

ILLINOIS COMMERCE COMMISSION

Gulf Pacific Natural Gas Co. :

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

Docket No. 10-0638

APPLICATION

Gulf Pacific Natural Gas Co. ("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

1. Applicant's name and street address:

Gulf Pacific Natural Gas Co.
266 West Coleman Boulevard, Suite 205
Mt. Pleasant, SC 29464

2. Related Information:

- Applicant is a Corporation.
- Applicant is incorporated in the State of Illinois.
- Applicant does business as Gulf Pacific Energy.

3. Contact Persons:

a) For issues related to processing this application:

Elizabeth M. Tezza, Controller
P.O. Box 1793
Mt. Pleasant, SC 29465-1793
Phone: 843.388.2338
Facsimile: 843.352.0127
E-mail: emtezza@aol.com

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- b) For issues related to complaint resolution:

Stuart L. Cass, President
P.O. Box 1793
Mt. Pleasant, SC 29465-1793
Phone: 843.388.2338
Facsimile: 843.352.0127
E-mail: slcassgp@aol.com

4. Description of Applicant's business: Applicant is an agent and broker for natural gas and electricity sales.

5. Applicant verifies that it meets the requirements of Section 16-115C of the Act, as evidenced by this application and the supporting documents attached thereto.

6. Applicant's agent registered with the Illinois Secretary of State is:

Christopher Bischoff
Bischoff & Associates
1650 Payne Street
Evanston, IL 60201
Phone: 847.491.9800
Facsimile: 847.491.9801
E-mail: chris@trademarksearch.com

7. Applicant is not licensed as an agent, broker or consultant in any other jurisdictions, similar to the licensure required under Section 16-115C of the Illinois Public Utilities Act. Additionally, the Applicant has never had any complaints filed against it for its provision of any services in the electric or gas industry in this or any other jurisdiction.

8. 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;
- b) shall comply with all terms and conditions required by Section 16-115C 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;
- d) shall remain in compliance with the provisions of the Act and Part 454;

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- 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
- f) shall preserve the confidentiality of its customers' data.

MANAGERIAL LICENSING QUALIFICATIONS

- 9. Applicant meets the managerial qualifications set forth in Part 454.60, as demonstrated in Attachment A, which 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) as well as the occupational background information on the person or persons who are being used to meet the requirements of Part 454.60(a).

TECHNICAL LICENSING QUALIFICATIONS

- 10. Applicant meets the technical qualifications set forth in Part 454.70, as demonstrated in Attachment B, which 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).

FINANCIAL LICENSING REQUIREMENTS

- 11. Applicant has executed and will maintain a license bond in the amount of \$5,000 in the name of the People of the State of Illinois issued by Western Surety Company, which is a qualifying surety company authorized to transact business in the State of Illinois. Attachment: Bond No. 71011362.

CODE OF CONDUCT

- 12. 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

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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].

REPORTING REQUIREMENTS

13. Applicant agrees to submit reports in accordance with annual reporting requirements.

