

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

John Friedberg )  
 )  
 vs. )  
 )  
 Ambit Illinois, LLC )  
 )  
 Complaint as to over charge in Cook County, )  
 Illinois. )

Docket No. 15-0339

RECEIVED

OCT 31 2016

TO : Ms. Elizabeth Rolando  
Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, Illinois 62701

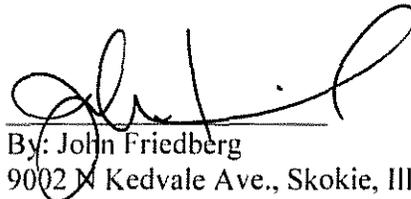
ILLINOIS COMMERCE COMMISSION  
CHIEF CLERK'S OFFICE

**NOTICE OF FILING VERIFICATION OF DECLARATION OF MARC KALMAN  
SEGEL**

PLEASE TAKE NOTICE THAT on this day of October 28, 2016, caused to be filled with Illinois Commerce Commission, VERIFICATION OF DECLARATION OF MARK KALMAN SEGEL, a copy of which is attached and served upon you.

Dated: October 28<sup>th</sup>, 2016

Respectfully submitted,

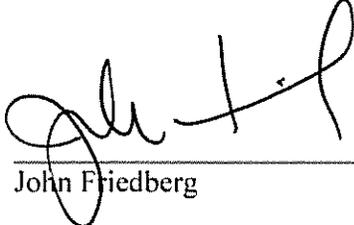


By: John Friedberg  
9002 N Kedvale Ave., Skokie, Illinois 60076  
(847) 679-4300 ext 100  
[John@fjdevelopment.com](mailto:John@fjdevelopment.com)

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above **Notice of Filing Declaration of Marc Kalman Segel**, together with copies of documents referred to therein, have been served upon all parties on the service list in the above listed docket by electronic mail on this 28<sup>th</sup> day of October, 2016.

<p>John T. Riley Administrative Law Judge Illinois Commerce Commission 160 N. LaSalle St., Ste. C-800 Chicago, IL 60601-3104 * <a href="mailto:jriley@icc.illinois.gov">jriley@icc.illinois.gov</a></p>	<p>Kimberly Geuder Compliance Reporting Specialist Ambit Illinois, LLC Technologies Management, Inc. PO Drawer 200 Winter Park, FL 32790-0200 * <a href="mailto:kgeuder@tininc.com">kgeuder@tininc.com</a></p>
<p>Ronit C. Barrett Atty. for Respondent Eimer Stahl LLP 224 S. Michigan Ave., Ste. 1100 Chicago, IL 60604 * <a href="mailto:rbarrett@eimerstahl.com">rbarrett@eimerstahl.com</a></p>	<p>Document Processor Ambit Illinois, LLC Capitol Corporate Services, Inc. 1315 W. Lawrence Ave. Springfield, IL 62704 * <a href="mailto:rcagent@capitalservices.com">rcagent@capitalservices.com</a></p>
<p>Judy Lane Eimer Stahl LLP 224 S. Michigan Ave., Ste. 1100 Chicago, IL 60604 * <a href="mailto:jlane@eimerstahl.com">jlane@eimerstahl.com</a></p>	<p>Leon Zelechowski Atty. for Complainant Leon Zelechowski, Ltd. 111 W. Washington St., Ste. 1051 Chicago, IL 60602 * <a href="mailto:lzelechowski@zelechowskilttd.com">lzelechowski@zelechowskilttd.com</a></p>

  
\_\_\_\_\_  
John Friedberg

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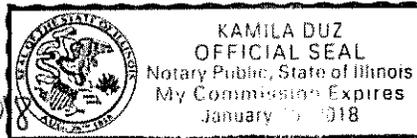
TO : Ms. Elizabeth Rolando  
Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, Illinois 62701

**VERIFICATION OF DECLARATION OF MARC KALMAN SEGEL**

PLEASE TAKE NOTICE THAT on this day of October 7, 2016, before me, the undersigned notary public, personally appeared Marc Kalman Segel, proved to me through personal knowledge to be the person whose name is signed on attached DECLARATION OF MARK KALMAN SEGEL document in my presence.

Kamila Duz  
Notary Public

My commission expires January 10, 2018



**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

JOHN FRIEDBERG,

Plaintiff,

v.

AMBIT ILLINOIS, LLC,

Defendant.

Docket No. 15-0359

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ILLINOIS COMMERCE COMMISSION  
CHIEF CLERK'S OFFICE

**DECLARATION OF MARC KALMAN SEGEL**

The undersigned Marc Kalman Segel ("Affiant"), under penalties of perjury as provided in 735 ILCS 5/1-109, deposes and states as follows:

1. Affiant has personal knowledge of only the matters as faxed on 02-01-2012 and if called upon to testify as to only these matters, he could testify competently as to the same.

2. In Winter and Spring of 2012, I was an independent contractor working with Ambit Energy and was soliciting Nicor Gas users to enroll in an energy cost-saving program being provided by Ambit. Ambit paid me based on the sales I generated.

3. One of those customers I solicited was John Friedberg. I reached out to him to see if he was interested in the Ambit program's Guaranteed Saving Plan-Natural Gas, with a price of \$0.4356, at a month-to-month variable rate.

4. Mr. Friedberg was interested, and on February 1, 2012, I sent him, by facsimile, Ambit Energy Account number #3105413 Customer Sign Up, which described the terms of the above program. A copy of that Customer Sign Up Information is attached hereto as Exhibit A ("Customer Sign Up").

5. I also provided to Mr. Friedberg a copy of the "Letter of Agency" document bearing the inscription of "Terms of Service (version 55ILF1109)". But I never provided to him any paper or a digital copy of the actual Agreement (Ambit Energy, L.P. Customer Select Program Gas Supply Terms of Service Agreement).

6. Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, I certify that the statements set forth in this instrument are true and correct to the best of my knowledge.

Marc Kalman Segel dated Oct. 07, 2016  
Marc Kalman Segel