

**OFFICIAL FILE  
ILLINOIS COMMERCE COMMISSION**

**ORIGINAL**

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

Hiko Energy, LLC

Application for Certificate of : Docket No. 12-0262  
Service Authority under Section :  
19-110 of the Public Utilities Act. :

David Wanounou, President

Shevy Simins

Hiko Energy, LLC

12 College Road

Monsey, NY 10952

[davidw@hikoenergy.com](mailto:davidw@hikoenergy.com)

845.406.9100 x 222

CHIEF CLERK'S OFFICE

2012 APR 19 A 10:45

ILLINOIS COMMERCE  
COMMISSION

RESPONSE TO NOTICE OF ADMINISTRATIVE LAW JUDGE'S RULING

**Miscellaneous Requirements**

1. The Applicant is directed to disclose whether it is licensed as an alternative gas supplier in any other jurisdictions, similar to the licensure required under Section 19-110 of the Illinois Public Utilities Act (the "Act").

Hiko Energy is licensed as an alternative gas supplier in New York and New Jersey.  
Enclosed is Hiko's gas license in NJ as Attachment 1.

2. 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.

The complaints listed in Attachment 2 are informal complaints made to the New York Public Service Commission. These complaints were not escalated to a point of ruling, and these complaints do not apply to Premier Energy Services, HIKO's former name. HIKO currently has no complaints from the New Jersey Board of Public Utilities. HIKO has not had any complaints while operating under Premier Energy Services. Please note that HIKO takes all complaints very seriously. Immediately after a complaint is received from the NY PSC or our Customer Service Center, the customer is contacted so that all issues can be resolved. All sales and third party verifications are recorded and filed so that when we receive complaints, it is easy to investigate the issue.

### **General Requirements**

1. Applicant is directed to state whether it has been denied a natural gas supplier license in any state in the United States pursuant to Section 19-110(d) of the Act.

HIKO has not been denied a natural gas supplier license in any state or jurisdiction.

2. Applicant is directed to state whether it has had a natural gas supplier license suspended or revoked by any state in the United States pursuant to Section 19-110 (d) of the Act.

HIKO has not had a natural gas supplier license suspended or revoked by any state in the United States.

3. Applicant is directed to state where, if any, it has other natural gas supplier license applications pending in the United States pursuant to Section 19-110(d) of the Act.

HIKO has a pending natural gas supplier license pending in the state of Maryland and state of Pennsylvania.

4. Applicant is directed to state whether it is the subject of any lawsuits filed in a court of law or formal complaints filed with a regulatory agency alleging fraud, deception or unfair marketing practices, or other similar allegations, identifying the name, case number, and jurisdiction of each such lawsuit or complaint, pursuant to Section 19-110(d) of the Act.

HIKO is not the subject of any lawsuits filed in a court of law or formal complaints filed with a regulatory agency alleging fraud, deception or unfair marketing practices, or other similar allegations.

5. Applicant is directed to certify its commitment of resources to the management of sales and marketing staff, through affirmative managerial policies, independent audits, technology, hands on field monitoring and training, and, in the case of any sales personnel or sales agents, within the State of Illinois, the applicant's managerial presence within the State, pursuant to Section 19-110(e)(1)(C) of the Act.

HIKO certifies its commitment of resources to the management of sales and marketing staff, through affirmative managerial policies, independent audits, technology, hands on field monitoring and training, and, in the case of any sales personnel or sales agents, within the State of Illinois, the applicant's managerial presence within the State, pursuant to Section 19-110(e)(1)(C) of the Act.

6. Pursuant to Part 551.30(a) of the Illinois Administrative Code, the Applicant shall publish notice of its application in the Official State Newspaper with 10 days following the filing of the application. The Applicant shall file proof of publication with the Clerk of the Commission.

HIKO has re-posted the legal notice. Proof of publication is attached as Attachment 3.

### Technical Licensing Requirements

1. Part 551.90(b) requires the applicant to show that it has individuals on staff with four years natural gas sales experience and two years experience working with the rules and practices established by the North American Energy Standards Board. The Applicant listed three individuals that it claimed met these requirements. While it does appear that these individuals have the necessary four years of natural gas sales experience, it is unclear from the information provided whether they have the necessary two years experience working with the rules and practices established by the North American Energy Standards Board.

Additional information is attached as Attachment 4.

2. Additionally, all three individuals that the Applicant is offering for this requirement are consultants on retainer according to Attachment 5. It is unclear from the Application how long these individuals will be retained as consultants, and whether the Applicant can continue to meet these requirements if and when the individuals leave.

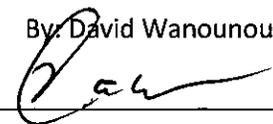
HIKO's consultants are on contract for a minimum of three years, as of 01/01/2012. HIKO's staff does not meet the requirement alone. However the three consultants that are on retainer are able to meet these requirements. HIKO certifies that each contractor will comply with all the rules and regulations that are applicable to the functions to be performed by the respective contractor.

*Contract is attached as Attachment 5.*

Respectfully  
Submitted,

HIKO Energy, LLC

By: David Wanounou



President

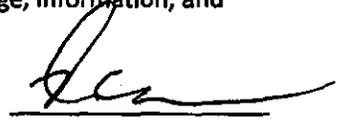
Dated: April 17, 2012

VERIFICATION

State of Illinois

County of Springfield

David Wanounou, being first duly sworn, deposes and says that he is the President of HIKO Energy, LLC ("HIKO"); that he has read the foregoing Response of HIKO, and all of the attachments accompanying and referred to within the Response; and that the statements contained in the response and the attachments are true, correct, and complete to the best of his knowledge, information, and belief.



David Wanounou

Subscribed and sworn to before me

This 17<sup>th</sup> day of April, 2012.



Notary Public

[Stamp of Notary]

RENEE LEVINE  
Notary Public, State of New York  
No. 01LE6127286  
Qualified in Rockland County  
Commission Expires 05/23/2013

CERTIFICATE OF SERVICE

I, David Wanounou, do hereby certify that the copies of the foregoing Response to Notice of Administrative Law Judge's Ruling were served upon the following parties on this 17<sup>th</sup> day of April, 2012:

Judge Yoder

Mark Maple

Administrative Law Judge

ALJ's Assistant

Illinois Commerce Commission

Illinois Commerce Commission

527 E. Capitol Avenue

527 E. Capitol Avenue

Springfield, IL 62701

Springfield, IL 62701

Chief Clerk

Phil Hardas

ALJ's Assistant

Illinois Commerce Commission

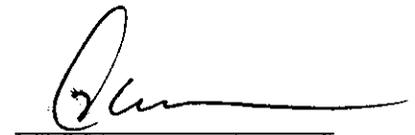
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David Wanounou

President