



March 6, 2025

RE: Docket No. A-2024-3052396

To whom it may concern,

Please find attached our responses to the Commission's questions from your letter dated February 13th, 2025.

If you have any questions or require further clarification, please do not hesitate to contact me at your earliest convenience.

Sincerely,

Morley Shulman
Director of Compliance
American Wholesale Energy
morley.shulman@americanwholesaleenergy.com
1.855.347.0007, ext. 2474

Energy Solutions for Peace of Mind

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.

ONIT Energy Ltd.
2700- Bloor St. West
Toronto, ON M4W 3E2

Canadian Water Savings Inc.
2700- Bloor St. West
Toronto, ON M4W 3E2

American Water Savings Inc.
2700- Bloor St. West
Toronto, ON M4W 3E2

None of the above are jurisdictional public utilities nor are any applying to do business in Pennsylvania.

5. COMPLIANCE

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

In 2021, the Ontario Energy Board (“OEB”) began an inspection of ONIT Energy Ltd. (OEB Case # EB-2021-0116) whereby the OEB re-opened 10 previously closed consumer complaints from 2018-2019. Upon the conclusion of the investigation, they concluded that with respect to low volume consumers (those who consumed less than 50,000 m³/year and/or 150,000 kWh/year, we had provided false or misleading statements about energy prices and cost savings; enrolled customers by providing false or misleading statements about energy prices and cost savings, obtained billing information and/or emails based on misleading statements about energy prices and cost savings; that we misled consumers about their cancellation rights and that we engaged in Unfair Practices as per section 10 of the ECPA and section 5 of Ontario Regulation 389/10.

As a result of the findings, ONIT cancelled the affected customers without penalty and paid them the delta (with interest) between what they paid us versus what they would have paid the utility had they remained with them. We were also fined a monetary penalty of \$25,000.

In addition, ONIT created a Compliance Matrix which outlines the consequences of specific compliance-related violations. ONIT has never had a Pennsylvania PUC EGS or NGS license previously cancelled by the Commission.

- b. SUMMARY:** Provide a statement as to the resolution or present status of any proceedings or 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.

As a result of the findings, ONIT cancelled the affected customers without penalty and paid them the delta (with interest) between what they paid us versus what they would have paid the utility had they remained with them. We were also fined a monetary penalty of \$25,000.

In addition, ONIT created a Compliance Matrix which outlines the consequences of specific compliance-related violations. We have also hired an auditor to contact customers/prospects to ensure that the Agent was wearing their ID badge and provided a business card and that all of their questions were properly addressed.

The overnight address for hard-copy or confidential responses is:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, PA 17120

Your answers should be verified per 52 Pa Code § 1.36. Accordingly, you must provide the following statement with your responses:

I, Morley Shulman, [print name of appropriate company representative], 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).

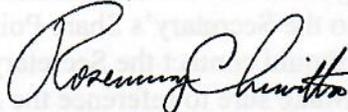
Signature M Shulman
Title Dir. of Compliance
Date Mar 6, 2025

Please note that all documents requiring notary stamps must have original signatures.

If American Wholesale Energy Inc. has decided to withdraw its Application, please reply notifying the Commission of such a decision.

Finally, in order to expedite the Application review process, please send a copy of your response to Jeff McCracken at jmccracken@pa.gov. If any problems arise that prevent a full timely response or if any clarification of these data requests is needed, please contact Jeff McCracken of the Bureau of Technical Utility Services via e-mail at jmccracken@pa.gov (preferred) or (717) 783-6163.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure