

[Form for ABC Applicants]

[The Form for ABC Applicants has been prepared by the Staff of the Illinois Commerce Commission. It is intended to be a source of information and a template that may be of use to entities petitioning the Illinois Commerce Commission to be licensed as an Agent, Broker, and Consultant ("ABC") under Section 16-115C of the Public Utilities Act ("Act") [220 ILCS 5/16-115C] and 83 Ill. Adm. Code 454 ("Part 454"), Licensure of Agents, Brokers, and Consultants. The Form is presented in a generic format and should be individually tailored by each ABC applicant before submitting to the Illinois Commerce Commission. The Form is not intended to constitute legal advice regarding compliance with Section 16-115C of the Act, 83 Ill. Adm. Code 454, or any applicable case law.]

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Genesis Energy International LLC

Application for Licensure of
Agents, Brokers, and Consultants
under Section 16-115C
of the Public Utilities Act.

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Docket No.

09-0613

CHIEF CLERK'S OFFICE
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ILLINOIS
COMMERCE COMMISSION

APPLICATION

Genesis Energy International LLC, by its Chief Operating Officer Clayton Brust, hereby requests that the Illinois Commerce Commission ("Commission") grant it a license pursuant to Section 16-115C of the Public Utilities Act ("Act"). In support of its application, Applicant states as follows:

GENERAL [454.40, 454.50, 454.100]

1. Genesis Energy International LLC
1919 South Highland Avenue Building C Suite 119 Lombard IL, 60148
2. Related Information:
 - Type of business entity: Limited Liability Company
 - Jurisdiction in which and under whose laws business entity was created: Illinois
 - Other names under which Applicant does business (D/B/A):
3. Contact Persons for the following:

- a) issues related to processing this application and
- b) issues related to complaint resolution [454.130]

A&B- Clayton Brust
Chief Operating Officer
1919 South Highland Avenue
Building C Suite 119
Lombard, IL 60148
630-691-8700
Claytonb@genesisenergyinternational.com

Provide each contact person's name, title, mailing address, telephone number, and e-mail address for a) and b).

4. Description of Applicant's business. [454.40(c)(1)]

Genesis Energy International LLC is a nationwide energy consulting firm based in Lombard IL with a seven year track record. Our main focus is on energy efficiency. We have in house lighting designers and strategic relationships for HVAC. We have in depth knowledge of utility rebate programs and federal programs nationwide to help obtain attractive ROI, in addition to a strategic relationship with the top energy/green accounting firm in the country to help clients realize the federal deductions available to them. After energy reduction is explored Genesis also helps clients formulate a sound energy buying strategy for electricity and natural gas by researching, evaluating, and presenting current market fundamentals and technical's as well as any regulatory changes that may affect our clients. We work on behalf of the client and not the energy companies. By maintaining a clear and transparent process we have been able to grow rapidly and obtain a customer portfolio representing 10 plus billion in assets.

We have worked to always deliver maximum service and solid advice for our clients. In our seven years in business we have built an A+ rating with the Better Business Bureau, and recently reached Accreditation level. We are proud to say we have never had one complaint filed against Genesis. We also have a profile with D&B , are registered as a ComEd Trade Alley, and are members of the Illinois Energy Professionals Association, all important aspects to doing good business here in Illinois.

5. A statement in support of application, supporting documents, and schedules containing information showing that the applicant meets the requirements of Section 16-115C of the Act. [454.40(d)(1)]

Applicant meets all of the requirements of Section 16-115C of the Act, as demonstrated by Attachments A and B appended hereto and made an integral part of this Application.

6. The name, address, telephone number, any facsimile number and any e-mail address of the agent registered with the Illinois Secretary of State. This information shall be kept current and any change regarding the licensee shall be reported within 15 days after the change occurs. The required information shall be filed with the Chief Clerk of the Commission at its Springfield office. [454.40(c)(3)]

Registered Agent:

Clayton Brust

1919 South Highland Avenue

Building C Suite 119

Lombard IL 60148

Phone: 630-691-8700

Fax: 630-691-8774

Email: claytonb@genesisenergyinternational.com

7. Applicant certifies that it:
- a) is licensed to do business in the State of Illinois and is in compliance with all other applicable laws, regulations and Commission rules and orders; [454.40(c)(2)]
 - b) shall comply with all terms and conditions required by Section 16-115C of the Act; [454.40(d)(2)]
 - c) shall ensure any person who acts on behalf of the entity will comply with all sections of Part 454 applicable to the function or functions to be performed; [454.40(d)(3)]
 - d) shall remain in compliance with the provisions of the Act and Part 454; [454.50]
 - e) shall ensure that authorizations received from customers, and all other applicable records are retained for a period of not less than three calendar years after the calendar year in which they were created; and [454.100(a)]
 - f) shall preserve the confidentiality of its customers' data. [454.100(b)]

MANAGERIAL LICENSING QUALIFICATIONS [Section 454.60]

8. Applicant meets the managerial qualifications set forth in Part 454.60, as demonstrated in Attachment A , Attachment B includes an exhibit containing a corporate organizational chart and identifying the persons who are being used to meet the requirements of Part 454.60(a). Attachment A includes an exhibit containing occupational background information on the person or persons who are being used to meet the requirements of Part 454.60(a). [Attachment should include narrative and/or resume of key personnel showing clearly how the managerial experience requirement is being met.]

TECHNICAL LICENSING QUALIFICATIONS [Section 454.70]

9. Applicant meets the technical qualifications set forth in Part 454.70, as demonstrated in Attachment A. Attachment A includes an exhibit containing occupational background information on the person or persons who are being used to meet the requirements of Part 454.70(a). [The attachment shall identify the persons who are being used to meet each of the requirements of Part 454.70. Attachment should include narrative and/or resumes of key personnel showing clearly how the technical experience requirement is being met.]

FINANCIAL LICENSING REQUIREMENTS [SECTION 454.80]

Please see Exhibit 1 attached hereto relating to bonding requirements

10. Applicant is required to execute and maintain a license or permit bond in the name of the People of the State of Illinois issued by a qualifying surety or insurance company authorized to transact business in the State of Illinois. The amount of the bond shall equal \$5,000. [Attach the license or permit bond required by Part 454.80(a) and proof that the surety meets the definition of “qualifying surety” as set forth in Part 454.10.]

[Department of the Treasury's Listing of Approved Sureties (Department Circular 570) (<http://www.fms.treas.gov/c570/c570.html>)]

CODE OF CONDUCT [SECTION 454.90]

11. Applicant certifies that it shall:
 - a) Disclose in plain language in writing the nature of the services offered by the ABC;
 - b) Disclose in plain language in writing to all persons it solicits the total anticipated remuneration to be paid to it by any third party over the period of the proposed underlying customer contract. Any such disclosure must be made prior to entering into the contract and signed by the customer;

Form for ABC Applicants

- c) Not hold itself out as independent or unaffiliated with any RES, or both, or use words calculated to give that impression, unless the person or entity offering service under this Section 16-115C of the Act has no contractual relationship with any RES or its affiliates regarding retail electric service in Illinois;
- d) Not utilize false, misleading, materially inaccurate, defamatory, or otherwise deceptive language or materials in the soliciting or providing of its services;
- e) Maintain copies of all marketing materials disseminated to third parties for a period of not less than three years;
- f) Maintain copies of all disclosure statements required in subsections (a) and (b) for a period of not less than three years;
- g) Not present electricity pricing information in a manner that favors one supplier over another, unless a valid pricing comparison is made utilizing all relevant costs and terms; and
- h) Comply with the requirements of Sections 2EE, 2FF, 2GG, and 2HH of the Consumer Fraud and Deceptive Business Practices Act [815 ILCS 505/2EE, 2FF, 2GG, and 2HH].

REPORTING REQUIREMENTS [SECTION 454.110]

12. Applicant agrees to submit reports in accordance with annual reporting requirements. [454.110]

WHEREFORE, Applicant requests that the Commission grant its application for licensure as an agent, broker, or consultant to engage in the procurement or sale of retail electricity supply for third parties.

Respectfully submitted,

[Name of Applicant]

By: 

Officer

Clayton Brust
Genesis Energy International LLC
1919 South Highland Avenue
Building C Suite 119
Lombard, IL 60148
P: 630-691-8700
F: 630-691-8774

VERIFICATION

STATE OF IL)
COUNTY OF DuPage

Clayton Brust, being first duly sworn, deposes and says that she/he is [the]
[a(n)] owner [of][for] [Applicant]; that he/she has read the foregoing
Application of [Applicant], and all of the attachments accompanying and referred to
within the Application; and that the statements contained in the Application and the
attachments are true, correct and complete to the best of [her][his] knowledge,
information and belief.

Clayton Brust
[Name of person verifying application]

Subscribed and sworn to before me
this 18 day of DEC, 2009.

Linda M. Di Brito
Notary Public

[Stamp of Notary]

