

ORIGINAL
ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS

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COMMISSION

ILLINOIS COMMERCE COMMISSION 2013 DEC -5 1 A 11: 12

Verde Energy USA Illinois, LLC

Application for Certificate of
Service Authority under Section
19-110 of the Public Utilities Act

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CHIEF CLERK'S OFFICE
Docket No. 13-0665

APPLICATION

Verde Energy USA Illinois, LLC ("Verde IL" or "Applicant"), hereby requests that the Illinois Commerce Commission ("Commission") grant it a certificate of service authority pursuant to Section 19-110 of the Public Utilities Act ("Act"). In support of its application, Applicant states as follows:

General

1. Applicant's name and street address:

**Verde Energy USA Illinois, LLC
101 Merritt 7, Second 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: **N/A**

Federal Employer Identification Number: **45-1003637**

Registered agent in Illinois:

**Illinois Corporation Service Company
801 Adlai Stevenson Drive
Springfield, Sangamon County, IL 62703**

3. Does Applicant currently have other authority from the Commission to be an AGS? If yes, provide the Commission docket number under which current authority was granted and state whether Applicant requests that such current authority be consolidated with any authority granted pursuant to this application, under the docket number of this application.

Verde Energy USA Illinois, LLC does not have other authority from the Commission to be an AGS.

4. Contact persons for the following:

- a) Issues related to processing this application;

Natallia Kralia
Manager, Compliance & Natural Gas Coordination
101 Merritt 7, Second Floor
Norwalk, CT 06851
Telephone: 203-663-5721
Fax: 203-956-0521
Email: nkralia@verdeenergyusa.com

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

Anthony Menchaca
Chief Marketing Officer
101 Merritt 7, Second Floor
Norwalk, CT 06851
Telephone: 203-663-5702
Fax: 203-516-2193
Email: tmenchaca@verdeenergyusa.com

- c) Technical issues, including scheduling of natural gas deliveries.

Richard Reilly
EVP, Finance
101 Merritt 7, Second Floor
Norwalk, CT 06851
Telephone: 203-663-5706
Fax: 203-956-0521
Email: rreilly@verdeenergyusa.com

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

5. Verde IL certifies that it will:

- a) 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 interstate natural gas system; [83 Ill. Adm. Code 551.20(a)]
 - b) Provide service to residential or small commercial customers that are eligible to take service from an AGS; [551.20(b)]
 - c) Comply with informational and reporting requirements that the Commission may by rule establish; [551.20(c)] and
 - d) Comply with all other applicable laws and regulations and Commission rules and orders. [551.20(d)]
6. Verde IL agrees to submit good faith schedules of natural gas deliveries in accordance with applicable tariffs. [551.20(a)]
 7. Demonstration that Applicant is licensed to do business in the State of Illinois. [551.20(e)]

Please see Attachment 1

8. Description of Applicant's business. [551.30(c)(1)]

Verde IL is a limited liability company organized in the state of Delaware. Verde IL is a licensed alternative retail electricity supplier (ARES) in Illinois currently serving residential and commercial customers. Verde IL is an affiliate of Verde Energy USA, Inc. ("Verde USA") a corporation with which it has entered into an Administrative Services Agreement (the "Services Agreement"). Verde USA either provides direct retail services to or supports its affiliates' provision of competitive retail electricity and natural gas services to customers in eight states: Connecticut, Illinois, New Jersey, Massachusetts, Maryland, New York, Ohio and Pennsylvania behind thirty five (35) electric and natural gas distribution companies. Verde USA and its affiliates are headquartered in Norwalk, Connecticut and have provided retail electricity and natural gas to both residential and non-residential customers since 2009.

Verde IL and Verde USA are part of a group of companies wholly owned by Verde Energy USA Holdings, LLC ("Verde Holdings"). Verde USA provides administrative services including energy and natural gas procurement and customer service support to other Verde Holdings companies operating as electric and natural gas service providers in other jurisdictions.

9. Identify the utility service territory (Note: Applicable territories for both residential and small commercial customers are Nicor, Peoples Gas, and North Shore Gas --- Ameren is currently limited to small commercial

customers) in which Applicant seeks to be authorized to offer service and the types of services it intends to offer. [551.30(c)]

Verde IL is requesting an alternative natural gas supplier license to serve all customer classes in the State of Illinois, in the following natural gas service areas: Ameren, Nicor Gas Company, Peoples Gas, and North Shore Gas Company.

10. Description of the characteristics of the residential or small commercial customer group(s) Applicant proposes to serve. [551.30(c)(2)]

Verde IL intends to serve all residential and small commercial customers that are eligible to receive gas supply from an authorized AGS in the counties, townships, cities and municipalities in Illinois in Ameren (small commercial only), Nicor Gas Company, Peoples Gas, and North Shore Gas Company.

11. Proof of notification to each utility of Applicant's intent to serve in the utility's service area is provided in **Attachment 2**. [551.30(c)(3)]
12. Verde IL certifies compliance with all applicable terms and conditions required by Section 19-115 of the Act. [551.30(d)(2)]
13. Verde IL 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. [551.40(a)]
14. Verde IL agrees to adopt and follow rules and procedures to preserve the confidentiality of its customer's data. [551.40(b)]
15. If Applicant seeks to serve customers within a geographic area that is smaller than a gas utility's service area, then Applicant must demonstrate that the designation of this smaller area does not violate any part of Section 19-115 of the Act. [551.70(a)]

Verde IL does not seek to serve customers within a geographic area that is smaller than a gas utility's service area.

16. Verde IL certifies that all marketing materials that make statements concerning prices, terms and conditions of service contain information that adequately disclose the prices, terms and conditions of the products or services that the Applicant is offering or selling to the customers. [551.70(b)(1)]

17. Verde IL certifies that, prior to switching any customer from another supplier, the Applicant will provide 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. [551.70(b)(2)]
18. (Applies to Residential Suppliers Only) Verde IL certifies that it will provide to the residential customer accurate, timely, and itemized billing statements that describe the products and services provided to the customer and their prices and that specify the gas consumption amount and any service charges and taxes; and 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 residential customer. [551.70(b)(3)]
19. Verde IL certifies that it will provide refunds of any deposits with interest within 30 days after the date that the residential or small commercial customer changes gas suppliers or discontinues service if the customer has satisfied all of its outstanding financial obligations to the Applicant at an interest rate set by the Commission which shall be the same as that required of gas utilities. [551.70(b)(4)]
20. Verde IL certifies that it will provide timely refunds of any undisputed overpayments upon oral or written request of the residential or small commercial customer. [551.70(b)(5)]
21. File procedures with the Commission that address the manner in which the Applicant will resolve disputed bills with its customers. These procedures should comply with the requirements of 551.70(b)(6).

Please see Attachment 3.

22. Verde IL certifies that it will inform its customers how to contact the Commission to obtain consumer education materials provided pursuant to Section 19-125 of the Act. [551.70(b)(7)]
23. Applicant states whether it has been denied a natural gas supplier license in any state in the United States. [19-110(d)]

Neither Verde IL nor its affiliates have been denied a natural gas supplier license in any state in the United States.

24. Applicant states whether it has had a natural gas supplier license suspended or revoked by any state in the United States. [19-110(d)]

Neither Verde IL nor its affiliates have had a natural gas supplier license suspended or revoked by any state in the United States.

25. Applicant states where, if any, it has other natural gas supplier license applications are pending in the United States. [19-110(d)]

Verde IL does not have any other natural gas supplier license applications pending in the United States. However, Verde IL's affiliate-Verde Energy USA Ohio, LLC- has natural gas supplier license applications pending in Ohio.

26. Applicant states 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. [19-110(d)]

Verde IL 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.

27. Verde IL 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. [19-110(e)(1)(C)]

Financial Qualifications

28. Applicant's required license or permit bond is provided in **Attachment 4**. [551.50(a)]
29. Required materials or certifications supporting Applicant's financial qualifications pursuant to Subsection 551.80 (specify which subsection of 551.80 Applicant is meeting) are provided in **Attachment 5**. [551.80]

Note: Attachment 5 filed separately as CONFIDENTIAL INFORMATION

Technical Qualifications

30. Applicant will not use natural gas transmission or distribution facilities that it owns, controls or operates in serving customers. Required materials supporting Applicant's technical qualifications are provided in **Attachment 6**. [551.90]

Note: Attachment 6 filed separately as CONFIDENTIAL INFORMATION

Managerial Qualifications

31. Required materials supporting Applicant's managerial qualifications are provided in **Attachment 7**. [551.100]

WHEREFORE, Applicant requests that the Commission grant its application for service authority to serve all customer classes natural gas customers in Ameren, Nicor Gas Company, Peoples Gas, and North Shore Gas Company service territories.

Respectfully submitted,

Verde Energy USA Illinois, LLC

By: 
Thomas FitzGerald

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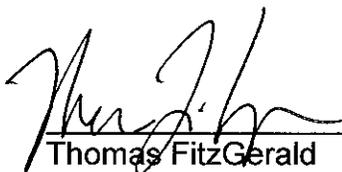
VERIFICATION

STATE OF Connecticut)

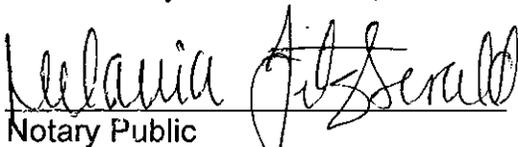
) ss: Norwalk

COUNTY OF Fairfield)

Thomas Fitzgerald, being first duly sworn, deposes and says that he is the President & CEO 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 27th day of November, 2013


Notary Public

MELANIA FITZGERALD
NOTARY PUBLIC OF CONNECTICUT
My Commission Expires 8/31/2016