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Verde Energy USA Illinois, LLC :
:
Application for Certificate of :
Service Authority under Section :
16-115 of the Public Utilities Act. :

Docket No. 11-0510
Date: July 1, 2011

APPLICATION

Verde Energy USA Illinois, LLC ("Applicant" or "Verde IL"), hereby requests that the Illinois Commerce Commission ("Commission") grant it a certificate of service authority pursuant to Section 16-115 of the Public Utilities Act ("Act"). In support of its application, Applicant states as follows:

GENERAL [451.20, 451.30, 451.210, and 451.310]

1. **Applicant's name and street address:** [451.20(c)(1)]

Verde Energy USA Illinois, LLC
101 Merritt 7
Third Floor
Norwalk, CT 06851

2. **Related Information:**

- **Type of business entity:**
Limited liability company
- **Jurisdiction in which and under whose laws business entity was created:**
Delaware
- **Other names under which Applicant does business (D/B/A):**
Lowcostpower.com
- **Federal Employer Identification Number:** [451.20(c)(2)]
45-1003637
- **Registered Agent in Illinois:**
Illinois Corporation Service Company
801 Adlai Stevenson Drive

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Springfield, Sangamon County, IL 62703

3. Contact Persons for the following:

a) issues related to processing this application:

Thomas FitzGerald
President & CEO
101 Merritt 7
Third Floor
Norwalk, CT 06851
Telephone: 203-663-5701
Fax: 203-842-4201
Email: tfitzgerald@verdeenergyusa.com

Stephen Humes
Counsel to Verde Energy USA Illinois, LLC
Holland & Knight LLP
31 West 52nd Street
New York, NY 10019
Telephone: 212-513-3473
Fax: 212-341-7175
Email: steve.humes@hklaw.com

David D. Streicker
Counsel to Verde Energy USA Illinois, LLC
Holland & Knight LLP
131 South Dearborn Street, 30th Floor
Chicago, IL 60603
Telephone: 312.715.5837
Fax: 312.578.6666
Email: david.streicker@hklaw.com

b) issues related to retail customers, including complaint resolution:

Anthony Menchaca
Chief Marketing Officer
101 Merritt 7
Third Floor
Norwalk, CT 06851
Telephone: 203-663-5702
Fax: 203-842-4201
Email: tmenchaca@verdeenergyusa.com

c) technical issues, including scheduling of generation, transmission, and distribution, and issues arising from relationships with other providers of electric services.

Thomas FitzGerald
President & CEO
101 Merritt 7
Third Floor
Norwalk, CT 06851

Telephone: 203-663-5701
Fax: 203-842-4201
Email: tfitzgerald@verdeenergyusa.com

4. Applicant agrees to accept service by electronic means. [451.30(e)]
5. Applicant is licensed to do business in the State of Illinois, as demonstrated in Attachment 1. [451.20(d)(1)]
6. Applicant will publish notice of its application for certification in the Official State Newspaper within 10 days following its filing of the application for certification. The applicant will file proof of publication with the Clerk of the Commission within 5 days after publication. [451.30(a)]
7. Not Applicable.
8. Applicant is not affiliated with an Illinois utility [451.30(c)(1)]
9. **Geographic area in which Applicant seeks to be authorized to offer service:**
Applicant seeks to be authorized to offer service throughout the entire State of Illinois, except that Applicant plans initially to focus on serving customers in the Commonwealth Edison service areas because the Applicant's affiliate, Verde Energy USA, Inc., is currently providing service elsewhere in other states within the PJM Interconnect, LLC ("PJM") service territory. The Applicant has filed an application to become a market participant within the Midwest ISO (MISO) territory and will eventually expand service throughout the State of Illinois. Applicant will supply information regarding its participation in MISO as soon as its registration is approved and will submit this proof to the Commission at least 15 days before delivering power to customers within the service territory controlled by MISO. Please see Attachments 2 and 6.

Applicant's services will include: supplying retail customers with their expected twelve month electric generation load requirements by purchasing energy and related services through wholesale generation suppliers and traders participating in the various wholesale markets.
10. Applicant is filing under Part 451, Subpart D, Part 451.300 - *Applicability to Subpart D*, in order to serve all retail customers. [451.30(c)(2)]
11. Proof of notification to each utility of Applicant's intent to serve in the utility's service area is provided in Attachment 2. [451.30(c)(3)]

Service List of Electric Utility Companies:
Commonwealth Edison Co.

12. Applicant certifies that it:

- a) will comply with all applicable Federal, State, regional and industry rules, practices, policies, procedures and tariffs for the use, operation, maintenance, safety, integrity, and reliability of the interconnected electric transmission system; [451.20(a)]
- b) will comply with informational and reporting requirements that the Commission may by rule establish; [451.20(b)]
- c) complies with all other applicable laws and regulations and Commission rules and orders; [451.20(e)]
- d) complies with all terms and conditions required by Sections 16-115A(a), (b), and (f), 16-119, 16-123, 16-125(b) and (c), 16-127, and 16-128(a) of the Act, to the extent those Sections have application to the services being offered by the alternative retail electric supplier; [451.30(d)(2)] and
- e) [for Subpart C and D applicants] complies with all terms and conditions required by Section 16-115A(c) of the Act. [451.210 and 451.310(a)]

See Affidavit attached as Attachment 3.

13. Applicant agrees to submit good faith schedules of transmission and energy in accordance with applicable tariffs. [451.20(a)]
14. Applicant certifies that it will provide for review by Staff on a confidential and proprietary basis data related to contracts for the purchase and sale of electric power and energy; [451.20(b)]
15. Applicant certifies that it will procure renewable energy resources as required by Section 16-115D and subsection (d) of Section 16-115 of the Act.

See Affidavit attached as Attachment 4.

16. Applicant shall certify that it will source electricity from clean coal facilities, as required by Section 16-115(d)(5) of the Act. [451.20(g)]

See Affidavit attached as Attachment 4.

17. Applicant agrees to adopt and follow rules and procedures ensuring that authorizations received from customers, customer billing records, and requests for delivery service transmitted to utilities are retained for a period of not less than two calendar years after the calendar year in which they were created. [451.40(a)]
18. Applicant agrees to adopt and follow rules and procedures to preserve the confidentiality of its customer's data. [451.40(b)]
19. Applicant does not currently have authority from the Commission to be an ARES.
20. A statement to disclose whether it is licensed as an alternative retail electric supplier in any other jurisdictions, similar to the licensure required under Section 16-115 of the Illinois Public Utilities Act. Additionally, the Applicant is directed to

disclose whether it has had any complaints filed against it for its provision of any services in the electric or gas industry in this or any other jurisdiction. If yes, the Applicant is directed to include in its response the nature of the complaint, the jurisdiction, and the ultimate resolution.

See Statement attached as Attachment 5.

LICENSE OR PERMIT BOND [451.50]

21. Applicant is required to execute and maintain a copy of the 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 the amount specified in Part 451.50(a) for the appropriate group of customers the Applicant seeks certification to serve. [Attach a copy of the license or permit bond required by Part 451.50(a) and proof that the surety meets the definition of "qualifying surety" as set forth in Part 451.10.]

FINANCIAL QUALIFICATIONS

22. Applicant meets the financial requirements under 451.320(a)(3), as demonstrated in Attachment 6.
23. Applicant will not provide electric power and energy with property, plant and equipment that it owns, controls, or operates.

TECHNICAL QUALIFICATIONS [Clearly state 451.120, 451.230, 451.330, or 451.420]

24. Applicant will not use electric generation, transmission or distribution facilities that it owns, controls or operates in serving customers. Applicant satisfies the technical qualifications contained in Part 451.330. Applicant meets the requirements of Part 451.330 as demonstrated in Attachment 7.

Contact Information - Gabriel Phillips

Gabriel Phillips
GP Renewables & Trading
123 Morningside Dr. S.
Westport, CT 06880
Telephone: 203-216-8081
Fax: 203-295-3794

MANAGERIAL QUALIFICATIONS

25. Applicant meets the managerial qualifications set forth in Part 451.340, as demonstrated in Attachment 8. Attachment 9 includes an exhibit containing a corporate organizational chart and identifying the structure of the organization as it is being used to meet each of the requirements of Part 451.340 (b).
26. Applicant is relying on one or more agents or contractors to meet the technical and managerial requirements of Parts 451.330 and 451.340. Each agent and contractor on whom the Applicant relies to meet these requirements is disclosed in Attachment 10. Applicant certifies that each such agent or contractor will comply with all the sections of Part 451 that are applicable to the functions to be performed by the respective agent or contractor.

FINANCIAL QUALIFICATIONS FOR SINGLE BILLING SERVICE [451.510]

27. Applicant does not intend to provide single billing services.

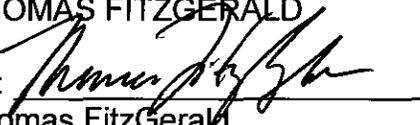
GENERAL PROVISIONS FOR APPLICANTS FILING UNDER SUBPART D [451.310]

See Affidavit attached as Attachment 11.

WHEREFORE, Applicant requests that the Commission grant its application for service authority to serve all retail customers in Illinois.

Respectfully submitted,

THOMAS FITZGERALD

By: 
Thomas FitzGerald
Chief Executive Officer
Verde Energy USA Illinois, LLC


Stephen Humes
Counsel to Verde Energy USA Illinois, LLC
Holland & Knight LLP
31 West 52nd Street
New York, NY 10019
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VERIFICATION

STATE OF CONNECTICUT)
COUNTY OF FAIRFIELD)

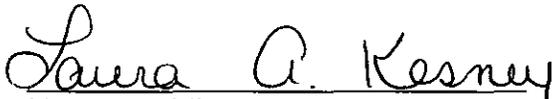
Norwalk) ss:

Thomas FitzGerald, being first duly sworn, deposes and says that he is the Chief Executive Officer of Verde Energy USA Illinois, LLC; that he has read the foregoing Application of Verde Energy USA Illinois, LLC 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.



Thomas FitzGerald

Subscribed and sworn to before me
this 12th day of May, 2011.



Notary Public

