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ILLINOIS COMMERCE COMMISSION

CHIEF CLERK'S OFFICE

220 Energy, LLC

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

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Docket No. 12-0092

APPLICATION

220 Energy, LLC ("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.

**220 Energy, LLC**

**675 Sapling Lane**

**Deerfield, IL 60015**

2. Related Information:

- Type of business entity: **LLC**
- Jurisdiction in which and under whose laws business entity was created: **Illinois**
- Other names under which Applicant does business (D/B/A): **None**

3. Contact Persons for the following:

- a) issues related to processing this application

**Michele L. Wilk, Managing Member**

**220 Energy, L.L.C**

**675 Sapling Lane**

**Deerfield, IL 60015**

**(847) 220-8393**

**michele@220energy.com**

- b) issues related to complaint resolution [454.130]

**Michele L. Wilk, Managing Member**  
**675 Sapling Lane**  
**Deerfield, IL 60015**  
**(847) 220-8393**  
**michele@220energy.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)] –

**220 Energy, LLC is engaged in the procurement or sale of retail electricity supply for third parties in an effort to assist companies and residential customers to reduce and manage their electricity and natural gas expenses.**

5. A statement in support of application (including supporting documents and schedules if necessary) certifying the applicant meets the requirements of Section 16-115C of the Act. [454.40(d)(1)]

**See Attachments A, B and 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)]

**Michele L. Wilk**  
**675 Sapling Lane**  
**Deerfield, IL 60015 (Lake County)**  
**(847) 220-8393**  
**michele@220energy.com**

7. A statement to disclose whether the Applicant is 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 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.

**220 Energy, LLC 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. 220 Energy has never had a complaint filed against it in any jurisdiction in any industry.**

**220 Energy, LLC is seeking its first license with this application.**

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; [454.40(c)(2)]

**220 Energy, LLC certifies that it is licensed to do business in the State of Illinois.**

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

**220 Energy, LLC certifies that it will 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; [454.40(d)(3)]

**220 Energy, LLC certifies that it shall ensure that any person who acts on behalf of 220 Energy, LLC 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]

**220 Energy, LLC certifies that it will 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)]

**220 Energy, LLC certifies that it will ensure that authorizations received from customers, and all other applicable records are retained for 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)]

**220 Energy, LLC certifies that it shall preserve the confidentiality of its customers' data [454.100(b)].**

MANAGERIAL LICENSING QUALIFICATIONS [Section 454.60]

9. Applicant meets the managerial qualifications set forth in Part 454.60, as demonstrated in Attachment C. Attachment C 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).

**Applicant shall be managed by an attorney in good standing in the State of Illinois with substantial experience in managing other attorneys and significant caseloads. See Attachment A for additional support.**

TECHNICAL LICENSING QUALIFICATIONS [Section 454.70]

10. Applicant meets the technical qualifications set forth in Part 454.70, as demonstrated in Attachment B. Attachment B 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 [SECTION 454.80]

11. 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. **Bond is attached as Exhibit D.**

CODE OF CONDUCT [SECTION 454.90]

12. Applicant certifies that it shall:

- a) Disclose in plain language in writing the nature of the services offered by the ABC;

**220 Energy, LLC certifies that it will disclose in plain language and in writing the nature of the services offered by 220 Energy, LLC.**

- b) Prior to the customer signing a contract, disclose that they are not employed by the electric utility operating in the applicable service territory;

**220 Energy, LLC certifies that prior to receiving a customer's signature on a contract, that it will disclose that it is not employed by the electric utility operating in the applicable service territory.**

- c) Disclose in plain language in writing to all persons it solicits the total price per kilowatt-hour, and the total anticipated cost, inclusive of all fees or commissions received by the licensee, to be paid by the customer over the period of the proposed underlying customer contract. In the event a person or entity required to be licensed pursuant to this Part uses an electric supply usage estimate for a particular customer, the person or entity required to be licensed pursuant to this

Part must use the same electric supply usage estimate for all service offers it presents to that particular customer;

**220 Energy, LLC certifies that it will comply with this section 454.90 ((12)(c)).**

- d) Any disclosure required by subsection (c) must be made prior to entering into the contract and signed by the customer;

**220 Energy, LLC certifies that prior to entering into the contract and obtaining the customer's signature that it will disclose all information required to be disclosed pursuant to subsection 12(c).**

- e) Disclose if applicable, to all customers, prior to the customer signing a contract the fact that they will be receiving compensation from the supplier;

**220 Energy, LLC certifies that prior to the customer signing a contract, it will disclose to said customer, if applicable, the fact they 220 Energy, LLC will be receiving compensation from the supplier.**

- f) 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 Section 16-115C of the Act has no contractual relationship with any RES or its affiliates regarding retail electric service in Illinois;

**220 Energy, LLC certifies that it will not hold itself out as independent or unaffiliated with any RES, or both, or use workds calculated to give that impression, unless the person or entity offering service under Section 16-115C of the Act has no contractual relationship with any RES or its affiliates regarding retail electric service in Illinois.**

- g) Not utilize false, misleading, materially inaccurate, defamatory or otherwise deceptive language or materials in the soliciting or providing of its services;

**220 Energy, LLC certifies that it will not utilize false, misleading, materially inaccurate, defamatory or otherwise deceptive language or materials in the solicitation or provision of its services.**

- h) Maintain copies of all marketing materials disseminated to third parties for a period of not less than three years;

**220 Energy, LLC certifies that it will maintain copies of all marketing materials disseminated to third parties for at least three years.**

- i) Maintain copies of all disclosure statements required in subsections (a) and (b) for a period of not less than three years;

**220 Energy, LLC certifies that it will maintain copies of all disclosure statements required in subsections (a) and (b) for at least three years.**

- j) 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

**220 Energy, LLC certifies that it will 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.**

- k) 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].

**220 Energy, LLC certifies that it will 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]

13. Applicant agrees to submit reports in accordance with annual reporting requirements.[454.110] **220 Energy, LLC agrees to submit reports in accordance with annual reporting requirements.**

Form for ABC Applicants

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,

220 Energy, LLC

By: 

[Michele L. Wilk, Managing Member]

Michele L. Wilk, Esq.  
President, 220 Energy, LLC  
675 Sapling Lane  
Deerfield, Illinois 60015  
(847) 220-8393  
[Michele@220energy.com](mailto:Michele@220energy.com)  
ARDC no: 6210696

VERIFICATION

STATE OF IL ,  
COUNTY OF Lake

Michele Wilk being first duly sworn, deposes and says that she/he is (the) [a(n)]  
Managing Member [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.

Michele Wilk  
[Name of person verifying application]

Subscribed and sworn to before me  
this 16th day of April, 2012.

Tracy L. Snow  
Notary Public

[Stamp of Notary]

