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CHIEF CLERK'S OFFICE
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I. C. Thomasson Associates, Inc. :

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

Docket No.

10-0268

APPLICATION

I. C. Thomasson Associates, Inc. ("Applicant"), 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. Applicant's name and street address.

**I. C. Thomasson Associates, Inc
2950 Kraft Drive, Suite 500
Nashville, TN 37204**

2. Related Information:

- Type of business entity: [corporation, LLP, LLC, etc.]

I. C. Thomasson Associates business entity is a corporation.

- Jurisdiction in which and under whose laws business entity was created:

The Jurisdiction in which and under whose laws business entity was created is Tennessee.

- Other names under which Applicant does business (D/B/A):

I. C. Thomasson Associates does not do business under any other name.

3. Contact Persons for the following:
 - a) issues related to processing this application and
 - b) issues related to complaint resolution [454.130]

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

Clifton Foster
CEO – Energy Division Services
2950 Kraft Drive, Suite 500
Nashville, TN 37204
Phone: (615) 346-3400
Fax: (615) 346-3550
cfoster@icthomasson.com

4. Description of Applicant's business. [454.40(c)(1)]
 - I. **C. Thomasson Associates (ICT) description of business and services offered is provided in Attachment A.**

I. C. Thomasson Associates plans to serve Commercial, Industrial, and Governmental customers. ICT will only provide aggregator, broker, and/or consulting services and therefore, does not take title or ownership to any energy purchased by our clients.

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)]

I. C. Thomasson Associates' financial ability to be a licensed aggregator, broker, and/or consultant, is provided as Attachment B, a Statement of Assets, Liabilities and Stockholder's Equity, along with a Statement of Revenues and Expenses.

I. C. Thomasson Associates is currently providing aggregator, broker, and consulting services in the States listed in Attachment C.

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)]

**National Registered Agents, Inc.
200 West Adams Street
Chicago, IL 60606
Phone: (618) 656-3791
Fax: (618) 656-3795
nricorporateservices-stlouis@nrai.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)]

Authorization to transact business in the state of Illinois is provided as Attachment D.

- b) shall comply with all terms and conditions required by Section 16-115C of the Act; [454.40(d)(2)]

I. C. Thomasson Associates certifies that it will comply with all terms and conditions required by Section 116-115C of the Act.

- 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)]

I. C. Thomasson Associates certifies that any person who acts on behalf of the entity will comply with all Sections of Part 454 applicable to the functions to be performed.

- d) shall remain in compliance with the provisions of the Act and Part 454; [454.50]

I. C. Thomasson Associates certifies that any person who acts on behalf of the entity will comply with all the terms and conditions required by the Act and all Sections of Part 454.

- 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)]

I. C. Thomasson Associates certifies that any person who acts on behalf of the entity will comply with all the record requirements listed in Section 454.100(a).

- f) shall preserve the confidentiality of its customers' data. [454.100(b)]

I. C. Thomasson Associates certifies that any person who acts on behalf of the entity will comply with the confidentiality of its customers' data in Section 454.100(b).

MANAGERIAL LICENSING QUALIFICATIONS [Section 454.60]

8. Applicant meets the managerial qualifications set forth in Part 454.60, as demonstrated in Attachments E and F. Attachment E 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 F 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 F. Attachment F 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.]

As stated in Attachment A, I. C. Thomasson Associates has been in business since 1942 and licensed to do aggregating, brokering, and consulting business in the states listed in Attachment C. Details on the individual being used to meet the technical licensing qualifications of Part 454.70(a) are provided in Attachment F.

FINANCIAL LICENSING REQUIREMENTS [SECTION 454.80]

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.]

I. C. Thomasson Associates has provided the required \$5,000 bond in Attachment G.

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 I. C. Thomasson Associates, Inc.;
 - 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;
 - 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].

I. C. Thomasson Associates certifies that any person who acts on behalf of the entity will comply with all Sections of Section 454.90 applicable to the functions to be performed. Also, ICT certifies that is will comply with Sections 2EE, 2FF, 2GG, and 2HH of the Consumer Fraud and Deceptive Business Practices Act.

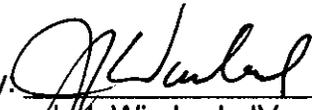
REPORTING REQUIREMENTS [SECTION 454.110]

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

I. C. Thomasson Associates agree to submit reports in accordance with annual reporting requirements of Section 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,
I. C. Thomasson Associate, Inc.

By: 

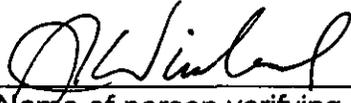
Joseph J. Wimberly IV
President

David N. Garst
Lewis, King, Krieg, & Waldrop, P.C.
Post Office Box 198615
Nashville, TN 37219
Phone: (615) 259-1366
Fax: (615) 259-1389

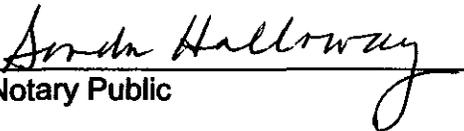
VERIFICATION

STATE OF Tennessee
COUNTY OF Davidson

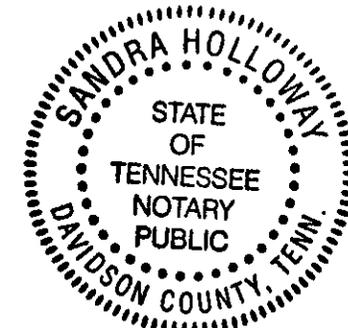
I, Joseph J. Wimberly IV, being first duly sworn, deposes and says that he is the President of I. C. Thomasson Associates, Inc.; that he has read the foregoing Application of I. C. Thomasson Associates, Inc., and all of the attachments accompanying and referred to within the Application; and that the statements contained in the Application and the attachments are true, correct and complete to the best of his knowledge, information and belief.


[Name of person verifying application]

Subscribed and sworn to before me
this 2nd day of April, 2010.


Notary Public

[Stamp of Notary]



My Commission Expires JAN. 9, 2012