** Provide the Docket Numbers for any previous Pennsylvania PUC licenses for the Applicant, all affiliates, and any predecessors. If the Applicant does not have any related Docket Numbers, explicitly state so.

BP Energy Retail Company LLC  
Docket No. A-2014-2438483

EDF Energy Services, LLC  
Docket No. A-2016-2571988

BP Energy Company  
Docket No. A-125-142

## 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):

c. **PROPOSED SERVICES:** Describe in detail the natural gas supply services which the Applicant proposes to offer.

BP Energy Retail Company LLC provides electricity, natural gas and environmental products to large-scale, energy-intensive commercial and industrial customers. Our product offerings form a complete suite of services that include energy supply, hedging strategies and risk management products along with options for demand response and on-site generation management. We partner with all of our customers to establish the best product combination to meet their business objectives. We provide an online portal that includes real-time market pricing, analysis and usage data to assist customers in making the best decisions for their energy budgets and goals.

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

- |   |   |
|---|---|
| <input type="checkbox"/> Columbia   | <input type="checkbox"/> Philadelphia Gas Works       |
| <input type="checkbox"/> National Fuel Gas  | <input type="checkbox"/> UGI Utilities – Gas Division |
| <input type="checkbox"/> PECO   | <input type="checkbox"/> Valley Energy                |
| <input type="checkbox"/> Peoples Natural Gas Company - Peoples Natural Gas Division |   |
| <input type="checkbox"/> Peoples Natural Gas Company - Peoples Gas Division         |   |
| <input checked="" type="checkbox"/> All of the above                                |   |

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

- Residential Customers
- Small Commercial Customers - (Less than 6,000 Mcf annually)
- Large Commercial Customers - (6,000 Mcf or more annually)
- Industrial Customers
- Governmental Customers
- All of above
- Other (Describe):
- Residential and Small Commercial Customers in a Mixed Meter Capacity -

This customer class reflects situations in which a large commercial, industrial, and/or governmental customer account also contains features of residential and/or small commercial customers. In this instance, the residential and/or small commercial portion must be an incidental portion of the larger account. **This customer class alone does not allow marketing targeted directly to residential and/or small commercial customers.** Further information may be found in the Licensing Requirements Applicable to Mixed Meter Scenarios Secretarial Letters served March 25, 2011, and July 3, 2013, at Docket No. M-2009-2082042.

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

upon Commission approval

## 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.

This application is only answering on behalf of BP Energy Retail Company LLC (BPERC) and not for its affiliate or predecessors. BPERC is not a defendant of a criminal or civil proceeding within the last five (5) years.

- 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.

Per order number M-2024-3045253 the license pertaining to EDF Energy Services LLC under Docket number A-2016-2571988 taking title to natural gas was canceled due to not providing the annual revenue report or not paying past due assessment and fee balances.

- 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.

BP discloses material litigation in its annual report. BP's latest annual report can be found at <https://www.bp.com/content/dam/bp/business-sites/en/global/corporate/pdfs/investors/bp-annual-report-and-form-20f-2023.pdf> and disclosures on litigation start on page 241.

## 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

b.) **NGDCs:** 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 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><b>Columbia Gas of PA, Inc.</b>  Transport Support Services  290 W. Nationwide Blvd.  Columbus, OH 43215  PH: 614.460.4980  e-mail: <a href="mailto:transportevaluations@nisource.com">transportevaluations@nisource.com</a></p>	<p><b>National Fuel Gas Distribution Corp.</b>  Daniel Czechowicz, Director – Gas Supply Administration  6363 Main Street  Williamsville, NY 14221  PH: 716.857.6917  e-mail: <a href="mailto:czechowiczd@natfuel.com">czechowiczd@natfuel.com</a></p>
<p><b>Peoples Natural Gas Company LLC – Peoples Natural Gas Division</b>  Carol Scanlon  375 North Shore Drive  Pittsburgh, PA 15212  PH: 412.208.6931  FAX: 412.208.6577  e-mail: <a href="mailto:Carol.Scanlon@peoples-gas.com">Carol.Scanlon@peoples-gas.com</a></p>	<p><b>Peoples Natural Gas Company LLC – Peoples Gas Division</b>  Carol Scanlon  375 North Shore Drive  Pittsburgh, PA 15212  PH: 412.208.6931  FAX: 412.208.6577  e-mail: <a href="mailto:Carol.Scanlon@peoples-gas.com">Carol.Scanlon@peoples-gas.com</a></p>
<p><b>PECO</b>  Suzette Adams. Sr. Manager, Gas Supply and Transportation  2301 Market Street, S-18  Philadelphia, PA 19103  PH: 215.841.6467  Email: <a href="mailto:Suzette.Adams@exeloncorp.com">Suzette.Adams@exeloncorp.com</a></p>	<p><b>Philadelphia Gas Works</b>  Ryan Reeves, Director Supply Transportation &amp; Control  800 West Montgomery Avenue  Philadelphia, PA 19122  PH: 215.787.5103  email: <a href="mailto:pgwchoicesupply@pgworks.com">pgwchoicesupply@pgworks.com</a></p>
<p><b>UGI Utilities, Inc. – Gas Division</b>  Sherry Epler  1 UGI Drive  Denver, PA 17517  PH: 610.796.3447  Email: <a href="mailto:sepler@ugi.com">sepler@ugi.com</a></p>	<p><b>Valley Energy Inc.</b>  Ed Rogers  523 South Keystone Avenue  Sayre, PA 18840-0340  PH: 570.888-9664  FAX: 570.888.6199  email: <a href="mailto:erogers@ctenterprises.org">erogers@ctenterprises.org</a></p>

## 7. FINANCIAL FITNESS

a. **BONDING:** In accordance with 66 Pa.C.S. § 2208(c), no natural gas supplier license shall be issued or remain in force unless the applicant or holder furnishes a bond or other security in a form and amount to ensure the financial responsibility of the natural gas supplier. The criteria used to determine the amount and form of such bond or other security shall be set by each NGDC. Provide documentation that the applicant has met the security requirement of each NGDC by submitting the letters sent by the NGDCs stating what bonding amounts they require. The contact information is located in Section 6.b.

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

See Attachment 3a

- Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.
- Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient) <https://www.bp.com/en/global/corporate/investors/results-reporting-and-presentations/annual-report.html#ar-highlights-1-1>
- Applicant's accounting statements, including balance sheet and income statements for the past two years.

See Attachment 3b

- Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form, evidence of Moody's, S&P, or Fitch ratings, and/or other independent financial service reports.
- A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee.

See Attachment 3c

- Audited financial statements exhibiting accounts over a minimum two-year period.
- Bank account statements (3-12 recent consecutive months), tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

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

BP Energy Retail Company LLC is operating as a Supplier only, and therefore, is not funding any additional operations.

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

N/A

- 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.

John Bayne, Senior Manager Derivative Accounting  
201 Helios Way, Houston, Texas 77079  
832-746-2272  
john.bayne@bp.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. Submitting N/A on either the Sales Tax License Number or the Employer ID Number (items 7A and 7B) shall be accompanied by supporting documentation or an explanation validating the absence of such information.*

*Item 7A on the Tax Certification Statement is 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:

- 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.

See Attachment 4

- 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):

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.

BPERC pays sales representatives a market competitive salary and pays subcontractors based on a contract negotiated between BPERC and the subcontractor. For deals transacted by commissioned Brokers/Contractors, we embed a competitive margin that varies depending on the size, scope and market location of the customer and the Broker is paid after the delivery month in accordance with their specific agreement with BPERC.

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.

Deborah Merrill - President  
Matthew Butts - SVP, Strategy & Business Development  
Thomas Jania - VP Retail Gas Supply

Please see resumes in Attachment 5

## 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.

As elected in Section 4e of this application, BP Energy Retail Company LLC does not propose serving Residential and/or Small Commercial Customers.

## 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 30<sup>th</sup> 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) and 52 Pa. Code § 62.112(a). 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. §§ 4902, 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.*

All Applicants **MUST** include a Commission issued Docket Number in their publications. Docket Numbers are issued to new applicants when an application packet is submitted to the PUC's Secretary's Bureau. **Newspaper publications published without a Commission issued Docket No. will be rejected.** For more information, see 52 Pa. Code § 62.107.

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 Natural Gas - Peoples Natural Gas Division would need to run ads in The Erie Times-News, the Pittsburgh Post-Gazette, and the Johnstown Tribune-Democrat. 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 to the Commission before the applicant is licensed.**

	Erie Times-News	Harrisburg Patriot-News	Philadelphia Daily News or Philadelphia Inquirer	Pittsburgh Post-Gazette	Scranton Times-Tribune	Williamsport Sun-Gazette	Johnstown Tribune-Democrat
Columbia Gas	X	X		X		X	X
National Fuel Gas	X			X			
PECO			X				
Peoples Natural Gas – Peoples Natural Gas Division	X			X			X
Peoples Natural Gas – Peoples Gas Division				X			
Philadelphia Gas Works			X				
UGI Utilities – Gas Div.	X	X	X	X	X	X	X
Valley Energy					X	X	
Entire Commonwealth	X	X	X	X	X	X	X

*(Newspaper Publication Templates are provided at Appendices F and G)*

**13. SIGNATURE**

Applicant:: BP Energy Retail Company LLC

By: 

Title: Regulatory Reporting Analyst

To be actioned and signed upon receipt of application Docket number

## 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:** BP Energy Retail Company LLC

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

PUC Secretary's Bureau Use

ATTACHMENT 1a - Section 2b. Business Entity Filings and Registration



**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](http://dos.pa.gov/BusinessCharities)

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December 8, 2022

CT Corporation System  
600 NORTH SECOND STREET, SUITE 401  
HARRISBURG, PA 17101

**Entity Name:** BP Energy Retail Company LLC  
**Amendment Date:** December 8, 2022  
**Amendment Number:** 0003576653  
**Amendment Type:** Amendment of Foreign Registration Statement

The Bureau of Corporations and Charitable Organizations is happy to send your filed document. The Bureau is here to serve you and we would like to thank you for doing business in Pennsylvania.

PENNSYLVANIA DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

Pennsylvania Department of State  
**-FILED-**  
Amendment #: 0003576653  
Date Filed: 12/8/2022

<input type="checkbox"/> Return document by mail to:	Amendment of DSC (re)   413
<b>CT-COUNTER</b>	
Name <u>nicole.grimme@wolterskluwer.com</u>	
Address <u>71049000 W045</u>	
City _____ State _____ Zip Code _____	
<input checked="" type="checkbox"/> Return document by email to: _____	

Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$250

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 413 (relating to amendment of foreign registration statement), the undersigned registered foreign association hereby states that:

1. The name of the association under which it is registered to do business in this Commonwealth is:

EDF Energy Services, LLC

2. The type of association is (check only one):

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> Business Corporation                 | <input type="checkbox"/> Limited Partnership                     | <input type="checkbox"/> Business Trust           |
| <input type="checkbox"/> Nonprofit Corporation                | <input type="checkbox"/> Limited Liability (General) Partnership | <input type="checkbox"/> Professional Association |
| <input checked="" type="checkbox"/> Limited Liability Company | <input type="checkbox"/> Limited Liability Limited Partnership   |   |

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

Complete part (a) OR (b) – not both:

(a) \_\_\_\_\_  
 Number and street City OR State Zip County

(b) c/o Capitol Corporate Services, Inc. Dauphin  
 Name of Commercial Registered Office Provider County

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

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

PA DEPT OF STATE

DEC 08 2022

DSCB:15-413 - 2

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

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

NEW NAME OF THE COMPANY IS: BP Energy Retail Company LLC

The new commerical registered office provider is C T Corporation System.

The county of venue is Dauphin County

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

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

IN TESTIMONY WHEREOF, the undersigned association has caused this Amendment of Foreign Registration Statement to be signed by a duly authorized representative thereof this 7th day of December 2022.

BP Energy Retail Company LLC

Name of Association

DocuSigned by:

Jason Alvarado

ADA74BE381514CC

Signature

Jason Eric Alvarado, Authorized Person

Title

# Delaware

*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "EDF INDUSTRIAL POWER SERVICES (TX), LLC", CHANGING ITS NAME FROM "EDF INDUSTRIAL POWER SERVICES (TX), LLC" TO "EDF ENERGY SERVICES, LLC", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF JANUARY, A.D. 2014, AT 12 O'CLOCK P.M.

4244298 8100

140048953

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 1092728

DATE: 01-28-14

**STATE OF DELAWARE  
CERTIFICATE OF AMENDMENT**

1. Name of Limited Liability Company: \_\_\_\_\_  
EDF Industrial Power Services (TX), LLC

2. The Certificate of Formation of the limited liability company is hereby amended as follows:

The name of the limited liability company is hereby changed from EDF Industrial Power Services (TX), LLC to "EDF Energy Services, LLC".

IN WITNESS WHEREOF, the undersigned have executed this Certificate on the 9th day of January, A.D. 2014.

By:   
Authorized Person(s)

Name: W. Eric Dennison  
Print or Type

**ATTACHMENT 1c - Section 2b. Business Entity Filings and Registration**

**OFFICERS AND DIRECTORS OF BP ENERGY RETAIL COMPANY LLC**

**DIRECTORS OF BP ENERGY RETAIL COMPANY LLC**

Deborah Merrill	201 Helios Way	Houston, Texas 77079
Edgar Castro	201 Helios Way	Houston, Texas 77079
Sarah McDowell	201 Helios Way	Houston, Texas 77079

**OFFICERS OF BP ENERGY RETAIL COMPANY LLC**

President	Deborah Merrill	201 Helios Way	Houston, Texas 77079
Chief Financial Officer/VP	Sarah McDowell	201 Helios Way	Houston, Texas 77079
General Tax Officer/VP	Nicholas Burgin	501 Westlake Park Blvd	Houston, Texas 77079
Vice President	Ben Temple	201 Helios Way	Houston, Texas 77079
Vice President	Tom Jania	201 Helios Way	Houston, Texas 77079
Vice President	Edgar Castro	201 Helios Way	Houston, Texas 77079
Vice President	Matt Butts	201 Helios Way	Houston, Texas 77079
Vice President	Edward Pinkerton	201 Helios Way	Houston, Texas 77079
Vice President	Shazma Khan	201 Helios Way	Houston, Texas 77079
Tax Officer	Tina Kirby	501 Westlake Park Blvd	Houston, Texas 77079
Tax Officer	Rita Pop	501 Westlake Park Blvd	Houston, Texas 77079
Treasurer	Anh Thu Dang	501 Westlake Park Blvd	Houston, Texas 77079
Assistant Treasurer	Joletta D. Martin	501 Westlake Park Blvd	Houston, Texas 77079
Secretary	Jason Alvarado	501 Westlake Park Blvd	Houston, Texas 77079

**ATTACHMENT 2- Section 3a. Affiliates**

**BP Affiliates  
Natural Gas Licenses by State**

Gas

Name BP Energy Retail Company California LLC  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance 0029/California

Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance 04-07/Connecticut

Name BP Canada Energy Marketing Corp.  
Business Address 15808 West Dodge Road, Suite 300  
Omaha, Nebraska  
License #/State of Issuance 05-07/Connecticut

Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance 13485/District of Columbia

Name BP Energy Retail Company LLC  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance 15-0346/Illinois

Name BP Canada Energy Marketing Corp.  
Business Address 4211 South 143<sup>rd</sup> Circle  
Omaha, Nebraska  
License #/State of Issuance A-3564/Iowa

Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance IR-676/Maryland

Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance GS-017/Massachusetts

Name BP Canada Energy Marketing Corp.  
Business Address 15808 West Dodge Road, Suite 300  
Omaha, Nebraska  
License #/State of Issuance N2006.4.56/Montana

Gas

Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance NG-0091/Nebraska

Name BP Canada Energy Marketing Corp.  
Business Address 4211 South 143<sup>rd</sup> Circle  
Omaha, Nebraska  
License #/State of Issuance NG-0021/Nebraska

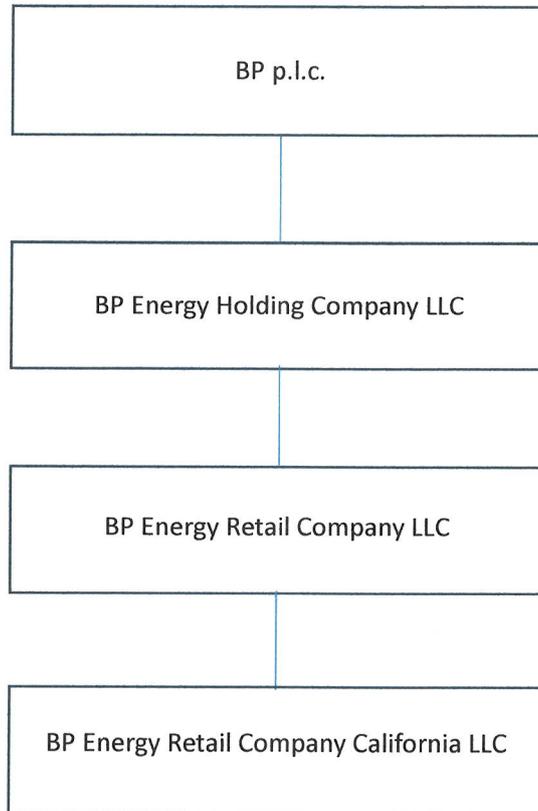
Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance G-5/Nevada

Name IGI Resources, Inc.  
Business Address 701 E. Morrison-Knudson Plaza Drive  
Boise, Idaho 83712  
License #/State of Issuance G-12/Nevada

Name BP Energy Retail Company LLC  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance 16-535G/Ohio

Name BP Energy Company  
Business Address 201 Helios Way  
Houston, Texas  
License #/State of Issuance A-125142/Pennsylvania

**BP ENERGY RETAIL COMPANY LLC  
CORPORATE STRUCTURE**



## BP Corp. North America Inc.

### Issuer Credit Rating

RATING TYPE	RATING	RATING DATE	LAST REVIEW DATE	REGULATORY IDENTIFIERS	CREDITWATCH/ OUTLOOK	CREDITWATCH/ OUTLOOK DATE
Local Currency LT	<b>A-</b> <a href="#">Regulatory Disclosures</a>	22-Feb-2016	09-Feb-2023	EEJUK	Positive	09-Feb-2023
Local Currency ST	<b>A-2</b> <a href="#">Regulatory Disclosures</a>	22-Feb-2016	09-Feb-2023	EEJUK	--	
Foreign Currency LT	<b>A-</b> <a href="#">Regulatory Disclosures</a>	22-Feb-2016	09-Feb-2023	EEJUK	Positive	09-Feb-2023
Foreign Currency ST	<b>A-2</b> <a href="#">Regulatory Disclosures</a>	22-Feb-2016	09-Feb-2023	EEJUK	--	

9-Feb-2023 | 06:44 EST

# Integrated Energy Company BP PLC Outlook Revised To Positive On Strong Cash Flow, Deleveraging; 'A-' Rating Affirmed

- After an exceptionally strong 2022, our base case assumes market conditions remain supportive and BP's operating performance and capital discipline remain robust.
- BP said it will continue to deploy 40% of surplus cash flow to debt reduction, resulting in our forecast of further balance sheet strengthening during 2023.

- Given improving debt metrics and decreasing divergence with larger peers, we revised our outlook to positive from stable and affirmed our 'A-' long-term and 'A-2' short-term issuer credit ratings on BP.
- The positive outlook indicates we may raise our rating on BP in the next 12 months if its diligent strategy execution and supportive industry conditions result in persistent strong cash flow and meaningful debt reduction.

LONDON (S&P Global Ratings) Feb. 9, 2023—S&P Global Ratings today took the rating actions listed above.

Strong operating performance and cash generation boost credit metrics. BP's 2022 results, in line with those of peers', show exceptional returns in a period of high and volatile prices and refining margins, in tandem with cost control and capital discipline. Even at prices moderately below our 2023 assumption of \$90 per barrel (/bbl) for Brent, we project cash generation to remain solid, given BP's breakeven point at \$40/bbl. Credit metrics, such as funds from operations (FFO) to debt of 55% on a five-year average, are already well over the minimum threshold of 35% for the ratings (as is typical at a high point in a commodity price cycle). Reported upstream unit production costs at a multiyear low of \$6.07 per barrel of oil equivalent (boe) for consolidated assets underpin the resilience of the oil and gas assets.

Debt reduction will continue. Strong investment-grade credit ratings are an explicit part of BP's financial framework, and the company has signaled it will continue to allocate 40% of surplus cash flow to debt reduction in 2023. We project excess cash of more than \$12 billion, after baseline dividends of about \$5.4 billion and capital expenditure (capex) of up to \$18 billion. The remaining 60% of surplus cash flow will be used for share buybacks, as in 2022. We see the capacity to sustain both cash generation and financial resilience at lower prices as important for ratings, given sector volatility and the risks of adverse regulatory and fiscal changes as the energy transition continues. Debt also declined in 2022, with reported net debt of \$21.4 billion, down from \$30.6 billion at Dec. 31, 2021 (excluding leases of \$8.6 billion). Continued permanent debt reduction could mean BP is well positioned to maintain metrics in line with a higher rating, with FFO to debt comfortably above 45%, given our long-term Brent assumption of \$55/bbl.

BP's strong business profile remains underpinned by cash flows from oil and gas activities. BP's strategic realignment, like the global energy transition, will take some years. The company's updated guidance suggests that between 2025 and 2030, hydrocarbons will absorb at least half of its capex and provide about three-quarters of EBITDA. In our view, the extent to which the company can sustain or increase cash flow—both from higher margin developments and non-oil and gas

activities such as bioenergy, convenience, electric vehicle charging, and power—is key to its profitability and positioning versus its peers. We continue to see BP as more comparable with the global diversified oil and gas majors rather than independent exploration and production (E&P) companies that are mostly focused on upstream activities. We see BP's financial profile as moving closer to higher rated peers, with preliminary 2022 FFO to debt of about 77% compared with about 100% or above for Shell PLC and large U.S. peers.

The positive outlook indicates that we may raise our rating on BP to 'A' in the next 12 months, if BP's diligent strategy execution and supportive industry conditions result in persistent strong cash flow and meaningful net debt reduction. Based on our oil and gas price assumptions, we forecast FFO to debt will remain well above 45% over 2023-2024, before reducing to about 45%-50% in 2025.

We could revise the outlook to stable if BP's improvement in credit metrics turned out to be short-lived. This could be possible if currently high oil and gas prices declined to our long-term averages quicker than expected. As a result, BP's net debt reduction would be limited, and FFO to debt would decline below 45% under our long-term price assumptions.

We could upgrade BP if it maintains a prudent approach to growth and shareholder remuneration, with stronger metrics on a sustained basis, and if we see evidence its strategic delivery is enhancing the group's resilience. In particular, we will evaluate how well BP sustains cash generation for debt service as it balances ongoing investments in oil and gas with increasing diversification into renewables. We could consider an upgrade if we believe FFO to debt can remain comfortably above 45% with Brent at \$55/bbl, or approach that level, while discretionary cash flow is clearly positive.

## **ESG credit indicators: E-4, S-2, G-2**

Environmental factors are a negative consideration in our credit rating analysis of BP. Climate and pollution are structural issues for BP, as they are for peers. BP's strategy explicitly targets emission reductions by lowering oil and gas production by 25% by 2030. We believe BP's capacity to expand its businesses beyond these resources (most notably, into lower-emission businesses like renewables and

retail) will be critical to its sustained success. The company's health and safety track record since its severe pollution and safety incidents a decade ago leads us to conclude that its diversified operations are not materially more exposed than those of its peers, absent another major U.S. accident. We expect environmental regulations to tighten further, leading oil and gas companies to revise their strategies.

From a governance standpoint, BP is fully in line with the best practices of other large international companies. The company has not been subject to any material investigations into bribery or corruption, which happens often in emerging markets, where BP has a smaller presence than TotalEnergies or Eni.

## Related Criteria

- [General Criteria: Hybrid Capital: Methodology And Assumptions](#), March 2, 2022
- [General Criteria: Environmental, Social, And Governance Principles In Credit Ratings](#), Oct. 10, 2021
- [General Criteria: Group Rating Methodology](#), July 1, 2019
- [Criteria | Corporates | General: Corporate Methodology: Ratios And Adjustments](#), April 1, 2019
- [Criteria | Corporates | General: Reflecting Subordination Risk In Corporate Issue Ratings](#), March 28, 2018
- [General Criteria: Methodology For Linking Long-Term And Short-Term Ratings](#), April 7, 2017
- [General Criteria: Guarantee Criteria](#), Oct. 21, 2016
- [Criteria | Corporates | General: Methodology And Assumptions: Liquidity Descriptors For Global Corporate Issuers](#), Dec. 16, 2014
- [Criteria | Corporates | Industrials: Key Credit Factors For The Oil Refining And Marketing Industry](#), March 27, 2014
- [Criteria | Corporates | General: Corporate Methodology](#), Nov. 19, 2013
- [General Criteria: Methodology: Industry Risk](#), Nov. 19, 2013
- [General Criteria: Country Risk Assessment Methodology And Assumptions](#), Nov. 19, 2013
- [General Criteria: Methodology: Management And Governance Credit Factors For Corporate Entities](#), Nov. 13, 2012

- [General Criteria: Principles Of Credit Ratings](#), Feb. 16, 2011

# Related Research

- [S&P Global Ratings Lowers 2023 European And U.S. Gas Price Assumptions On More Balanced Supply And Demand](#), Jan. 10, 2023
- [BP PLC](#), Dec. 23, 2022

Certain terms used in this report, particularly certain adjectives used to express our view on rating relevant factors, have specific meanings ascribed to them in our criteria, and should therefore be read in conjunction with such criteria. Please see Ratings Criteria at [www.standardandpoors.com](http://www.standardandpoors.com) for further information. A description of each of S&P Global Ratings' rating categories is contained in "S&P Global Ratings Definitions" at [https://www.standardandpoors.com/en\\_US/web/guest/article/-/view/sourceld/504352](https://www.standardandpoors.com/en_US/web/guest/article/-/view/sourceld/504352) Complete ratings information is available to subscribers of RatingsDirect at [www.capitaliq.com](http://www.capitaliq.com). All ratings affected by this rating action can be found on S&P Global Ratings' public website at [www.standardandpoors.com](http://www.standardandpoors.com). Use the Ratings search box located in the left column. Alternatively, call one of the following S&P Global Ratings numbers: Client Support Europe (44) 20-7176-7176; London Press Office (44) 20-7176-3605; Paris (33) 1-4420-6708; Frankfurt (49) 69-33-999-225; or Stockholm (46) 8-440-5914

## Regulatory Disclosures For Each Credit Rating Including Ratings List Table

Disclosures include requirements relating to press releases or reports published in accordance with Article 10(1), 10(2), and 10(5), and Annex I, Section D, I, 1, 2, 2a, 4, and 5. These requirements are available by rating via the link titled "Regulatory Disclosure" and include, but are not limited to:

- Key Elements Underlying The Credit Rating
- ESG Credit Factors
- Solicited Or Unsolicited Status
- Analysts Primarily Responsible For The Credit Rating
- Office Responsible For The Credit Rating
- Materials Used In The Credit Rating Process
- Criteria Applied
- Models Applied, Loss, And Cash Flow Analysis Performed

- Scenario Analysis
- Sensitivity Analysis
- Risk Warning, Understanding Credit Rating Categorizations, And Criteria
- Rated Entity Notification
- Ancillary And Additional Services
- Attributes And Limitations Of The Credit Rating
- Information Specific To Structured Finance And Securitization Instruments

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judgment and experience of the user, its management, employees, advisors and/or clients when making investment and other business decisions. S&P does not act as a fiduciary or an investment advisor except where registered as such. While S&P has obtained information from sources it believes to be reliable, S&P does not perform an audit and undertakes no duty of due diligence or independent verification of any information it receives. Rating-related publications may be published for a variety of reasons that are not necessarily dependent on action by rating committees, including, but not limited to, the publication of a periodic update on a credit rating and related analyses.

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#### ATTACHMENT 4– Section 8a. Technical Fitness – Experience, Plan, Structure

- Applicant’s previous experience in the natural gas industry.  

The sales, supply and operations teams at BPERC has been serving retail natural gas customers since 1996.
- Summary and proof of licenses as a supplier of natural gas services in other states or jurisdictions.  

Please refer to Attachment 2
- Type of customers and number of customers Applicant currently serves in other jurisdictions.  

BPERC serves approximately 500 retail gas customers in many market segments. These include: universities, manufacturers, hospitals and school districts.
- Staffing structure and numbers as well as employee training commitments.  

The current BPERC retail gas team currently consists of 8 sales reps, 2 sales support analysts, 4 supply portfolio managers and 5 operations agents working in various locations across the United States. Training commitments are rigorous at bp and cover a wide range of topics.
- Business plans for operations within the Commonwealth.  

BPERC would sell to and manage natural gas customers on utility transportation rates.
- Any other information appropriate to ensure the technical capabilities of the Applicant.  

In addition to the staff mentioned above BPERC also has a retail power team, contract administrators, a comprehensive billing team, credit analysts and extensive legal group.

Appendix A

APPLICATION AFFIDAVIT

[Commonwealth/State] of Texas :

ss.

County of Harris :

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

[He/she is the President (Office of Affiant) of BP Energy Retail Company LLC (Name of Applicant);]

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

That the Applicant herein BP Energy Retail Company 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) and 52 Pa. Code § 62.109(a).

That the Applicant herein BP Energy Retail Company LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

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

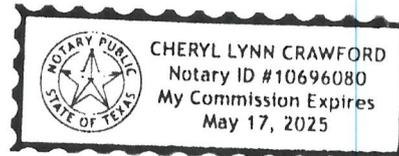
That the facts above set forth are true and correct to the best of his/her knowledge, information, and belief, and that he/she expects said Applicant to be able to prove the same at hearing.

[Signature]  
Signature of Affiant

Sworn and subscribed before me this 21 day of November, 2024.

[Signature]  
Signature of official administering oath

My commission expires May 17, 2025.



Appendix B

OPERATIONS AFFIDAVIT

[Commonwealth/State] of Texas :
:
County of Harris :

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

[He/she is the President (Office of Affiant) of BP Energy Retail Company LLC
(Name of Applicant);]

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

That BP Energy Retail Company 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 BP Energy Retail Company 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 BP Energy Retail Company LLC, the Applicant herein, acknowledges that failure to comply with any provision of
Chapter 22 of the Public Utility Code or the rules, regulations, orders or directives of the Department of
Revenue or of the Commission, including, but not limited to, engaging in anticompetitive behavior, shall be
cause for the Commission to revoke the Applicant's license. See 66 Pa.C.S. § 2208(c)(2). 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 BP Energy Retail Company 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.

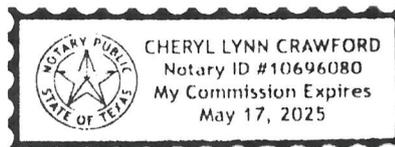


\_\_\_\_\_  
Signature of Affiant

Sworn and subscribed before me this 21 day of November, 2024.

  
\_\_\_\_\_  
Signature of official administering oath

My commission expires May 17, 2025.



## Appendix C

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

### CERTIFICATE OF SERVICE TEMPLATE

On this the 21 day of NOV 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 or a USB flash drive, upon the following:

**Office of Consumer Advocate**

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

**Office of Small Business Advocate**

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

**Pennsylvania Public Utility Commission  
Bureau of Investigation & Enforcement**

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

**National Fuel Gas Distribution Corp.**

Daniel Czechowicz, Director – Gas Supply Administration  
6363 Main Street  
Williamsville, NY 14221  
PH: 716.857.6917  
e-mail: [czechowiczd@natfuel.com](mailto:czechowiczd@natfuel.com)

**Peoples Natural Gas Company LLC - Peoples Natural Gas Division**

Carol Scanlon  
375 North Shore Drive  
Pittsburgh, PA 15212  
PH: 412.208.6931  
e-mail: [Carol.Scanlon@peoples-gas.com](mailto:Carol.Scanlon@peoples-gas.com)

**Philadelphia Gas Works**

Ryan Reeves, Director Supply Transportation & Control  
800 West Montgomery Avenue  
Philadelphia, PA 19122  
PH: 215.787.5103  
email: [pgwchoicesupply@pgworks.com](mailto:pgwchoicesupply@pgworks.com)

**Valley Energy Inc.**

Ed Rogers  
523 South Keystone Avenue  
Sayre, PA 18840-0340  
PH: 570.888-9664  
email: [erogers@ctenterprises.org](mailto:erogers@ctenterprises.org)

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