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LifeEnergy, LLC

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

Docket No. 16-0369

APPLICATION

LifeEnergy, 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"). **LifeEnergy, LLC** is filing under subpart D of Part 451. In support of its application, Applicant states as follows:

REQUIREMENTS FOR ALL APPLICANTS [451.20]

1. 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.

LifeEnergy, LLC currently does not have authority from the Commission to be an ARES.

2. 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, or any of its affiliates, 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.

LifeEnergy, LLC is currently licensed as a retail electric supplier in Pennsylvania. A copy of the retail electric license is in Attachment C. LifeEnergy, LLC has an application pending in Ohio. Neither LifeEnergy, LLC nor any of its affiliates 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.

3. **LifeEnergy, LLC** certifies that it 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)]

4. **LifeEnergy, LLC** agrees to submit good faith schedules of transmission and energy in accordance with applicable tariffs. [451.20(a)]
5. **LifeEnergy, LLC** certifies that it will comply with informational and reporting requirements that the Commission may by rule establish; [451.20(b)]
6. **LifeEnergy, LLC** 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)]
7. Applicant's name and street address: [451.20(c)(1)]

LifeEnergy, LLC

2000 W. Loop South, Suite 2010

Houston, TX 77027

- a) Federal Employer Identification Number: [451.20(c)(2)] Note: **DO NOT** provide a Social Security Number in place of a FEIN.

810820012

- b) Type of business entity: [corporation, LLP, LLC, etc.]

LLC

- c) Jurisdiction in which and under whose laws business entity was created:

Delaware

- d) Other names under which Applicant does business (D/B/A):

LifeEnergy

- e) Registered Agent in Illinois:

Illinois Corporation Service Company

801 Adlai Stevenson Drive, Springfield, IL 62703

8. The Applicant shall demonstrate that:

- a) Applicant is licensed to do business in the State of Illinois, as demonstrated in **Attachment A**. [451.20(d)(1)]

- b) 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. **NOT APPLICABLE**

9. Applicant shall certify compliance with all other applicable laws and regulations and Commission rules and orders; [451.20(e)]
LifeEnergy, LLC certifies compliance with all other applicable laws and regulations and Commission rules and orders.

10. 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)].
LifeEnergy, LLC certifies that it will procure renewable energy resources as required by Section 16-115D and subsection (d) of Section 16-115 of the Act. [451.20(f)].

11. **LifeEnergy, LLC** does not intend to source electricity from coal facilities. In such event, **LifeEnergy, LLC** will source electricity from clean coal facilities, as required by Section 16-115(d)(5) of the Act. [451.20(g)].

REQUIRED FILINGS AND PROCEDURES [451.30]

12. 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)]

13. Applications for certification shall be verified as required by Section 200.130 of the Commission's "Rules of Practice" (83 Ill. Adm. Code 200.130). **See the authorized signature and affidavit included as part of this Application.**

14. 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)] **LifeEnergy, LLC seeks to be authorized to offer service in the PJM Regional Transmission Organization ("RTO") service territory in the State of Illinois, specifically the ComEd utility service territory.**
 - a) Description of Applicant's business. Applicant is not affiliated with an Illinois utility.

LifeEnergy, LLC is not affiliated with an Illinois utility. LifeEnergy, LLC intends to market alternative retail electric service to all retail customers in the PJM service territory in the State of Illinois. LifeEnergy will offer customers a variety of products to better serve their electric and energy related needs.

b) Description of the characteristics of customer group(s) Applicant proposes to serve. [451.30(c)(2)]

LifeEnergy, LLC intends to serve Residential, Commercial & Industrial customers.

c) Proof that applicant notified the designated in-state agent for each affected utility that **LifeEnergy, LLC** intends to serve customers in that utility's service area, as demonstrated in **Attachment B**. [451.30(c)(3)]

15. **LifeEnergy, LLC** certifies compliance 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)]

16. Application shall include Contact Persons for the following:

a) Issues related to processing this application,

Phillip Golden, Consultant

Address: 2000 W. Loop South, Suite 2010

Houston, TX 77027

P: 281-656-5424

F: 281-947-3073

ptgolden@lifeenergy.com

Name: Kara Haney, Manager of Regulatory Affairs

Address: 2000 W. Loop South, Suite 2010

Houston, TX 77027

P: 281-656-5436

F: 281-947-3073

khaney@lifeenergy.com

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

Name: Neil McKellar, VP Operations

Address: 2000 W. Loop South, Suite 2010

Houston, TX 77027

P: 281-656-5400

F: 281-947-3073

NMckellar@lifeenergy.com

Name: Kara Haney, Manager of Regulatory Affairs

Address: 2000 W. Loop South, Suite 2010

Houston, TX 77027

P: 281-656-5436

F: 281-947-3073

khaney@lifeenergy.com

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

Name: Robert Stibolt, VP Strategy, Supply & Risk Management

Address: 2000 W. Loop South, Suite 2010

Houston, TX 77027

P: 281-656-5424

F: 281-947-3073

RStibolt@lifeenergy.com

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

17. **LifeEnergy, LLC** agrees to accept service by electronic means. [451.30(e)]

CUSTOMER RECORDS AND INFORMATION [451.40]

18. **LifeEnergy, LLC** 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)]

19. **LifeEnergy, LLC** agrees to adopt and follow rules and procedures to preserve the confidentiality of its customer's data. [451.40(b)]

LICENSE OR PERMIT BOND REQUIREMENTS [451.50]

20. 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.

A copy of the required Security Bond issued by a Qualified Surety is included in Attachment D.

FINANCIAL QUALIFICATIONS [451.320]

21. Applicant meets one of the six financial criteria set forth in Part 451.320(a)(1-6), as demonstrated in Attachment E. **LifeEnergy, LLC** certifies it is a member of PJM and purchases 100% of its physical electric energy from PJM for delivery to the service territories of the utilities for which the applicant is seeking a certificate as set forth in Part 451.320(a)(3).
22. Applicant will not provide electric power and energy with property, plant and equipment that it owns, controls, or operates.

TECHNICAL QUALIFICATIONS [451.330]

23. **LifeEnergy, LLC** will not use electric generation, transmission or distribution facilities that it owns, controls or operates in serving customers.

[Note: Even if applicant will not use electrical generation, transmission, or distribution facilities that it owns, controls or operates in serving customers, the applicant still must demonstrate it satisfies the other technical qualifications contained in Part 451.330.]

LifeEnergy, LLC meets the requirements of Part 451.330 as demonstrated in Attachment F.

[for Subparts B, C, D, or E] The following individuals on Applicant's staff have experience working with Applicant's facilities or an electric generation, transmission, or distribution facility that is substantially similar to the facility that Applicant owns: **Not applicable.**

[for Subparts B, C, or D] The following individuals on Applicant's staff have at least four years of experience buying and selling power and energy in wholesale markets and at least one year of scheduling experience working for an entity that is a member of PJM:

Robert Stibolt: Vice President, Strategy, Supply & Risk Management

Neil McKellar: Vice President, Operations

Joe Parappilly: Director, Strategy Supply & Risk Management

[for Subparts C or D] The following individuals on Applicant's staff have experience working in PJM:

Robert Stibolt: Vice President, Strategy, Supply & Risk Management

Neil McKellar: Vice President, Operations

Joe Parappilly: Director, Strategy Supply & Risk Management

[for Subparts C, D, or E] **LifeEnergy, LLC** 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. 451.330(c)

Telephone # 281-656-5400

Fax # 281-947-3073

Address 2000 W. Loop South, Suite 2010
Houston, TX 77027

MANAGERIAL QUALIFICATIONS

24. Applicant meets the managerial qualifications set forth in Part 451.340, as demonstrated in **Attachment G**, which 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(b).

[List each of the managerial qualifications from the applicable code part, and identify by name the individual(s) on Applicant's staff with relevant experience. The attachment should provide resume information for the named individuals that applicant believes satisfies the applicable managerial experience requirements, including the duration of that experience.]

[for Subpart C or D applicants] 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: [Names of individuals] [Note: Subpart C requires one individual and Subpart D requires three]

1. **Robert Stibolt: Vice President, Strategy, Supply & Risk Management**
2. **Neil McKellar: Vice President, Operations**
3. **Joe Parappilly: Director, Strategy Supply & Risk Management**

[for Subpart D applicants] The following three individuals in management positions on Applicant's staff have four years experience buying and selling power and energy in wholesale markets: [Names of individuals]

1. **Robert Stibolt: Vice President, Strategy, Supply & Risk Management**
2. **Neil McKellar: Vice President, Operations**
3. **Joe Parappilly: Director, Strategy Supply & Risk Management**

[for Subpart D applicants] The following three individuals in management positions on Applicant's staff have four years electric system operational experience: [Names of individuals]

1. **Robert Stibolt: Vice President, Strategy, Supply & Risk Management**
2. **Neil McKellar: Vice President, Operations**
3. **Joe Parappilly: Director, Strategy Supply & Risk Management**

25. Applicant is not relying on one or more agents or contractors to meet the technical and managerial requirements of Part 451.330 and 451.340.

FINANCIAL QUALIFICATIONS FOR SINGLE BILLING SERVICE [451.510]

26. Applicant does not intend to provide single billing services.

GENERAL PROVISIONS FOR APPLICANTS FILING UNDER SUBPART D [451.310]

27. **LifeEnergy, LLC** certifies compliance with all terms and conditions required by Section 16-115A(c) of the Act. [451.310(a)]
28. Applicant shall state any limitations that will be imposed on the number of customers or maximum load to be served and certify that it will not deny service to a customer or group of customers nor establish any differences as to prices, terms, conditions, services, products, facilities, or in any other respect, whereby such denial or differences are based on race, gender or income nor deny service to a customer or group of

customers based on locality nor establish any unreasonable differences as to prices, terms, conditions, services, products, or facilities as between localities. [451.310 b)]

None

29. **LifeEnergy, LLC** has not been denied an electric supplier license in any state in the United States. [451.310(c)(1)]
30. **LifeEnergy, LLC** has not had an electric supplier license suspended or revoked by any state in the United States. [451.310(c)(2)]
31. **LifeEnergy, LLC** has other electric supplier license applications pending in the United States: **Ohio**. [451.310(c)(3)]
32. **LifeEnergy, LLC** 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. [451.310(c)(4)]
33. **LifeEnergy, LLC** 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)]
34. **LifeEnergy, LLC** 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)]
35. **LifeEnergy, LLC** 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)]
36. **LifeEnergy, LLC** 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)]
37. **LifeEnergy, LLC** 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

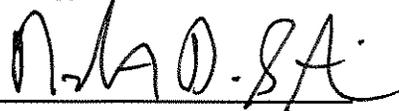
executing any agreements or contracts with such customers, and that Applicant will provide these materials at no charge to residential and small commercial retail customers upon request. [451.310(e) and 451.310(f)]

38. **LifeEnergy, LLC** 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)]
39. **LifeEnergy, LLC** certifies it will maintain sufficient managerial resources and abilities to provide the service for which it has a certificate of authority. [451.340(d)]

WHEREFORE, Applicant requests that the Commission grant its application for service authority to serve all retail customers in the PJM Regional Transmission Organization ("RTO") service territory in the State of Illinois, specifically the ComEd utility service territory

Respectfully submitted,

LifeEnergy, LLC

By: 

Bob Stibolt

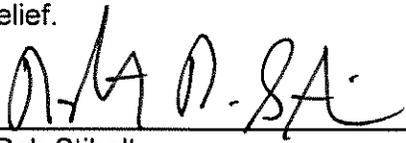
VP, Strategy, Supply & Risk Management

VERIFICATION

STATE OF TX)
COUNTY OF Harris)

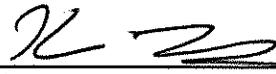
) ss:

Neil McKellar, being first duly sworn, deposes and says that he is the Vice President of Operations for LifeEnergy, LLC; that he has read the foregoing Application of LifeEnergy, 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.



Bob Stibolt

Subscribed and sworn to before me
this 5 day of July, [year]. 2016



Notary Public

[Stamp of Notary]

