

Graham & Penman

A Limited Liability Partnership Attorneys at Law

Nancy L. Houston
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June 17, 2011

VIA CERTIFIED FIRST CLASS MAIL
RETURN RECEIPT REQUESTED

Pennsylvania Public Utility Commission
Secretary
Keystone Building, 2nd Floor
Room N201
Harrisburg, PA 17120

RECEIVED

JUN 17 2011

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: The Energy Link, LLC
Application for Electric Broker/Marketer
To The Public Commonwealth of Pennsylvania

Dear Secretary of the Pennsylvania Public Utility Commission:

Enclosed, please find the following items for filing The Energy Link, LLC's Application for licensing electric generation as Broker/Marketer to public in the Commonwealth of Pennsylvania:

- 1) An **original**, executed verified Application for Licensing Electric Generation as Broker/Marketer to the public in the Commonwealth of Pennsylvania.
- 2) A **copy** of the executed verified App Application for Licensing Electric Generation as Broker/Marketer to public in the Commonwealth of Pennsylvania:
- 3) Please find **Confidential** and privileged financial information separately attached under seal, The Energy Link LLC's Exhibit "E," of the above-referenced Application, Paragraph 7 titled: **Financial Records, Statements and Ratings**. The Energy Link, LLC has provided copies of its Profit & Loss Statements along with a Balance Sheet.

LAW OFFICES
GRAHAM & PENMAN, LLP

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- 4) An accompanying Compact Disk for filing and storing The Energy Link, LLC's electronic version (***excluding privileged confidential information***) in Adobe PDF of the executed, verified Application for Licensing Electric Generation as Broker/Marketer to public in the Commonwealth of Pennsylvania:
- 5) The Energy Link, LLC's check in the amount of \$350 for electric generation broker/marketer licensing fee.

Thank you for your assistance in this matter. Please do not hesitate to contact me if you have any questions.

Sincerely,



Nancy L. Houston

Enclosures, (Check)

cc: *Mr. Darren Novich, (via e-mail)*
Jason W. Graham, Esq. (via e-mail)
Office of Consumer Advocate (via first class mail)
Office of the Attorney General (via first class mail)
Small Business Advocate (via first class mail)
Commonwealth of PA Dept. of Revenue (via first class mail)
Manager Energy Acquisition, PECO Energy Co. (via first class mail)
Regulatory Affairs, Duquesne Light Co. (via first class mail)

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of **The Energy Link, LLC**, for approval to offer, render, furnish, or supply electricity or electric generation services as a **broker/marketer** to the public in the Commonwealth of Pennsylvania (Pennsylvania).

To the Pennsylvania Public Utility Commission:

1. IDENTIFICATION AND CONTACT INFORMATION

- a. **IDENTITY OF THE APPLICANT:** Provide name (*including any fictitious name or d/b/a*), primary address, web address, and telephone number of Applicant:

The Energy Link LLC
2989 Piedmont Road NE, Suite 200
Atlanta, GA 30305
Web Address: www.theenergylink.com
Telephone: 770-675-3825

- b. **PENNSYLVANIA ADDRESS / REGISTERED AGENT:** If the Applicant maintains a primary address outside of Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's secondary office within Pennsylvania. If the Applicant does not maintain a physical location within Pennsylvania, provide the name, address, telephone number, and fax number of the Applicant's Registered Agent within Pennsylvania.

C T Corporation Systems
Dauphin County
116 Pine St 3rd Floor, Suite 320
Harrisburg PA 17101
Telephone: 717-234-6004
Fax: Not Applicable

- c. **REGULATORY CONTACT:** Provide the name, title, address, telephone number, fax number, and e-mail address of the person to whom questions about this Application should be addressed.

Darren Novich, President
Graham and Penman, LLP
2989 Piedmont Road NE Suite 200
Atlanta GA 30305
Telephone: 404-304-8688
Fax: 404-420-2957
E-mail: dnovich@theenergylink.com

- d. **ATTORNEY:** Provide the name, address, telephone number, fax number, and e-mail address of the Applicant's attorney. If the Applicant is not using an attorney, explicitly state so.

Jason W. Graham, Esq.
Graham & Penman, LLP
2989 Piedmont Road NE, Suite 200
Atlanta GA 30305
Telephone: 404-842-9380
Fax: 678-904-3110
E-mail: jason@grahamandpenman.com

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

- e. **CONTACTS FOR CONSUMER SERVICE AND COMPLAINTS:** Provide the name, title, address, telephone number, FAX number, and e-mail of the person and an alternate person responsible for addressing customer complaints. These persons will ordinarily be the initial point(s) of contact for resolving complaints filed with the Applicant, the Electric Distribution Company, the Pennsylvania Public Utility Commission, or other agencies. The main contact's information will be listed on the Commission website list of licensed EGSs.

Michael Liu, Operations Manager
The Energy Link, LLC
2989 Piedmont Road NE Suite 200
Atlanta GA 30305
Telephone: 770-675-3825
Fax: 404-420-2957
E-mail: mliu@theenergylink.com

Darren Novich, President
The Energy Link, LLC
2989 Piedmont Road NE Suite 200
Atlanta GA 30305
Telephone: 404-304-8688
Fax: 404-420-2957
E-mail: dnovich@theenergylink.com

2. BUSINESS ENTITY FILINGS AND REGISTRATION

- a. **FICTITIOUS NAME:** *(Select appropriate statement and provide supporting documentation as listed.)*

The Applicant will be using a fictitious name or doing business as ("d/b/a")

Provide a copy of the Applicant's filing with Pennsylvania's Department of State pursuant to 54 Pa. C.S. §311, Form PA-953.

OR

The Applicant will not be using a fictitious name.

- b. **BUSINESS ENTITY AND DEPARTMENT OF STATE FILINGS:**

(Select appropriate statement and provide supporting documentation. As well, understand that Domestic means being formed within Pennsylvania and foreign means being formed outside Pennsylvania.)

The Applicant is a sole proprietor.

- If the Applicant is located outside the Commonwealth, provide proof of compliance with 15 Pa. C.S. §4124 relating to Department of State filing requirements.

OR

The Applicant is a:

- domestic general partnership (*)
- domestic limited partnership (15 Pa. C.S. §8511)
- foreign general or limited partnership (15 Pa. C.S. §4124)
- domestic limited liability partnership (15 Pa. C.S. §8201)
- foreign limited liability general partnership (15 Pa. C.S. §8211)
- foreign limited liability limited partnership (15 Pa. C.S. §8211)

- Provide proof of compliance with appropriate Department of State filing requirements as indicated above.
- Give name, d/b/a, and address of partners. If any partner is not an individual, identify the business nature of the partner entity and identify its partners or officers.

- Provide the state in which the business is organized/formed and provide a copy of the Applicant's charter documentation.
- * If a corporate partner in the Applicant's domestic partnership is not domiciled in Pennsylvania, attach a copy of the Applicant's Department of State filing pursuant to 15 Pa. C.S. §4124.

OR

X The Applicant is a:

- domestic corporation (15 Pa. C.S. §1308)
- foreign corporation (15 Pa. C.S. §4124)
- domestic limited liability company (15 Pa. C.S. §8913)
- foreign limited liability company (15 Pa. C.S. §8981)**
- Other (Describe):

Provide proof of compliance with appropriate Department of State filing requirements as indicated above. **See Exhibit "A" attached hereto and incorporated.**

Provide the state in which the business is incorporated/organized/formed and provide a copy of the Applicant's charter documentation. **The Energy Link, LLC is organized in the State of Georgia. See Exhibit "B" attached hereto and incorporated herein.**

Give name and address of officers.

Darren Novich, President
The Energy Link, LLC
2989 Piedmont Road NE Suite 200
Atlanta GA 30305
Telephone: 404-304-8688
Fax: 404-420-2957
E-mail: dnovich@theenergylink.com

3. AFFILIATES AND PREDECESSORS

(both in state and out of state)

- a. AFFILIATES:** Give name and address of any affiliate(s) currently doing business and state whether the affiliate(s) are jurisdictional public utilities. If the Applicant does not have any affiliates doing business, explicitly state so. Also, state whether the applicant has any affiliates that are currently applying to do business in Pennsylvania.

The Energy Link, LLC does not have any affiliates doing business nor applying to do business in Pennsylvania.

- b. PREDECESSORS:** Identify the predecessor(s) of the Applicant and provide the name(s) under which the Applicant has operated within the preceding five (5) years, including address, web address, and telephone number, if applicable. If the Applicant does not have any predecessors that have done business, explicitly state so. **The Applicant does not have any predecessors.**

4. OPERATIONS

a. **APPLICANT'S PRESENT OPERATIONS:** *(select and complete the appropriate statement)*

- The Applicant is presently doing business in Pennsylvania as a
- municipal electric corporation
 - electric cooperative
 - local gas distribution company
 - provider of electric generation, transmission or distribution services
 - Other; Identify the nature of service being rendered.

OR

X The Applicant is not presently doing business in Pennsylvania.

b. **APPLICANT'S PROPOSED OPERATIONS:** The Applicant proposes to operate as a *(may check multiple)*:

- Generator of electricity
- Supplier of electricity
- Aggregator engaged in the business of supplying electricity
- X Broker/Marketer engaged in the business of supplying electricity services**
- Electric Cooperative and supplier of electric power
- Other (Describe):

Definitions

- Supplier – an entity that sells electricity to end-use customers utilizing the jurisdictional transmission and distribution facilities of an EDC.
- Aggregator - an entity that purchases electric energy and takes title to electric energy as an intermediary for sale to retail customers.
- Broker/Marketer - an entity that acts as an intermediary in the sale and purchase of electric energy but does not take title to electric energy.

c. **PROPOSED SERVICES:** Describe in detail the electric services or the electric generation services which the Applicant proposes to offer. **Applicant proposes to act as an intermediary on behalf of customers in the sale and purchase of electricity, but does not take title to electric energy.**

d. **PROPOSED SERVICE AREA:** Provide a list of each Electric Distribution Company for which the Applicant proposes to provide service. **The following list is the Electric Distribution Companies for which the Applicant proposes to provide service.**

**PECO Energy Company
Duquesne Light Company**

e. **CUSTOMERS:** Applicant proposes to provide services to:

- Residential Customers
- Small Commercial Customers - (25 kW and Under)
- Large Commercial Customers - (Over 25 kW)
- Industrial Customers
- Governmental Customers

- All of above**
 Other (Describe):

f. **PROPOSED MARKETING METHOD** (check all that apply)

- Internal – Applicant will use its own internal resources/employees for marketing**
 External EGS – Applicant will contract with a PUC **LICENSED EGS** broker/marketer
 Affiliate – Applicant will use a **NON-EGS** affiliate marketing company and or individuals.
 External Third-Party – Applicant will contract with a **NON-EGS** third party marketing company and or individuals
 Other (Describe):

g. **DOOR TO DOOR SALES:** Will the Applicant be implementing door to door sales activities?

- Yes
 No

If yes, will the Applicant be using a Third Party Verification procedure?

- Yes
 No

If yes, describe the Applicant's Third Party Verification procedures.

h. **START DATE:** Provide the approximate date the Applicant proposes to begin services within the Commonwealth. **Applicant proposes to begin services within the PA Commonwealth upon approval of application and license issued.**

5. COMPLIANCE

a. **CRIMINAL/CIVIL PROCEEDINGS:** State specifically whether the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, has been or is currently the defendant of a criminal or civil proceeding within the last five (5) years. **No criminal/civil proceedings have been taken against Applicant or person identified in this Application.**

Identify all such proceedings (active or closed), by name, subject and citation; whether before an administrative body or in a judicial forum. If the Applicant has no proceedings to list, explicitly state such. **Not applicable as stated above.**

b. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any such proceedings listed above. **Not applicable because Applicant has no criminal/civil proceedings against any person identified in this Application.**

c. **CUSTOMER/REGULATORY/PROSECUTORY ACTIONS:** Identify all formal or escalated actions or complaints filed with or by a customer, regulatory agency, or prosecutory agency against the Applicant, an affiliate, a predecessor of either, or a person identified in this Application, for the prior five (5) years, including but not limited to customers, Utility Commissions, and Consumer Protection Agencies such as the Offices of Attorney General. If the Applicant has no actions or complaints to list, explicitly state such. **Not applicable because Applicant has no criminal/civil proceedings against any person identified in this Application.**

- d. **SUMMARY:** If applicable; provide a statement as to the resolution or present status of any actions listed above. **Not applicable because Applicant has no criminal/civil proceedings against any person identified in this Application.**
- e.

6. PROOF OF SERVICE

- a.) **STATUTORY AGENCIES:** Pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14, provide proof of service of a signed and verified Application with attachments on the following:

Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17120

Office of the Attorney General
Bureau of Consumer Protection
Strawberry Square, 14th Floor
Harrisburg, PA 17120

Office of the Small Business Advocate
Commerce Building, Suite 1102
300 North Second Street
Harrisburg, PA 17101

Commonwealth of Pennsylvania
Department of Revenue
Bureau of Compliance
Harrisburg, PA 17128-0946

Applicant will provide a signed and verified Application with attachments on the Agencies listed above. See Exhibit "C" attached hereto and incorporated herein.

- b.) **EDCs:** Pursuant to Sections 1.57 and 1.58 of the Commission's Regulations, 52 Pa. Code §§1.57 and 1.58, a provide Proof of Service of the Application and attachments upon each of the Electric Distribution Companies the Applicant proposed to provide service in. Upon review of the Application, further notice may be required pursuant to Section 5.14 of the Commission's Regulations, 52 Pa. Code §5.14. Contact information for each EDC is as follows.

Applicant will provide proof of service of a signed and verified Application with attachments upon the Electric Distribution Companies proposed to provide service as listed below. See Exhibit "C" attached hereto and incorporated herein.

Allegheny Power:
Legal Department
West Penn Power d/b/a Allegheny Power
800 Cabin Hill Drive
Greensburg, PA 15601-1689

PECO:
Manager Energy Acquisition
PECO Energy Company
2301 Market Street
Philadelphia, PA 19101-8699

Duquesne Light:
Regulatory Affairs
Duquesne Light Company
411 Seventh Street, MD 16-4
Pittsburgh, PA 15219

PPL:
Legal Department
Attn: Paul Russell
PPL
Two North Ninth Street
Allentown, PA 18108-1179

Met-Ed, Penelec, and Penn Power:

UGI:

Legal Department
First Energy
2800 Pottsville Pike
Reading PA, 19612

Citizens' Electric Company:

Citizens' Electric Company
Attn: EGS Coordination
1775 Industrial Boulevard
Lewisburg, PA 17837

Wellsboro Electric Company:

Wellsboro Electric Company
Attn: EGS Coordination
33 Austin Street
P. O. Box 138
Wellsboro, PA 16901

UGI Utilities, Inc.
Attn: Rates Dept. – Choice Coordinator
2525 N. 12th Street, Suite 360
Post Office Box 12677
Reading, Pa 19612-2677

Pike County Light & Power Company:

Director of Customer Energy Services
Orange and Rockland Company
390 West Route 59
Spring Valley, NY 10977-5300

7. FINANCIAL FITNESS

a. **BONDING:** In accordance with 66 Pa. C.S. Section 2809(c)(1)(i), the Applicant is required to file a bond or other instrument to ensure its financial responsibilities and obligations as an EGS. Therefore, the Applicant is...

- Furnishing the **original** (along with copies) of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$250,000.
- Furnishing the **original** (along with copies) of another initial security for Commission approval, to ensure financial responsibility.
- Filing for a modification to the \$250,000 requirement and furnishing the **original** (along with copies) of an initial bond, letter of credit or proof of bonding to the Commission in the amount of \$10,000. Applicant is required to provide information supporting an amount less than \$250,000. Such supporting information must include indication that the Applicant will not take title to electricity and will not pay electricity bills on behalf of its customers. Further details for modification may be described as well.

- *At the conclusion of Applicant's first year of operation it is the intention of the Commission to tie security bonds to a percentage of Applicant's gross receipts resulting from the sale of generated electricity consumed in Pennsylvania. The amount of the security bond will be reviewed and adjusted on an annual basis.*
- *Example version of a bond and letter of credit are attached at Appendix D & E, Applicant's security must follow language from these examples.*

See Exhibit "D" attached hereto and incorporated herein.

FINANCIAL RECORDS, STATEMENTS, AND RATINGS: Applicant must provide sufficient information to demonstrate financial fitness commensurate with the service proposed to be provided. Examples of such information which may be submitted include the following:

- Actual (or proposed) organizational structure including parent, affiliated or subsidiary companies.
- Published Applicant or parent company financial and credit information (i.e. 10Q or 10K). (SEC/EDGAR web addresses are sufficient)

- Evidence of Applicant's credit rating. Applicant may provide a copy of its Dun and Bradstreet Credit Report and Robert Morris and Associates financial form, evidence of Moody's, S&P, or Fitch ratings, and/or other independent financial service reports.
- A description of the types and amounts of insurance carried by Applicant which are specifically intended to provide for or support its financial fitness to perform its obligations as a licensee.
- Audited financial statements exhibiting accounts over a minimum two year period.
- Bank account statement, tax returns from the previous two years, or any other information that demonstrates Applicant's financial fitness.

See Exhibit "E" attached hereto and incorporated herein. Exhibit E has been submitted separately and under seal simultaneously to the Pennsylvania Public Utility Commission Secretary due to confidential and privileged information.

- b. ACCOUNTING RECORDS CUSTODIAN:** Provide the name, title, address, telephone number, FAX number, and e-mail address of Applicant's custodian for its accounting records.

**Darren Novich, President
The Energy Link, LLC
2989 Piedmont Road NE Suite 200
Atlanta GA 30305
Telephone: 404-304-8688
Fax: 404-420-2957
E-mail: dnovich@theenergylink.com**

- c. TAXATION:** Complete the TAX CERTIFICATION STATEMENT attached as Appendix F to this application.

All sections of the Tax Certification Statement must be completed. Absence (submitting N/A) of any of the TAX identifications numbers (items 7A through 7C) shall be accompanied by supporting documentation or an explanation validating the absence of such information.

Items 7A and 7C on the Tax Certification Statement are designated by the Pennsylvania Department of Revenue. Item 7B on the Tax Certification Statement is designated by the Internal Revenue Service.

See Exhibit "F" attached hereto and incorporated herein.

8. TECHNICAL FITNESS:

To ensure that the present quality and availability of service provided by electric utilities does not deteriorate, the Applicant shall provide sufficient information to demonstrate technical fitness commensurate with the service proposed to be provided.

- a.) EXPERIENCE, PLAN, STRUCTURE:** such information may include:

- Applicant's previous experience in the electricity industry.
- Summary and proof of licenses as a supplier of electric services in other states or jurisdictions.
- Type of customers and number of customers Applicant currently serves in other jurisdictions.
- Staffing structure and numbers as well as employee training commitments.
- Business plans for operations within the Commonwealth.

- Documentation of membership in PJM, ECAR, MAAC, other regional reliability councils, or any other membership or certification that is deemed appropriate to justify competency to operate as an EGS within the Commonwealth.
- Any other information appropriate to ensure the technical capabilities of the Applicant.

See Exhibit "G" attached hereto and incorporated herein.

b.) OFFICERS: Identify Applicant's chief officers including names and their professional resumes.

Darren Novich, President. See Exhibit 'H' attached hereto and incorporated herein.

c.) FERC FILING: Applicant has:

- Filed an Application with the Federal Energy Regulatory Commission to be a Power Marketer.
- Received approval from FERC to be a Power Marketer at Docket or Case Number _____.
- Not applicable, Applicant has not filed with FERC.**

9. DISCLOSURE STATEMENT:

a. Disclosure Statements: If proposing to serve Residential and/or Small Commercial (under 25 kW) customers, provide a Residential and/or Small Commercial disclosure statement. A sample disclosure statement is provided as Appendix G to this Application.

- Electricity should be priced in clearly stated terms to the extent possible. Common definitions should be used. All consumer contracts or sales agreements should be written in plain language with any exclusions, exceptions, add-ons, package offers, limited time offers or other deadlines prominently communicated. Penalties and procedures for ending contracts should be clearly communicated.

Applicant is not a supplier of electricity. A Disclosure Statement is not applicable to Applicant as a Broker/marketer.

10. VERIFICATIONS, ACKNOWLEDGEMENTS, AND AGREEMENTS

a. PJM LOAD SERVING ENTITY REQUIREMENT: As a prospective EGS, the applicant understands that those EGSs which provide retail electric supply service (i.e. takes title to electricity) must provide either:

- proof of registration as a PJM Load Serving Entity (LSE), or
- proof of a contractual arrangement with a registered PJM LSE that facilitates the retail electricity services of the EGS.

The Applicant understands that compliance with this requirement must be filed within 120 days of the Applicant receiving a license. As well, the Applicant understands that compliance with this requirement may be filed with this instant application.

(Select only one of the following)

- AGREED** - Applicant has included compliance with this requirement in the instant application, labeled in correspondence with this section (10).

AGREED - Applicant will provide compliance with this requirement within 120 days of receiving its license

ACKNOWLEDGED - Applicant is not proposing to provide retail electric supply service at this time, and therefore is not presently obligated to provide such information

b. STANDARDS OF CONDUCT AND DISCLOSURE: As a condition of receiving a license, Applicant agrees to conform to any Uniform Standards of Conduct and Disclosure as set forth by the Commission. Further, the Applicant agrees that it must comply with and ensure that its employees, agents, representatives, and independent contractors comply with the standards of conduct and disclosure set out in Commission regulations at 52 Pa. Code § 54.43.

AGREED

c. REPORTING REQUIREMENTS: Applicant agrees to provide the following information to the Commission or the Department of Revenue, as appropriate:

- Retail Electricity Choice Activity Reports: The regulations at 52 Pa. Code §§ 54.201--54.204 require that all active EGSs report sales activity information. An EGS will file an annual report reporting for customer groups defined by annual usage. Reports must be filed using the appropriate report form that may be obtained from the PUC's Secretary's Bureau or the forms officer, or may be down-loaded from the PUC's internet web site.
- Reports of Gross Receipts: Applicant shall report its Pennsylvania intrastate gross receipts to the Commission on a quarterly and year to date basis no later than 30 days following the end of the quarter.
- The Treasurer or other appropriate officer of Applicant shall transmit to the Department of Revenue by March 15, an annual report, and under oath or affirmation, of the amount of gross receipts received by Applicant during the prior calendar year.
- Applicant shall report to the Commission the percentages of total electricity supplied by each fuel source on an annual basis:
- Applicant will be required to meet periodic reporting requirements as may be issued by the Commission to fulfill the Commission's duty under Chapter 28 pertaining to reliability and to inform the Governor and Legislature of the progress of the transition to a fully competitive electric market.

ACKNOWLEDGED - Applicant is not proposing to provide retail electric supply service at this time, and therefore is not presently obligated to provide such information

d. TRANSFER OF LICENSE: The Applicant understands that if it plans to transfer its license to another entity, it is required to request authority from the Commission for permission prior to transferring the license. See 66 Pa. C.S. Section 2809(D). Transferee will be required to file the appropriate licensing application.

AGREED

e. ASSESSMENT: The Commission does not presently assess Electric Generation Suppliers for the purposes of recovery of regulatory expenses; see *PPL Energyplus, LLC v. Commonwealth*, 800 A.2d 360 (Pa. Cmwlth. 2002).

ACKNOWLEDGED

- f. **FURTHER DEVELOPMENTS:** Applicant is under a continuing obligation to amend its application if substantial changes occur to the information upon which the Commission relied in approving the original filing. See 52 Pa. Code § 54.34.

X AGREED

- g. **FALSIFICATION:** The Applicant understands that the making of false statement(s) herein may be grounds for denying the Application or, if later discovered, for revoking any authority granted pursuant to the Application. This Application is subject to 18 Pa. C.S. §§4903 and 4904, relating to perjury and falsification in official matters.

X AGREED

- h. **NOTIFICATION OF CHANGE:** If your answer to any of these items changes during the pendency of your application or if the information relative to any item herein changes while you are operating within the Commonwealth of Pennsylvania, you are under a duty to so inform the Commission, within twenty (20) days, as to the specifics of any changes which have a significant impact on the conduct of business in Pennsylvania. See 52 Pa. Code § 54.34.

X AGREED

- i. **CEASING OF OPERATIONS:** Applicant is also required to officially notify the Commission if it plans to cease doing business in Pennsylvania, 90 days prior to ceasing operations.

X AGREED

- j. **Electronic Data Interchange:** The Applicant acknowledges the Electronic Data Interchange (EDI) requirements and the relevant contacts for each EDC, as listed at appendix J.

X ACKNOWLEDGED - Applicant is not proposing to provide retail electric supply service at this time, and therefore is not presently obligated to provide such information

- k. **FEE:** The Applicant has enclosed or paid the required initial licensing fee of \$350.00 payable to the Commonwealth of Pennsylvania.

X PAYMENT ENCLOSED

11. AFFIDAVITS

- a.) **APPLICATION AFFIDAVIT:** Complete and submit with your filing an officially notarized Application Affidavit stating that all the information submitted in this application is truthful and correct. An example copy of this Affidavit can be found at Appendix A. **See Exhibit "I" incorporated herein and attached herein.**
- b.) **OPERATIONS AFFIDAVIT:** Provide an officially notarized affidavit stating that you will adhere to the reliability protocols of the North American Electric Reliability Council, the appropriate regional reliability council(s), and the Commission, and that you agree to comply with the operational requirements of the control area(s) within which you provide retail service. **See Exhibit "J" incorporated herein and attached herein.**

12. NEWSPAPER PUBLICATIONS

Notice of filing of this Application must be published in newspapers of general circulation covering each county in which the applicant intends to provide service. Below is a list of newspapers which cover the publication requirements for Electric Generation Suppliers looking to do business in Pennsylvania.

The newspapers in which proof of publication is required is dependent on the service territories the applicant is proposing to serve. The chart below dictates which newspapers are necessary for each EDC. If the applicant is proposing to serve the entire Commonwealth, please file proof of publication in all seven newspapers.

Please file with the Commission the Certification of Publication, along with a photostatic copy of the notice to complete the notice requirements.

Proof of newspaper publications must be filed with the initial application. Applicants **do not** need a docket number in their publication. Docket numbers will be issued when all criteria on the item 14 checklist (see below) are satisfied.

	<u>Duquesne</u>	<u>Met Ed</u>	<u>PECO</u>	<u>Penelec</u>	<u>Penn Power</u>	<u>PPL</u>	<u>UGI</u>	<u>West Penn</u>	<u>Entire Commonwealth</u>
Philadelphia Daily News		X	X			X			X
Harrisburg Patriot-News		X		X		X		X	X
Scranton Times Tribune		X		X		X	X		X
Williamsport Sun Gazette				X		X		X	X
Johnstown Tribune Democrat				X				X	X
Erie Times-News				X	X				X
Pittsburgh Post-Gazette	X				X			X	X

(Example Publication is provided at Appendix H)

See Exhibit "K" incorporated herein and attached herein.

13. SIGNATURE

Applicant: The Engery Link, LLC

By:

Darren Novich, President

14. CHECKLIST

For the applicant's convenience, please use the following checklist to ensure all relevant sections are complete. The Commission Secretary's Bureau will not accept an application unless each of the following sections are complete.

Applicant: The Energy Link, LLC

By: 
Darren Novich, President

Applicant's Use	X	Signature	
	X	Filing Fee	
	X	Application Affidavit	
	X	Operations Affidavit	
	X	Proof of Publication	
	X	Bond or Letter of Credit	
	X	Tax Certification Statement	
	X	Commonwealth Department of State Verification	
	X	Certificate of Service	
			PUC Secretary's Bureau Use

Appendix I

Electronic Data Interchange and Internet Requirements

Prior to doing business in an EDC service territory, the EGS must meet the Electronic Data Interchange (EDI) certification requirements of the EDC. Certification is a testing process using the Commission approved Internet protocol. To initiate this process, the EGS is encouraged to contact the EDC as early as possible after filing an application for a license with the Commission, since certification may require as many as four months to complete and customer service contract dates may not commence prior to certification. EDC requirements of new suppliers may be found on the respective EDC home web page. Pennsylvania's industry stakeholder group the Electronic Data Exchange Working Group (EDEWG) develops and maintains the EDI transactions and related business practices, which are found on the Pa. PUC website at http://www.puc.state.pa.us/electric/electric_electronic_data_exchange.aspx. The EDEWG meets telephonically the first Thursday of each month at 2:00pm ET to discuss EDI change control requests and other issues.

To keep current with Pennsylvania EDI practices and policies, a newly licensed EGS is strongly encouraged to participate in the EDEWG by contacting the following:

PA EDEWG EDI Contacts

Entity Name	Contact Name	Telephone	Email	Preference
PA PUC	Annunciata Marino	717-772-2151	annmarino@state.pa.us	None
PA EDEWG LDC Co-Chair	Sue Scheetz	610-774-3616	smscheetz@pplweb.com	Email
PA EDEWG ESP Co-Chair	George Behr	717-975-1927	GBehr@EnergyServicesGroup.net	Email
PA EDEWG Secretary & Regional EDI Change Control Manager	Brandon Siegel	412-817-8004	bsiegel@ista-na.com	Email

PA EDC EDI Contacts

Company Name	Contact Name	Telephone	Email	Preference
Allegheny Power	Tom Graham	724-838-6528	EDISupport-EDC@alleghenypower.com	Email
Duquesne Light Co	Supplier Service Center	412-393-6282	DLC_SSC@duglight.com	Email
FirstEnergy - Metropolitan Edison Co, Pennsylvania Electric, Penn Power, & JCP&L	Supplier Support	330-761-4348	SupplierSupport@firstenergycorp.com	Email
PECO	Electric & Gas Choice Hotline	215-841-3700	egc@exeloncorp.com	Email
PPL Electric Utilities	Donna M. Hirst	610-774-6349	dmhirst@pplweb.com	None
	Susan Scheetz	610-774-3616	smscheetz@pplweb.com	Email
	Supplier Support	610-774-6396	PPLUtilitiesSupplier@pplweb.com	Email
	EDI Team	610-774-5757	EDIUtilAdm@pplweb.com	Email
UGI Utilities Inc.	EDI Technical Support	610-736-5471	edi@ugi.com	Email

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EXHIBIT "A"

EXHIBIT "A"

PA Foreign Corporate Registration (Pa. C.S. Sec. 8913) (Paragraph 2b, Page 3)

2b. **BUSINESS ENTITY FILING AND REGISTRATION**

2b. Please find Applicant's Registration for Foreign Entity with State of Pennsylvania as proof of compliance.

PENNSYLVANIA DEPARTMENT OF STATE
CORPORATION BUREAU

Application for Registration - Foreign
(15 Pa.C.S.)

- Registered Limited Liability General Partnership (§ 8211)
- Registered Limited Liability Limited Partnership (§ 8211)
- Limited Partnership (§ 8582)
- Limited Liability Company (§ 8981)

Address: **CT - COUNTER**
City: **8016504** State: **SO** Zip Code: **PA**

Document will be returned to the name and address you enter to the left.

Commonwealth of Pennsylvania
APPLICATION FOR REGISTRATION 3 Page(s)



Fee: \$250

In compliance with the requirements of the applicable provisions (relating to registration), the undersigned, desiring to register to do business in this Commonwealth, hereby states that:

1. The name to be registered is: <u>The Energy Link LLC.</u>	
2. (If the name set forth in paragraph 1 is not available for use in this Commonwealth, complete the following): The name under which the limited liability company/limited liability partnership/limited partnership proposes to register and do business in this Commonwealth is: <u>Energy Link I, LLC</u>	
3. The name of the jurisdiction under the laws of which it was organized and the date of its formation: Jurisdiction: <u>GA</u> Date of Formation: <u>5/13/2008</u>	
4. The (a) address of its initial registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is:	
(a) Number and street	City State Zip County
(b) Name of Commercial Registered Office Provider <u>CT Corporation System</u>	County <u>Dauphin</u>

PA037 - 10/10/05 CT System OnLine



2010 DEC -9 PM 4: 07

PA. DEPT. OF STATE

5. Check and complete one of the following:

The address of the office required to be maintained by it in the jurisdiction of its organization by the laws of that jurisdiction is:

Number and street	City	State	Zip
-------------------	------	-------	-----

It is not required by the laws of its jurisdiction of organization to maintain an office therein and the address of its principal office is:

Number and street	City	State	Zip
-------------------	------	-------	-----

~~6. For Restricted Professional Limited Liability Company Only. Strike out if inapplicable: The company is a restricted professional company organized to render the following professional service(s):~~

Limited Liability Partnership and Limited Partnership: Complete paragraphs 7 and 8.

7. The name and business address of each general partner.

Name	Business Address

8. The address of the office at which is kept a list of the names and addresses of the limited partners and their capital contribution is:

Number and street	City	State	Zip	County
-------------------	------	-------	-----	--------

The registered partnership hereby undertakes to keep those records until its registration to do business in the Commonwealth is canceled or withdrawn.

IN TESTIMONY WHEREOF, the undersigned has caused this Application for Registration to be signed by a duly authorized officer/member or manager thereof this

07 day of Dec, 2010

The Evergreen Link LLC
Name of Partnership/Company

[Signature]
Signature

Managing Partner
Title

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EXHIBIT "B"

EXHIBIT "B"

Attached Charter Documentation (Paragraph 2b, Page 3)

2. BUSINESS ENTITY FILING AND REGISTRATION

Please, find State of Georgia Secretary of State Certificate of Existence for The Energy, Link, LLC.

Control No. 08038264

STATE OF GEORGIA

Secretary of State

Corporations Division
315 West Tower
#2 Martin Luther King, Jr. Dr.
Atlanta, Georgia 30334-1530

CERTIFICATE OF EXISTENCE

I, Brian P. Kemp, Secretary of State and the Corporations Commissioner of the state of Georgia, hereby certify under the seal of my office that

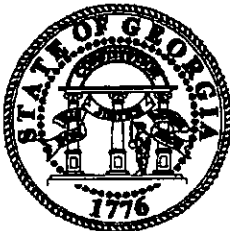
THE ENERGY LINK, LLC

Domestic Limited Liability Company

was formed or was authorized to transact business on 05/13/2008 in Georgia. Said entity is in compliance with the applicable filing and annual registration provisions of Title 14 of the Official Code of Georgia Annotated and has not filed articles of dissolution, certificate of cancellation or any other similar document with the office of the Secretary of State.

This certificate relates only to the legal existence of the above-named entity as of the date issued. It does not certify whether or not a notice of intent to dissolve, an application for withdrawal, a statement of commencement of winding up or any other similar document has been filed or is pending with the Secretary of State.

This certificate is issued pursuant to Title 14 of the Official Code of Georgia Annotated and is prima-facie evidence that said entity is in existence or is authorized to transact business in this state.



WITNESS my hand and official seal of the City of Atlanta and the State of Georgia on 26th day of July, 2010

B. P. Kemp

Brian P. Kemp
Secretary of State

Certification Number: 6058637-1 Reference:
Verify this certificate online at <http://corp.sos.state.ga.us/corp/soskb/verify.asp>



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EXHIBIT "C"

EXHIBIT "C"

Attached Certificate of Service (Paragraph 6a & 6b, Page 6)

6. PROOF OF SERVICE

6a. See Applicant's Proof of Service as required to served to statutory agencies and EDCs.

6b. See Applicant's Proof of Service as required to served to statutory agencies and EDCs.

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EXHIBIT "C"

CERTIFICATE OF SERVICE

On this the 16th day of June 2011, I certify that a true and correct copy of the foregoing application form for licensing within the Commonwealth of Pennsylvania as an Electric Generation Supplier and all attachments have been served upon the following:

Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17120

Office of the Attorney General
Bureau of Consumer Protection
Strawberry Square, 14th Floor
Harrisburg, PA 17120

Small Business Advocate
Commerce Building, Suite 1102
300 North Second Street
Harrisburg, PA 17101

Commonwealth of Pennsylvania
Department of Revenue
Bureau of Compliance
Harrisburg, PA 17128-0946

Manager Energy Acquisition
PECO Energy Company
2301 Market Street
Philadelphia, PA 19101-8699

Regulatory Affairs
Duquesne Light Company
411 Seventh Street, MD 16-4
Pittsburgh, PA 15219

The Energy Link, LLC

By: 
Darren Novich, President



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SECRETARY'S BUREAU

EXHIBIT "D"

EXHIBIT "D"

Attached Bond As Required for Broker/Marketer

7. FINANCIAL FITNESS (Paragraph 7a Page 7)

7a. Please find the requested, executed original and two (2) copies of a \$10,000 bond issued to The Energy Link from North American Specialty Insurance Group as required for a Broker/Marketer.

EXHIBIT "E"

PRIVILEGED AND CONFIDENTIAL INFORMATION

7. FINANCIAL RECORDS, STATEMENTS, AND RATINGS

The Energy Link's financial records, statements and ratings are submitted separately under seal simultaneously with the an original, and copy of the Application for licensing Electric generation as Broker/Marketer to Pennsylvania Public Utility Commission Secretary.

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EXHIBIT "F"

EXHIBIT “F”

Attached Tax Certification Statement

7. FINANCIAL FITNESS

c. TAXATION

7c. See, The Energy Link, LLC’s executed, Tax Certification Statement.

A completed Tax Certification Statement must accompany all applications for new licenses, renewals or transfers. Failure to provide the requested information and/or any outstanding state income, corporation, and sales (including failure to file or register) will cause your application to be rejected. If additional space is needed, please use white 8 1/2" x 11" paper. Type or print all information requested.

1. CORPORATE OR APPLICANT NAME THE ENERGY LINK, LLC	2. BUSINESS PHONE NO. (770) 675-3825 CONTACT PERSON(S) FOR TAX ACCOUNTS: DARREN NOVICH
3. TRADE/FICTITIOUS NAME (IF ANY) N/A	
4. LICENSED ADDRESS (STREET, RURAL ROUTE, P.O. BOX NO.) (POST OFFICE) STATE (ZIP) 2989 Piedmont Road, NE Suite 200 Atlanta, Georgia 30305	
5. TYPE OF ENTITY <input type="checkbox"/> SOLE PROPRIETOR <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> CORPORATION <input checked="" type="checkbox"/> LLC <input type="checkbox"/> OTHER (Describe...)	

6. LIST OWNER(S), GENERAL PARTNERS, OR CORPORATE OFFICERS(S)

NAME (PRINT) DARREN NOVICH	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ - _ _ - _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ - _ _ - _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ - _ _ - _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ - _ _ - _ _ _ _
NAME (PRINT)	SOCIAL SECURITY NUMBER (OPTIONAL) _ _ _ - _ _ - _ _ _ _

7. LIST THE FOLLOWING STATE & FEDERAL TAX IDENTIFICATION NUMBERS (ALL ITEMS A,B, & C MUST BE COMPLETED)
 Applicant must provide explanation if submitting N/A for any items
 Item A - Designated by the Pennsylvania Department of Revenue.
 Item B - Designated by the Internal Revenue Service.
 Item C - Designated by the Pennsylvania Department of Revenue. The Corporate Box number may also be referred to as the Corporate Account number.

A. SALES TAX LICENSE (8 DIGITS) APPLICATION PENDING N/A _ _ - _ _ _ _ _ _ _ _ <input type="checkbox"/> <input checked="" type="checkbox"/>	C. CORPORATE BOX NUMBER (7 DIGITS) APPLICATION PENDING 2 9 0 8 5 1 3 <input type="checkbox"/>
B. EMPLOYER ID (EIN) (9 DIGITS) APPLICATION PENDING N/A P A - 9 5 3 3 0 7 2 <input type="checkbox"/> <input type="checkbox"/>	

8. Do you have PA employees: resident or non-resident? YES NO

9. Do you own any assets or have an office in PA? YES NO

NAME AND PHONE NUMBER OF PERSON(S) RESPONSIBLE FOR FILING TAX RETURNS

PA SALES AND USE TAX N/A	EMPLOYER TAXES DARREN NOVICH 770-675-3825	CORPORATE TAXES DARREN NOVICH 770-675-3825
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SECRETARY'S BUREAU

EXHIBIT "G"

EXHIBIT "G"

Attached Statement of Technical and Managerial Competency (Paragraph 8, Page 9)

8. TECHNICAL FITNESS
EXPERIENCE, PLAN, STRUCTURE

8a. See Applicant's proof of experience, plan and structure.

Technical and Managerial Competency

STATEMENT OF APPLICANT: THE ENERGY LINK, LLC BROKER/MARKETER

I have worked in the energy business for approximately ten (10) years now. I worked for several energy suppliers during those ten years. I have worked in gas operations and as an energy trader. I have also worked in business development and sold energy as a certified energy supplier. My experience in the markets around the country has shown to be more than my average competitor as I have encountered many along the way. I ventured out on my own in May of 2008 to start the Energy Link. Most of my customers have been working with me for years with my previous employers and decided to keep me on board to help manage their energy costs in deregulated markets. Those relationships were instrumental to getting my business off the ground. I have enclosed several testimonial letters from my customers which show how much we value our customer relationships. My customers trust me and I would not want to do anything to misuse that trust. **When I have to make an operational decision my thoughts are how will this impact my customer? Is it right for my customer? How will this add value to my customer?** As of right now my company is very small and our operations consist of day to day management of our current customer base. We manage large multifamily companies which have properties around the country. My goal is to be registered and licensed in each state as I grow my business. I intend to step up my business development activities in the State of Pennsylvania and beyond.



D.E.L. DEVELOPMENT CORP.

REAL ESTATE MANAGEMENT & INVESTMENTS

June 10, 2009

Mr. Darren Novich
EnergyLink
2989 Piedmont Road N.E.
Suite 200
Atlanta, GA 30305

Dear Darren,

This letter is to thank you for the many years of guidance you've provided to our firm in the minefield of deregulated gas. From year to year, in an ever-changing environment, your help in understanding the best options for each Property has saved us time and money.

To anyone who will listen, I would be happy to sing your praise and tell them of the benefits your firm provides. Thank you again for making a tricky situation, easier to deal with.

Sincerely,



Donald Lippman



3334 Peachtree Rd NE, Suite 1501
Atlanta, Georgia 30326

January 13, 2010

Mr. Darren Novich
EnergyLink
2989 Piedmont Road, Suite 200
Atlanta, GA 30305

Dear Mr. Novich: *Darren*

In an effort to show our appreciation for your services over the years we are writing this letter of gratitude.

We have been relying on you since 2002 to handle all of our energy contract needs. Your level of commitment to our accounts is extraordinary. You've saved us tens of thousands of real dollars on gas contract pricing by getting us better rates than we could have ourselves. Our business is managing apartments, not negotiating energy contracts and tracking energy futures; and you're really good at it.

I would recommend that any professional property manager give you the opportunity to look at their energy contracts to see how you might save them money and make this process less painful.

Thank you for your ongoing service and commitment to our business needs.

Sincerely,

A handwritten signature in black ink that reads "Brent Sobol". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Brent Sobol
Managing Partner

BS:dms



April 12, 2011

Darren Novich
The Energy Link
2989 Piedmont Road, NE
Suite 200
Atlanta, GA 30305

Dear Darren,

I just wanted to thank you for the above and beyond effort that The EnergyLink has given Prometheus Real Estate Group. When we first contracted with The EnergyLink, we were wrapping up a multi-year contract that was overly complex. Thank you for the additional time you spent with us, making sure that the terms of this expiring contract matched what was happening in practice. The face time you spent in our office reviewing and diagramming out our current contract as well as discussing with our previous vendor was much appreciated. All of this effort was for a contract that you did not initiate nor have any financial incentive, truly above and beyond service!

Additionally, you clearly walked us through the market when our overly complex contract expired, and were instrumental in getting the best possible deal for Prometheus. You ensured that our tolerance for risk was met and spearheaded the drafting of our new energy contract, which we actually understand.

Thank you for your assistance. The commodities market is intense and requires constant supervision. Prometheus is best in class as a Property Management Company, but our expertise is not as commodities brokers. We are so grateful to have you as our best in class partner, and look forward to a long relationship with you.

Please feel free to use me as a reference anytime; as this letter cannot truly do justice to the service that you are providing to us.

Warmest regards,

Mary Nitschke
Manager of Ancillary Services
Prometheus Real Estate Group, Inc.,

2010 BEST PROPERTY MANAGEMENT COMPANY OF THE YEAR AS NAMED BY MHN

THE OMNICORP GROUP

OMNICORP REALTY, INC. ♦ STONEMARK MANAGEMENT ♦ OMNICORP RESOURCES, INC.

1300 PARKWOOD CIRCLE, SUITE 400
ATLANTA, GEORGIA 30339
TELEPHONE: 770.952.4090 770.952.9400
FACSIMILE: 770.955.6729

August 19, 2008

Darren Novich
The Energy Link
2989 Piedmont Road, NE
Suite 200
Atlanta, GA 30305

Mr. Novich,

It is exciting to know that we have a solid partner in the energy industry who is looking out for our best interests in this volatile market. Before we were introduced to The Energy Link, we had several energy suppliers approaching us with very complex offerings.

Instead of spending a tremendous amount of time trying to assess the current energy market, we were able to rely upon your team's years of experience of actually working for suppliers to help us navigate through our contract negotiations.

We understand that your team is continually negotiating supply agreements, and is well in-tune with the market. Because of this, we were able to avoid a lot of the pitfalls associated with a costly energy deal.

We feel that your team has done an excellent job at explaining our options all the while minimizing the risk associated with the rising cost of energy. Based on my experience thus far, I would recommend anyone in our industry to use The Energy Link as their designated energy manager.

Sincerely,

STONEMARK Management


Walt Lamperski, DPM
President

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SECRETARY'S BUREAU

EXHIBIT "H"

EXHIBIT "H"

ATTACHED RESUME OF DARREN M. NOVICH, OFFICER

**8. TECHNICAL FITNESS (Paragraph 8b Page 9)
OFFICERS**

8b. Please find the requested Resume of Darren M. Novich, Officer of The Energy Link, LLC.

Management • Entrepreneurship • Business Development
Strategic Market Planning • Procurement • Risk Management • Key Account Retention & Management • New Business Development • Contract Negotiation • Market Share Growth • Networking & Relationship Building • Project Management

An aggressive, innovative professional with nine plus years of a successful career track in the energy industry. Proactively delivering and sustaining revenue and profit gains within several organizations. Proven ability to set and achieve goals. Exceptional communicator with a consultative sales style, strong negotiation skills, exceptional problem solving abilities, and a keen client needs assessment aptitude.

PROFESSIONAL EXPERIENCE

The Energy Link LLC, Atlanta, GA 2008 – Present
Founding Partner Entrepreneur

Create strategic business plan, set and manage overall sales and operational goals for the company. Manage day to day operations and development business in multiple deregulated markets around the country. Provide procurement and risk management services for retail natural gas and electric supply clients which include Camden Living, Stonemark Management, RAM Partners, and Ambling Management.

Catalyst Energy LLC, Atlanta, GA 2006 – 2008
Manager of Business Development

Strategically pursued homebuilder market for continued business opportunities. Created and managed builder services department to provide for the energy needs of builders throughout Georgia and Texas. Responsible for acquiring national builder accounts including DR Horton, Pulte, KB Homes, and Ryland Homes.

Infinite Energy, Inc., Gainesville, FL 2003 – 2006
Manager of Sales

Performed sales and marketing for large commercial market accounts in Georgia while primarily focusing on the multi-family sector. Focused on new business development while managing and retaining existing accounts. Developed new products and procedures to fulfill customer demands. Key clients: Post Properties, First Communities, Jupiter, Equity Residential, Miles Properties, and Burger King. Renewed corporate Burger King which included over 160 stores in several deregulated natural gas markets.

Infinite Energy, Inc., Gainesville, FL 2001 - 2003
Manager of Market Operations

Oversaw all facets of natural gas supply management in the Southeast region by scheduling, balancing, and trading natural gas supply. Managed interruptible customer supply and pricing while also seeking new wholesale customers and suppliers. Performed capacity valuation studies and developed pipeline-pricing models to track variable costs. Performed operations on the following pipelines: Southern Natural Gas, Transcontinental, Atlanta Gas Light, Gulf South, Gulfstream, and Florida Gas Transmission

EDUCATION & PROFESSIONAL AFFILIATIONS

University of Florida B.S., Business Administration Marketing (2002)

United States Air Force (1995 – 1999)

National Apartment Association (NAA)

2989 Piedmont Road NE Suite 200 Atlanta, GA 30305



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EXHIBIT "I"

EXHIBIT "I"

Attached Application Affidavit (Paragraph 11, Page 11)

11. AFFIDAVITS

11. See Applicant's Application Affidavit.

APPLICATION AFFIDAVIT

State of Georgia :
County of Fulton : SS.

Darren Novich, Affiant, being duly [sworn] according to law, deposes and says that:

He is the President (Office of Affiant) of The Energy Link, LLC;

[That he is authorized to and does make this affidavit for said Applicant;]

That the Applicant herein, The Energy Link, LLC has the burden of producing information and supporting documentation demonstrating its technical and financial fitness to be licensed as an electric generation supplier pursuant to 66 Pa. C.S. § 2809 (B).

That the Applicant herein, The Energy Link, LLC has answered the questions on the application correctly, truthfully, and completely and provided supporting documentation as required.

That the Applicant herein, The Energy Link, LLC acknowledges that it is under a duty to update information provided in answer to questions on this application and contained in supporting documents.

That the Applicant herein, The Energy Link, LLC acknowledges that it is under a duty to supplement information provided in answer to questions on this application and contained in supporting documents as requested by the Commission.

That the facts above set forth are true and correct to the best of his knowledge, information, and belief, and that he expects said Applicant to be able to prove the same at hearing.

The Energy Link, LLC

[Handwritten signature of Darren Novich]

Darren Novich, President, Affiant

Sworn and subscribed before me this 17th day of May, 2011.

[Handwritten signature of Nancy L. Houston]

Signature of official administering oath

My commission expires



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SECRETARY'S BUREAU

EXHIBIT "J"

EXHIBIT "J"

Attached Operations Affidavit (Paragraph 11, Page 11)

11. AFFIDAVITS

11. See Applicant's Operations Application Affidavit.

EXHIBIT J (Continued)

That The Energy Link, LLC, the Applicant herein, acknowledges that it has a statutory obligation to conform with 66 Pa. C.S. §506, §2807 (C), §2807(D)(2), §2809(B) and the standards and billing practices of 52 PA. Code Chapter 56.

That the Applicant agrees to provide all consumer education materials and information in a timely manner as requested by the Bureau of Public Liaison or other Commission bureaus. Materials and information requested may be analyzed by the Commission to meet obligations under applicable sections of the law.

That the facts above set forth are true and correct/true and correct to the best of his/her knowledge, information, and belief.

The Energy Link, LLC

By: [Signature]
Darren Novich, President

Sworn and subscribed before me this 17th day of May, 2011.

[Signature]
Signature of official administering oath

My commission expires _____.



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SECRETARY'S BUREAU

EXHIBIT "K"

EXHIBIT "K"

Attached Proof of Publication in The Philadelphia Daily News. (Paragraph 12, Page 12)

12. NEWSPAPER PUBLICATION

12. See Applicant's proof of publication.

Proof of Publication of Notice in Pittsburgh Post-Gazette

Under Act No 587, Approved May 16, 1929, PL 1784, as last amended by Act No 409 of September 29, 1951

Commonwealth of Pennsylvania, County of Allegheny, ss C. Mohamed, being duly sworn, deposes and says that the Pittsburgh Post-Gazette, a newspaper of general circulation published in the City of Pittsburgh, County and Commonwealth aforesaid, was established in 1993 by the merging of the Pittsburgh Post-Gazette and Sun-Telegraph and The Pittsburgh Press and the Pittsburgh Post-Gazette and Sun-Telegraph was established in 1960 and the Pittsburgh Post-Gazette was established in 1927 by the merging of the Pittsburgh Gazette established in 1786 and the Pittsburgh Post, established in 1842, since which date the said Pittsburgh Post-Gazette has been regularly issued in said County and that a copy of said printed notice or publication is attached hereto exactly as the same was printed and published in the _____ regular editions and issues of the said Pittsburgh Post-Gazette a newspaper of general circulation on the following dates, viz:

16 of December, 2010

Affiant further deposes that he/she is an agent for the PG Publishing Company, a corporation and publisher of the Pittsburgh Post-Gazette, that, as such agent, affiant is duly authorized to verify the foregoing statement under oath, that affiant is not interested in the subject matter of the afore said notice or publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

COPY OF NOTICE OR PUBLICATION

PENNSYLVANIA PUBLIC UTILITY COMMISSION NOTICE

Application Of The Energy Link (d/b/a "The Energy Link I") For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As A Generator And Supplier Of Electric Power, A Marketer/Broker Engaged In The Business Of Supplying Electricity, And An Aggregator Engaged In The Business Of Supplying Electricity, To The Public In The Commonwealth Of Pennsylvania.

The Energy Link will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services as (1) a generator and supplier of electric power, (2) a broker/marketer engaged in the business of supplying electricity, and (3) an aggregator engaged in the business of supplying electricity. The Energy Link proposes to sell electricity and related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of The Energy Link may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3265, Harrisburg, PA 17105-3265. You should send copies of any protest to the Energy Link attorney at the address listed below. By and through Counsel:

Attorney's Name: Graham & Penman, LLP
2989 Piedmont RD NE
Suite 200 Atlanta GA 30305
404-842-9380
(678) 904-3110

C. Mohamed

PG Publishing Company

Sworn to and subscribed before me this day of:
December 16, 2010

Linda M. Gaertner

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Linda M. Gaertner, Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Jan. 31, 2011

Member, Pennsylvania Association of Notaries

STATEMENT OF ADVERTISING COSTS
ENERGYLINK
2989 PIEDMONT RD. NE STE 200
ATTN: M. LIU
ATLANTA GA 30305

To PG Publishing Company

Total ----- \$495.00

Publisher's Receipt for Advertising Costs

PG PUBLI hereby ack been fully Of 34 Boulevard of the Allies PITTSBURGH, PA 15222 Phone 412-263-1338

NY, publisher of the Pittsburgh Post-Gazette, a newspaper of general circulation, of the aforesaid advertising and publication costs and certifies that the same have

PG Publishing Company, a Corporation, Publisher of Pittsburgh Post-Gazette, a Newspaper of General Circulation

By Maria Luce

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.



Attorney For

Proof of Publication in The Philadelphia Daily News
Under Act. No 587, Approved May 16, 1929

STATE OF PENNSYLVANIA
COUNTY OF PHILADELPHIA

Anna Dickerson being duly sworn, deposes and says that **The Philadelphia Daily News** is a newspaper published daily, except Sunday, at Philadelphia, Pennsylvania, and was established in said city in 1925, since which date said newspaper has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions and issues of the said newspaper on the following dates:

December 16, 2010

Affiant further deposes and says that she is an employee of the publisher of said newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Anna Dickerson

Sworn to and subscribed before me this 16th day of
December, 2010.

Mary Anne Logan
Notary Public

My Commission Expires:

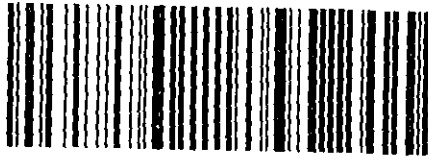
NOTARIAL SEAL.
Mary Anne Logan, Notary Public
City of Philadelphia, Phila. County
My Commission Expires March 30, 2013

Copy of Notice of Publication

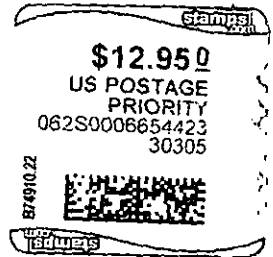
PENNSYLVANIA
PUBLIC UTILITY COMMISSION NOTICE
Application of The Energy Link (d/b/a "The Energy Link I") For Approval To Offer, Render, Furnish Or Supply Electricity Or Electric Generation Services As A Generator And Supplier Of Electric Power, A Marketer/Broker Engaged In The Business Of Supplying Electricity, And An Aggregator Engaged In The Business Of Supplying Electricity, To The Public In The Commonwealth Of Pennsylvania.
The Energy Link will be filing an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply electricity or electric generation services as (1) a generator and supplier of electric power, (2) a broker/ marketer engaged in the business of supplying electricity, and (3) an aggregator engaged in the business of supplying electricity. The Energy Link proposes to sell electricity and related services throughout all of Pennsylvania under the provisions of the new Electricity Generation Customer Choice and Competition Act. The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of The Energy Link may be filed within 15 days of the date of this notice with the Secretary of the PUC, P.O. Box 3285, Harrisburg, PA 17105-3285. You should send copies of any protest to The Energy Link attorney at the address listed below. By and through Counsel:
Attorney's Name: Graham & Penman, LLP
2989 Piedmont RD NE Suite 200 Atlanta GA 30305 404-842-9380 (678) 904-3110

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL™



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Graham & Penman
A Limited Liability Partnership Attorneys at Law

2989 Piedmont Road, NE Suite 200 Atlanta, GA 30305

**Pennsylvania Public Utility
Commission Secretary
Keystone Building
2nd Floor, Room N201
Harrisburg, PA 17120**