

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

MP2 Energy IL, LLC.

Application for Certificate of
Service Authority under Section
16-115 of the Public Utilities Act.

Docket No. 13-0200

APPLICATION

MP2 Energy IL, LLC. ("Applicant"), 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 to be certified under Subpart D, Applicant states as follows:

ILLINOIS COMMERCE COMMISSION
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GENERAL [451.20, 451.30, 451.210, and 451.310]

1. Applicant's name and street address: MP2 Energy IL, LLC.

21 Waterway Ave. Suite 500 The Woodlands, TX 77380

2. Related Information:

- Type of business entity:
LLC
- Jurisdiction in which and under whose laws business entity was created:
State of Texas
- Other names under which Applicant does business (D/B/A):
N/A
- Federal Employer Identification Number:
38-3889117
- Registered Agent in Illinois:
CT Corporation System
208 LaSalle St. Suite 814
Chicago, IL 60604

3. Contact Persons for the following:

a) issues related to processing this application,

Robert L. Douglas - Vice President
21 Waterway Ave. Suite 500
The Woodlands, TX 77380
ph. 832.510.1042
fax. 832.510.1128

- b) issues related to retail customers, including complaint resolution, and

Roy (Trey) E. Price, III. – Vice President
21 Waterway Ave. Suite 500
The Woodlands, TX 77380
ph. 832.239.5184
fax. 832.510.1128
trey.price@mp2energy.com

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

Provide each contact person's name, title, mailing address, telephone number, facsimile number, and e-mail address.

Robert L. Douglas - Vice President
21 Waterway Ave. Suite 500
The Woodlands, TX 77380
ph. 832.510.1042
fax. 832.510.1128

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 Confidential 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. Applicant's employees that will be installing, operating, and maintaining generation, transmission, or distribution facilities within the State of Illinois, as well as any entity with which the Applicant has contracted to perform those functions, have the requisite knowledge, skills, and competence to perform those functions in a safe and responsible manner in order to provide safe and reliable service in accordance with the criteria stated in Section 16-128(a) of the Act [220 ILCS 5/16-128(a)], as demonstrated in Attachment Confidential Attachment 2. [451.20(d)(2)]
8. Description of Applicant's business. Applicant is not affiliated with an Illinois utility.

See Confidential Attachment 3

9. Geographic area in which Applicant seeks to be authorized to offer service (if less than entire State, provide detailed description) and the types of services it intends to offer. [451.30(c)]

MP2 Energy IL, LLC. seeks to be authorized in the ComEd service territory, which borders Iroquois County to the south (roughly interstate 80), the Wisconsin border to the north, the Iowa border to the west and the Indiana border to the east.

10. Identification of the Part 451 subpart (Subpart B, C, D, or E) under which the applicant is filing. Description of the characteristics of customer group(s) Applicant proposes to serve. [451.30(c)(2)]

MP2 Energy IL, LLC. is filing under Subpart D, and plans to offer Retail Electric Service to Residential, Commercial and Industrial customers.

11. Applicant notified the designated in-state agent for each affected utility that Applicant intends to serve customers in that utility's service area, as demonstrated in Confidential Attachment 4. [451.30(c)(3)]

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)]

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 shall certify it will procure renewable energy resources as required by Section 16-115D and subsection (d) of Section 16-115 of the Act, or shall certify that Section 16-115D and subsection (d) of Section 16-115 of the Act do not apply to it pursuant to subsection (h) of Section 16-115D of the Act. [451.20(f)].

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)]
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. State whether Applicant currently has authority from the Commission to be an ARES, and if so, the Docket Number under which such authority was granted.

MP2 Energy IL, LLC. does not 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 Confidential 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.

See Confidential Attachment 6

FINANCIAL QUALIFICATIONS [Clearly state 451.110, 451.220, or 451.320—Not applicable to Subpart E Applicants]

22. Applicant meets one of the six financial criteria set forth in Part 451.110(a)(1-6), 451.220(a)(1-6), or 451.320(a)(1-6), as demonstrated in Confidential Attachment 7.
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 meets the requirements of [list applicable code part: Part 451.120, Part 451.230, Part 451.330, or Part 451.420] as demonstrated in Confidential Attachment 8.

The following individuals on Applicant's staff have experience buying and selling power and energy in wholesale markets: Jeffrey Starcher, Matthew Adams, Roy E. Price III, Robert Douglas, Jason Gwynne. All resumes can be found in Confidential Attachment 8.

The following individuals on Applicant's staff have experience working for an entity that is either a member of PJM, a market participant in the Midwest ISO, or has a system operator certificate from NERC, or has earned Certified Energy Procurement Professional status by the Association of Energy Engineers (or equivalent certification): Russell K. Schwertner maintains the system operator certificate from NERC. Proof of the certificate can be found in Confidential Attachment 8.

- Applicant agrees to maintain the following telephone number, fax number, and address where Applicant's staff can be directly reached at all times. Applicant understands that maintenance of an answering service or machine, pager, or similar message-taking procedure does not satisfy this requirement. [451.230(c), 451.330(c), 451.420(b)]

MP2 personnel can be reached at 832.510.1030 or Toll-Free at 877.238.5343, 832.510.1128 (fax), and at the following physical address:

MP2 Energy, LLC
21 Waterway Ave., Suite 500
The Woodlands, TX 77380

MANAGERIAL QUALIFICATIONS

25. Applicant meets the managerial qualifications set forth in [Part 451.130] [451.240] [451.340] (not applicable to Subpart E Applicants), as demonstrated in Confidential Attachment 8. Confidential Attachment 8 includes an exhibit containing a corporate organizational chart and identifying the persons or agents who are being used to meet each of the requirements of Part 451.340.

The following individuals in management positions on Applicant's staff have four years experience with enterprise financial and administration responsibilities including profit and loss responsibilities: Jeffrey Starcher, Joshua Weiser, Matthew Adams, and Matthew Adams. All resumes can be found in Confidential Attachment 8.

The following three individuals in management positions on Applicant's staff have four years experience buying and selling power and energy in wholesale markets: Jeffrey Starcher, Matthew Adams, Roy E. Price III, Robert Douglas, Jason Gwynne. All resumes can be found in Confidential Attachment 8.

The following three individuals in management positions on Applicant's staff have four years electric system operational experience: Russell Schwertner, Roy E. Price III, and Robert Douglas. All resumes can be found in Confidential Attachment 8.

26. Applicant is not relying on one or more agents or contractors to meet the technical and managerial requirements of Part 451.120 and 451.130, 451.230 and 451.240, 451. 330 and 451.340, or 451.420.

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]

28. Applicant has not been denied an electric supplier license in any state in the United States.
29. Applicant has not had an electric supplier license suspended or revoked by any state in the United States.
30. Applicant does not have other electric supplier license applications pending in the United States. It is noteworthy to mention, that under the MP2 Energy, LLC. parent umbrella, MP2 Energy NJ, LLC. has submitted an application to be licensed as an electric supplier. [451.310(c)(3)]
31. Applicant is not the subject of any lawsuits that were filed in a court of law or formal complaints that were filed with a regulatory agency alleging fraud, deception or unfair marketing practices, or other similar allegations.

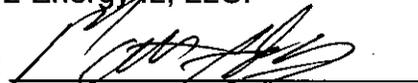
32. Applicant certifies that its marketing materials which make statements concerning prices, terms and conditions of service contain information that adequately discloses the prices, terms and conditions of the products or services that the Applicant is offering or selling to the customer. [451.310(d)(1)]
33. Applicant certifies that before any customer is switched from another supplier, Applicant will give the customer written information that adequately discloses, in plain language, the prices, terms and conditions of the products and services being offered and sold to the customer. [451.310(d)(2)]
34. Applicant certifies it will provide documentation to the Commission and to customers that substantiates any claims made by the Applicant regarding the technologies and fuel types used to generate the electricity offered or sold to customers. [451.310(d)(3)]
35. Applicant certifies it will provide to the customer itemized billing statements that describe the products and services provided to the customer and their prices, and provide an additional statement, at least annually, that adequately discloses the average monthly prices, and the terms and conditions, of the products and services sold to the customer. [451.310(d)(4)]
36. Applicant certifies it will include materials comprising the consumer education program (pursuant to Section 16-117 of the Act [220 ILCS 5/16-117]) with all initial mailings to potential residential and small commercial retail customers and before executing any agreements or contracts with such customers, and that Applicant will provide these materials at no charge to residential and small commercial retail customers upon request. [451.310(e) and 451.310(f)]
37. Applicant certifies it will provide to residential and small commercial retail customers on a semiannual basis information on how to obtain a list of alternative retail electric suppliers that have been found in the last 3 years by the Commission (pursuant to Section 10-108 of the Act [220 ILCS 5/10-108]) to have failed to provide service in accordance with the terms of their contracts (pursuant to Section 16-117(g)(4)(C) of the Act). [451.310(g)]
38. Applicant certifies it will maintain sufficient managerial resources and abilities to provide the service for which it has a certificate of authority. [451.340(d)]

Form for ARES Applicants

WHEREFORE, Applicant requests that the Commission grant its application for service authority to serve retail customers under Subpart D, and plans to offer Retail Electric Service to Residential, Commercial and Industrial customers.

Respectfully submitted,

MP2 Energy IL, LLC.

By: 

Matthew K. Adams
President

Amanda L. Mussalli
Law Office of Matthew J. Mussalli, P.C.
2441 High Timbers Drive, Suite 220
The Woodlands, TX 77380
Tel: 281.651.5577

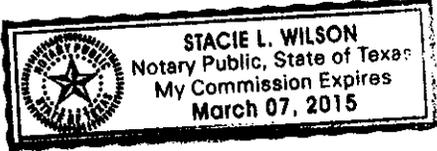
VERIFICATION

STATE OF Texas)) ss:
COUNTY OF Montgomery)

Matthew K. Adams, being first duly sworn, deposes and says that she/he is the President of MP2 Energy IL, LLC.; that he/she has read the foregoing Application of MP2 Energy IL, 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.

[Handwritten Signature]
Matthew K. Adams

Subscribed and sworn to before me this 10 day of March, [year]. 2013.



[Handwritten Signature]
Notary Public

[Stamp of Notary]