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STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Name of Applicant		**Interra ES LLC**	
Application for Licensure of Agents, Brokers, and Consultants under Section 16-115C of the Public Utilities Act.	:	Docket No.	12-0521

APPLICATION

Interra ES 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:

   Interra ES LLC
   640 North LaSalle, Suite 200
   Chicago, Illinois 60654

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): **NA**

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

   Jon Morgan, Principal
   640 North LaSalle, Suite 200
   Chicago, Illinois 60654
   312-361-3141

4. Description of Applicants business. [454.40(d)(1)]

Interra ES LLC is a Chicago based energy consulting company, with a primary focus on electricity for non-residential, small to medium size businesses, and commercial customers.

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)]

Interra ES LLC certifies that is will comply with all the requirements and rules set forth in Section 16-115C of the Act. All documents and information are attached to this application (managerial ,technical and financial requirements).

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)]

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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.

Applicant is not licensed as an agent, broker or consultant with respect to retail electric supply in any other jurisdiction. (Illinois does not have a license requirement for an ABC acting exclusively on behalf of a single retail electric supplier).

Applicant has not had any complaints filed against it with a public utility commission 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; [454.40(c)(2)]

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

   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)]

   d) shall 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)]

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

MANAGERIAL LICENSING QUALIFICATIONS [Section 454.60]

9. **As shown in Attachment A, Applicant possesses sufficient managerial capabilities to provide ABC services. Attachment A includes the Applicant's organizational chart and occupational background information of its key personnel being used to meet the requirements of Part 454.60.**

TECHNICAL LICENSING QUALIFICATIONS [Section 454.70]

10. **As shown in Attachment B, Applicant possesses sufficient technical capabilities to provide ABC services. Attachment B includes the occupational background information of the person or persons who are being used to meet the requirements of Part 454.70.**

FINANCIAL LICENSING REQUIREMENTS [SECTION 454.80]

11. **Attached to this Application as Attachment C is bond in the amount of $5,000 in the name of the People of the State of Illinois issued By Western Surety Company, a qualifying surety or insurance company authorized to transact business in the State of Illinois.**

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;

   b) Prior to the customer signing a contract, disclose that they are 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;

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

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;

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;

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

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

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

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].

REPORTING REQUIREMENTS [SECTION 454.110]

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

Interra ES LLC

By: _____
Jon Morgan, Principal

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61 North Clark Street, Suite 4700
Chicago, IL 60601
Main Phone (312)523-2182
Fax (312)261-9949
af@frm-law.com

VERIFICATION

STATE OF __Illinois____)
COUNTY OF COOK)

Jon Morgan, being first duly sworn, deposes and says that she/he is a Principal of Interra ES LLC; that he has read the foregoing Application of Interra ES 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.

Jon Morgan, Principal

Subscribed and sworn to before me
this 10 day of Sept., 2012.

Notary Public

[Stamp of Notary]

OFFICIAL SEAL
VANESSA BEECHER
NOTARY PUBLIC - STATE OF ILLINOIS
MY COMMISSION EXPIRES:04/21/14