



DATE OF DEPOSIT RE: Docket No. A-2025-3055181
Utility Code: 1127349

JUN 11 2025

Date 6/11/2025

PA Public Utility Commission
Secretary's Bureau

To whom it may concern,

We were notified that the application for Enel X Advisory Services USA, LLC Electric Generation Services as Broker was missing required documentation.

Please find these documents within this packet as noted in the attached letter received from the Commission.

Thank you for your consideration and please reach out if there should be any questions.

Regards,

Ursula Bosis
Operations Specialist II
Enel X Advisory Services USA, LLC
ursula.bosis@enel.com
(240) 517-4749

Attachments:

- 2b - Business Entity Filings and Registration
 - as a Foreign limited liability company (15 Pa.C.S. §§ 411 and 412)
 - Provide proof of compliance with appropriate Department of State filing requirements
 - Provide the State in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation.
 - Give name and address of officers.
- 7d - Broker Payment Structure - Explain how your organization will be collecting fees
- 7f - Taxation: Complete the Tax Certification Statement attached in Appendix D

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS: (Required of ALL Applicants)** 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 Electric 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 EGSs.

Primary:
Drew Munk
Manager of Customer Support Operations
100 Brickstone Square
Suite 300
Andover, MA 01810
T: 208-863-6369
F: N/A
drew.munk@enel.com

Alternate:
Jamie Carezza
Senior Analyst, Customer Operations
100 Brickstone Square
Andover, MA 01810
Suite 300
T: 1 978 729 6934
F: N/A
Jamie.carezza@enel.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.
 - § 411. Registration to do business in this Commonwealth; attached
 - § 412. Foreign registration statement; attached
- 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.
 - Andrew Thomas, CEO, 100 Brickstone Square, Suite 300, Andover MA 01810

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

7. FINANCIAL FITNESS

- a. **FINANCIAL SECURITY:** In accordance with 66 Pa.C.S. § 2809(c)(1)(i) and 52 Pa. Code § 54.40(a), the Applicant is required to file a bond or other instrument to ensure its financial responsibilities and obligations as an EGS. Therefore, the Applicant is...
- Furnishing the **ORIGINAL** of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$250,000.
 - Furnishing the **ORIGINAL** of another initial security for Commission approval, to ensure financial responsibility, such as a parental guarantee, in the amount of \$250,000.
 - X **For Marketers and Brokers** - Filing for a modification to the \$250,000 requirement and furnishing the **ORIGINAL** of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$10,000. Applicant is required to provide information supporting an amount less than \$250,000. Such supporting information must include indication that the Applicant will not take title to electricity and will not pay electricity bills on behalf of its customers. Further details for modification may be described as well.

CRITICAL BONDING NOTES:

Applicant is required to maintain a bond or other financial instrument the entire time it maintains an EGS license with the Commonwealth of Pennsylvania. If Applicant's security instrument is not continuous, Applicant **MUST** submit a Rider, Amendment, or Continuation Certificate annually based on the expiration date of its security instrument.

At least sixty days (60) prior to the security instrument's expiration date, EGS suppliers should email pc-puc-tus-energy@pa.gov or call (717)783-5242 to determine the appropriate bonding amount based on a percentage of suppliers gross receipts resulting from the sale of generated electricity consumed in Pennsylvania. Once the amount has been determined, suppliers should overnight the updated security instrument(s) at least thirty (30) days prior to the expiration date to ensure adequate time for staff review and approval of the security instrument(s).

Template versions of a continuous bond (preferred), fixed-term bond, continuous letter of credit, and parental guarantee are attached at Appendix E, F, G, & H, respectively. Applicant's security must follow language from these examples, and must include the unmodified language outlined in Appendix D. Any deviation from these examples must be identified in the application and may not be acceptable to the Commission.

- 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:

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)

Applicant's accounting statements, including balance sheet and income statements for the past two years.

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.

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.

N/A

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

Within our energy advisory services offering, we utilize the Exchange platform where energy suppliers and buyers can trade electricity/natural gas. Our customers generally pay one of two ways: via a fixed monthly rate, inclusive of all services we provide or via a 'per kwh/dth' unitary fee that is included in any contract prices for any agreement that we facilitate to a third-party supplier. In this case, we would receive payments directly from the supplier after the contract starts.

A supplier contracts with Enel X to participate in the exchange auction process. There is no fee collected unless a customer chooses to award a contract to that supplier. During the bidding process a supplier is asked to post their offered price including a 'per Kwh/Dth' fee to Enel X or with no fee, depending on the customer payment terms.

- 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.

Adam Taranto, Sr Manager
100 Brickstone Square
Suite 300
Andover, MA 01810
adam.taranto@enel.com
T: +1978-502-3236
F: N/A

- f. TAXATION:** Complete the **TAX CERTIFICATION STATEMENT** attached as Appendix I 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.

- Attached

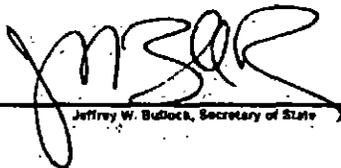
Delaware

The First State

Page 1

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 FORMATION OF "ENEL X ADVISORY SERVICES USA, LLC", FILED IN THIS OFFICE ON THE SECOND DAY OF AUGUST, A.D. 2022, AT 9:23 O'CLOCK A.M.




Jeffrey W. Bullock, Secretary of State

6945411 8100
SR# 20223148972

Authentication: 204078514
Date: 08-03-22

You may verify this certificate online at corp.delaware.gov/authver.shtml

STATE OF DELAWARE
CERTIFICATE OF FORMATION
OF LIMITED LIABILITY COMPANY

The undersigned authorized person, desiring to form a limited liability company pursuant to the Limited Liability Company Act of the State of Delaware, hereby certifies as follows:

1. The name of the limited liability company is _____
Enel X Advisory Services USA, LLC

2. The Registered Office of the limited liability company in the State of Delaware is located at _____ 850 New Burton Road, Suite 201 _____ (street), in the City of _____ Dover _____, Zip Code _____ 19904 _____. The name of the Registered Agent at such address upon whom process against this limited liability company may be served is _____
COGENCY GLOBAL INC.

By: _____ /s/ Enrico Viale
Authorized Person

Name: _____ Enrico Viale, CEO and President
Print or Type

ORIGIN ID: ZFEA (978) 681-1900
URSULA BOSIC
ENEL NORTH AMERICA INC
7209 OLD FRIENDSHIP WAY

SHIP DATE: 11JUN25
ACTWGT: 1.00 LB
CAD: 106679724/INET4535

ELKRIDGE, MD 21075
UNITED STATES US

BILL SENDER

TO PA PUC SECRETARY'S BUREAU
COMMONWEALTH KEYSTONE
400 NORTH STREET
BUILDING 2ND FLOOR
HARRISBURG PA 17120

58GJ50E7459F2

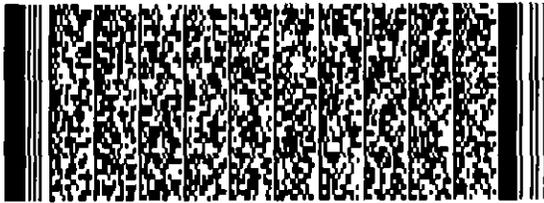
(240) 517-4749

REF:

WWW:

PO:

DEPT:



FedEx
Express



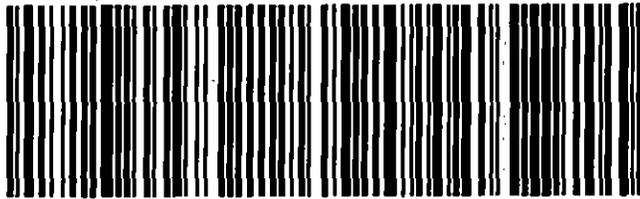
THU - 12 JUN 5:00P
STANDARD OVERNIGHT

TRK# 8819 4276 2357
0201

EN MDTA

17120

PA-US MDT



RECEIVED

JUN 12 2025

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

After printing this label:
CONSIGNEE COPY - PLEASE PLACE IN FRONT OF POUCH
1. Fold the printed page along the horizontal line.
2. Place label in shipping pouch and affix it to your shipment.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.