

MAY 23 2014

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

ILLINOIS COMMERCE COMMISSION
Docket No. CHIEF CLERK'S OFFICE

14-0393

APPLICATION

Network Service Corp ("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.

Network Services Corp.
560 N. Coast Hwy 101, STE 4B
Encinitas, CA 92024

2. Related Information:

- Type of business entity: **corporation**
- Jurisdiction in which and under whose laws business entity was created: State of CA
- Other names under which Applicant does business (D/B/A): Network Services Corp. IL (See Attachment **Exhibit A**).

3. Contact Persons for the following:

a) issues related to processing this application [454.130]

Ken MacDonald
President
560 N. Coast Hwy 101, STE 4B
Encinitas, CA 92024
760-274-2010
ken@networkservicecorp.com

- b) issues related to complaint resolution [454.130]

Ken MacDonald
President
560 N. Coast Hwy 101, STE 4B
Encinitas, CA 92024
760-274-2010
ken@networkservicecorp.com

4. Description of Applicant's business. [454.40(c)(1)]

Network Service Corp is a national telecommunication contractor providing communication services to customers across the US. Network Service Corp intends to utilize our sales team to call on existing clients and offer energy consulting and retail electric procurement services.

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)]

Network Service Corp will market retail electric service to existing customers and fully intends to disclose our roll of a broker and act in an ethical manner as stated in Section 16-115C of the Act.

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)]

Network Services Corp.
560 N. Coast Hwy 101, STE 4B
Encinitas, CA 9202
Phone: 760-274-2010
Fax : 760-274-2008
Email: Ken@networkservicescorp.com

7. A statement to disclose whether the Applicant operates as an agent, broker, or consultant in any other jurisdictions in a manner similar to that contemplated under Section 16-115C of the Act. Additionally, regardless of whether Applicant operates as an agent, broker, or consultant in Illinois or any other jurisdiction, 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 any such complaints exist, the Applicant is directed to include in its response the nature of the complaint, the jurisdiction, and the ultimate resolution.

Network Service Corp is acting as an agent, broker, and consultant in the states of Texas and California. Network Service Corp has executed broker agreements with Direct Energy Business and Nordic Energy, GDF Suez Energy, Liberty Energy and Hudson Energy. In addition to this application with the State of Illinois, Network Service Corp is completing applications for the state of Pennsylvania, Ohio and New Jersey.

There are no complaints in any jurisdiction against Network Service Corp in relation to any service in the electric or gas industry.

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)]

Network Services Corp. 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)]

Network Service Corp will market our services to existing customers and fully intends to disclose our role as a broker and act in an ethical manner as stated in 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)]

Network Service Corp will utilize our in house sales team to market our services to existing customers and fully intends to disclose our role as a broker and act in an ethical manner as stated in Section 16-115C of the Act.

- d) shall remain in compliance with the provisions of the Act and Part 454; [454.50]

Network Service Corp will remain compliant with Act and Park 454.

- 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)]

Network Service Corp will retain records for a term of three years from the created date.

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

Network Service Corp will maintain confidential information for all our customers.

MANAGERIAL LICENSING QUALIFICATIONS [Section 454.60]

9. Applicant meets the managerial qualifications set forth in Part 454.60, as demonstrated in Attachment **Appendence B**. Attachment **Appendence 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 **Appendence B** 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). TECHNICAL LICENSING QUALIFICATIONS [Section 454.70]
10. Applicant meets the technical qualifications set forth in Part 454.70, as demonstrated in Attachment **Appendence B**. Attachment **Appendence 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). Same resume requested in Section 9 to support this section.

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. *See attachment Appendence 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;
- Network Service Corp is a national telecommunication contractor providing communication services to customers across the US. Network Service Corp intends to utilize our sales team to call on existing clients and offer energy consulting and retail electric procurement services.

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

Network Service Corp will utilize our in house sales team to market our services to existing customers and fully intends to disclose our role as a broker and act in an ethical manner as stated in Section 16-115C of the Act.

- 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;

Network Service Corp will be marketing our services to existing customers and relationships. We will fully disclose our calculations including usage estimations from an electric supplier.

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

Network Service Corp will make all disclosures prior to contract execution.

- 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;

Network Service Corp will disclose our broker relationship to our customers prior to contract execution.

- 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;

Network Service Corp will disclose our broker relationship to our customers prior to contract execution.

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

Network Service Corp will be marketing our services to existing customers and relationships. We will follow a truthful and accurate approach in all sales activities.

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

Network Service Corp will maintain copies of marketing materials for a period of three years.

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

Network Service Corp will maintain copies of disclosure statements for a period of 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

Network Service Corp will be marketing our services to existing customers and relationships. We will fully disclose our calculations including valid pricing without favoring a particular supplier.

- 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].

Network Service Corp 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]

Network Service Corp will comply with annual reporting requirements.

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,

A handwritten signature in black ink, appearing to read 'K MacDonald', is written over a horizontal line.

Ken MacDonald

By: President

William R. Fuhrman
William R. Fuhrman Law Offices
539 Encinitas Blvd, Ste 111 Encinitas, CA 92024
(760) 453-0698
Bill@sdiegolaw.com

VERIFICATION

STATE OF California

COUNTY OF San Diego

Frederic Michael Davis, being first duly sworn, deposes and says that he is a Witness for Network Services Corp. that he has read the foregoing Application of Network Services Corp. 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.

Frederic Michael Davis

Frederic M. Davis 5-9-14

To be completed by a Notary Public

Subscribed and sworn to before me

this 9th day of May, 2014

Shawn M. Russell

Shawn M. Russell /Notary Public

See attached

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

State of California

County of San Diego }

On May 9, 2014 before me, Shawn M. Russell, Notary Public

Here Insert Name and Title of the Officer

personally appeared Frederic Michael Davis

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: Shawn M. Russell

Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____ Signer's Name: _____

Corporate Officer — Title(s): _____ Corporate Officer — Title(s): _____

Individual Individual

Partner — Limited General Partner — Limited General

Attorney in Fact Attorney in Fact

Trustee Trustee

Guardian or Conservator Guardian or Conservator

Other: _____ Other: _____

Signer Is Representing: _____ Signer Is Representing: _____