



McNees Wallace & Nurick LLC
attorneys at law

ORIGINAL

DERRICK PRICE WILLIAMSON
DIRECT DIAL: (717) 237-5446
E-MAIL ADDRESS: DWILLIAMSON@MWN.COM

April 25, 2005

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

DOCUMENT
FOLDER

VIA HAND DELIVERY

RE: Application of Commerce Energy, Inc., for Approval to Offer, Render, Furnish, or Supply Natural Gas Service as a Natural Gas Supplier to the Public in the Commonwealth of Pennsylvania; Docket No. A-125138

Dear Secretary McNulty:

On April 19, 2005, the Bureau of Fixed Utility Services ("FUS") of the Pennsylvania Public Utility Commission ("PUC" or "Commission") requested additional information from Commerce Energy, Inc. ("CEI"), regarding the Application referenced in the above-captioned proceeding. Pursuant to that request, CEI provides the following responses.

1. BCS requested an affidavit and proof of publication attesting to the publication in the appropriate newspapers. As referenced in this request, the publication could not occur until a docket number was assigned to this proceeding, which occurred on Friday, April 22, 2005. Accordingly, CEI plans to publish this notice shortly, at which time CEI will provide the requisite affidavit and proof of publication. As indicated in CEI's Application, at this time, CEI only plans to provide natural gas supplier service in the PECO Energy Company ("PECO") service territory, thereby only requiring notice be published in the Philadelphia Inquirer.

2. The fax number for CT Corporation, CEI's Registered Agent, is 215.563.7771.
3. The Corporate Box Number for CEI's Tax Certification Statement is 2161451.

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2005 APR 25 PM 3:47
SECRETARY'S BUREAU

April 25, 2005

Page 2

4. The contact information for the alternative person responsible for addressing customer complaints for CEI is as follows:

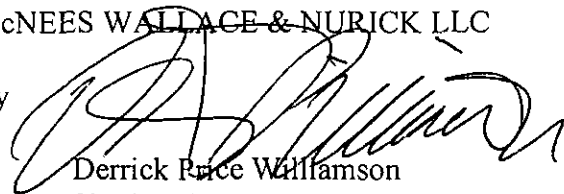
Doreen Orlando
Customer Care Manager
Commerce Energy, Inc.
411 Third Street
Gwinn, MI 48344
Telephone: 906.227.7429
Fax: 906.346.5717

If FUS has any additional questions regarding the Application or the aforementioned information, please contact the undersigned. Please date stamp the enclosed copy of this transmittal letter and kindly return it for our filing purposes. Thank you.

Sincerely,

McNEES WALLACE & NURICK LLC

By



Derrick Rice Willfamson
Charis Mincavage

Counsel to Commerce Energy, Inc.

Attachment

c: Mr. James Shurskis, Bureau of Fixed Utility Services (via facsimile)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

VIA FIRST-CLASS MAIL

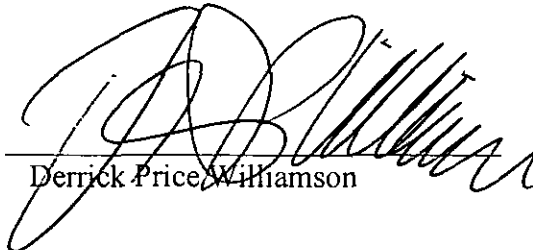
Irwin A. Popowsky
Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17120-1921

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

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

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

Kevin Carrabine
PECO Energy Company
2301 Market Street
P.O. Box 8699
Philadelphia, PA 19101-8699



Derrick Price Williamson

Dated this 25th day of April, 2005, in Harrisburg, Pennsylvania.

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SECRETARY'S BUREAU



McNees Wallace & Nurick LLC
attorneys at law

ORIGINAL

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2005 APR 26 PM 2:32
PENNSYLVANIA
SECRETARY'S BUREAU

DERRICK PRICE WILLIAMSON
DIRECT DIAL: (717) 237-5446
E-MAIL ADDRESS: DWILLIAMSON@MWN.COM

April 26, 2005

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

DOCUMENT
FOLDER

VIA HAND DELIVERY

RE: Application of Commerce Energy, Inc., for Approval to Offer, Render, Furnish, or Supply Natural Gas Service as a Natural Gas Supplier to the Public in the Commonwealth of Pennsylvania; Docket No. A-125138

Dear Secretary McNulty:

On April 8, 2005, Commerce Energy, Inc. ("CEI"), filed the above-referenced Application with the Pennsylvania Public Utility Commission ("PUC" or "Commission") for Approval to Offer, Render, Furnish, or Supply Natural Gas Service ("Application") as a Natural Gas Supplier ("NGS") in Pennsylvania. In Section 2.b. of the Application, CEI provided the contact person for the Pennsylvania Emergency Management Agency ("PEMA"). Since filing the Application, CEI has determined that phone number provided under this Section was incorrect.

Accordingly, CEI submits this letter in order to correct the PEMA contact information in its Application. Under Section 2.b. of the Application, the contact information should read as follows:

Anthony Cusati, III
Commerce Energy, Inc.
32991 Hamilton Court
Farmington Hills, MI 48334
Telephone: 703.618.2218
Facsimile: 703.935.1267


Thus, the only information that has been changed from the original Application is to modify the telephone number from 248.699.3481 to 703.618.2218. All other information remains the same.

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#A

CEI apologizes for any inconvenience regarding this correction; please contact the undersigned if you have any questions. Also, we ask that you please date stamp the enclosed copy of this transmittal letter and kindly return it for our filing purposes. Thank you.

Sincerely,

McNEES WALLACE & NURIQK LLC

By 
Derrick Price Williamson
Charis Mincavage

Counsel to Commerce Energy, Inc.

CM/lhe

Enclosures

c: James Shurskis, Bureau of Fixed Utility Services (via hand delivery)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

VIA FIRST-CLASS MAIL

Irwin A. Popowsky
Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17120-1921

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

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

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

Kevin Carrabine
PECO Energy Company
2301 Market Street
P.O. Box 8699
Philadelphia, PA 19101-8699


Charis Mincavage

Dated this 26th day of April, 2005, in Harrisburg, Pennsylvania.

RECEIVED
2005 APR 26 PM 2:32
SECRETARY'S BUREAU



McNees Wallace & Nurick LLC
attorneys at law

ORIGINAL

CHARIS MINCAVAGE
DIRECT DIAL: (717) 237-5437
E-MAIL ADDRESS: CMINCAVAGE@MWN.COM

April 29, 2005

DOCUMENT
FOLDER

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
Harrisburg, PA 17120

Re: Application of Commerce Energy, Inc., for Approval to Offer, Render, Furnish, or Supply Natural Gas Service as a Natural Gas Supplier to the Public in the Commonwealth of Pennsylvania; Docket No. A-125138

Dear Secretary McNulty:

Please find enclosed an original and eight (8) copies of the following documents submitted in connection with the above-referenced Application, which was filed by Commerce Energy, Inc. ("CEI"), with the Pennsylvania Public Utility Commission ("PUC" or "Commission") on April 8, 2005:

- (1) Affidavit of Charis Mincavage, counsel for CEI, verifying that notice of Commerce Energy's License Application, as referenced above, has been published in a newspaper of general circulation in Commerce Energy's proposed service territory, The Philadelphia Inquirer, in accordance with 52 Pa. Code § 62.107;
- (2) A photocopy of the Notice as provided to The Philadelphia Inquirer for publication on April 29, 2005; and,
- (3) A photostatic copy of CEI's Notice, as published by The Philadelphia Inquirer on April 29, 2005.

Please be advised that we will submit to the Commission the Proof of Publication from The Philadelphia Inquirer as soon as it is available.

Please contact the undersigned if you have any questions regarding this filing. CEI stands ready to answer any Commission questions to facilitate approval of this Application no later than May 19, 2005.

BTL

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 APR 29 2005
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James J. McNulty, Secretary
April 29, 2005
Page 2

Copies of this filing are being served on the parties listed on the attached Certificate of Service. Please date stamp the extra copy of this transmittal letter and kindly return it to us for our filing purposes. Thank you for your attention to this matter.

Respectfully Submitted,

McNEES WALLACE & NURICK LLC

By 
Derrick Price Williamson
Charis Mincavage

Counsel to Commerce Energy, Inc.

CM:jnb
Enclosures
c: Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

VIA FIRST-CLASS MAIL

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

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

Kevin Carrabine
PECO Energy Company
2301 Market Street
P.O. Box 8699
Philadelphia, PA 19101-8699

**DOCUMENT
FOLDER**


Charis Mincavage

Dated this 29th day of April, 2005, in Harrisburg, Pennsylvania.

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JUN 4 2005

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2005 APR 29 PM 2:07
SECRETARY'S BUREAU

AFFIDAVIT

**DOCUMENT
FOLDER**

Commonwealth of PENNSYLVANIA :

ss.

County of DAUPHIN :

CHARIS MINCAVAGE, Affiant, being duly sworn according to law, deposes and says that:

She is the COUNSEL for COMMERCE ENERGY, INC.:

That she is authorized to and does make this affidavit for said Applicant;

That COMMERCE ENERGY, INC., the Applicant herein certifies that it has caused the notice of the filing of its natural gas supplier application to be published in the following newspapers on:

The Philadelphia Inquirer, April 29, 2005

A copy of the notice as it appeared in the above newspaper is attached. Noted on the copy is the newspaper section (name, number or letter), if applicable, and the page number on which the notice appeared.

That COMMERCE ENERGY, INC., the Applicant will submit to the Commission the proof of publication from each newspaper in which notice of the application filing was published as soon as it is available.

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



Signature of Affiant

Sworn and subscribed before me this 29th day of April, 2005.

NOTARIAL SEAL
MARY A SIPE
Notary Public
CITY OF HARRISBURG, DAUPHIN COUNTY
My Commission Expires Mar 19, 2009



Signature of official administering oath

My commission expires 3-19-09

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2005 APR 29 PM 2:07
SECRETARY'S BUREAU

DOCKETED

JUN 4 2005

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE**

Application of Commerce Energy, Inc., for approval to offer, render, furnish, or supply natural gas services in the Commonwealth of Pennsylvania, Docket No. A-125138.

On April 8, 2005, Commerce Energy, Inc., filed an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply natural gas services to the public in the Commonwealth of Pennsylvania. Commerce Energy, Inc., proposes to sell natural gas and related services as a Natural Gas Supplier to the public in southeastern Pennsylvania under the provisions of the Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Commerce Energy, Inc., may be filed within 15 days of the date of this notice with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265. You should send copies of any protest to Commerce Energy, Inc.'s attorney at the address listed below. Please include the PUC's A-docket number on any correspondence, which is A-125138.

COMMERCE ENERGY, INC.

By and through Counsel:
Charis Mincavage, Esquire
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166
(717) 237-5437 (Phone)
(717) 237-5300 (Fax)

+

THE PHILADELPHIA INQUIRER

Friday, April 29, 2005

www.philly.com

B B5

**PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE**

Application of Commerce Energy, Inc., for approval to offer, render, furnish, or supply natural gas services in the Commonwealth of Pennsylvania, Docket No. A-125138.

On April 8, 2005, Commerce Energy, Inc., filed an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply natural gas services to the public in the Commonwealth of Pennsylvania. Commerce Energy, Inc., proposes to sell natural gas and related services as a Natural Gas Supplier to the public in southeastern Pennsylvania under the provisions of the Natural Gas Choice and Competition Act.

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COMMERCE ENERGY, INC.

By and through Counsel:
Charis Mincavage, Esquire
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1186
Harrisburg, PA 17108-1186
(717) 237-5437 (Phone)
(717) 237-5300 (Fax)

May 3, 2005

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

DOCUMENT
FOLDER

VIA HAND DELIVERY

RE: Application of Commerce Energy, Inc., for Approval to Offer, Render, Furnish, or Supply Natural Gas Service as a Natural Gas Supplier to the Public in the Commonwealth of Pennsylvania; Joint Petition of ACN Energy, Inc., and Commerce Energy, Inc., for Approval to Transfer Natural Gas Supplier License from ACN Energy, Inc., to Commerce Energy, Inc.; Docket Nos. A-125138 and A-125014F2000.

Dear Secretary McNulty:

On April 8, 2005, Commerce Energy, Inc. ("CEI"), filed with the Pennsylvania Public Utility Commission ("PUC" or "Commission") the above-referenced Application for Approval to Offer, Render, Furnish, or Supply Natural Gas Service ("Application") as a Natural Gas Supplier ("NGS") in Pennsylvania and the above-referenced Joint Petition for Approval to Transfer Natural Gas Supplier License from ACN Energy, Inc., to Commerce Energy, Inc. ("Joint Petition").

Pursuant to the Joint Petition, CEI indicated that it would provide notice of the assignment to ACN Energy, Inc.'s ("ACN Energy"), customers to CEI on approximately April 18, 2005. A copy of the notice was attached as Exhibit No. 9. CEI provided notice to ACN Energy's customers of the assignment of ACN Energy's customers to CEI on April 25, 2005, via the notice provided as Exhibit No. 9 of the Joint Petition. While this notice did occur slightly later than indicated in the Petition, CEI's assignment of customers will not occur until June 1, 2005. Accordingly, notifying customers on April 25, 2005, of this assignment still ensures that customers will have over thirty days' notice of this assignment.

Pursuant to the request of the PUC's Bureau of Fixed Utility Services, CEI submits the enclosed affidavit indicating that CEI provided notice of the assignment of customers on April 25, 2005.

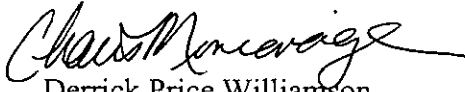
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SECRETARY'S BUREAU

James J. McNulty, Secretary
May 3, 2005
Page 2

Please contact the undersigned if you have any questions regarding this affidavit. Also, please date stamp the enclosed copy of this transmittal letter and kindly return it for our filing purposes. Thank you.

Sincerely,

McNEES WALLACE & NURICK LLC

By 
Derrick Price Williamson
Charis Mincavage

Counsel to Commerce Energy, Inc.

CM/lhe
Enclosures

c: Mr. James Shurskis, Bureau of Fixed Utility Services (via hand delivery)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

VIA FIRST-CLASS MAIL

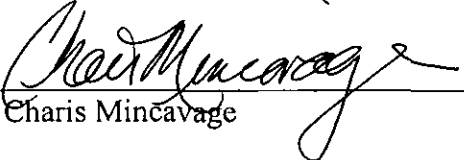
Irwin A. Popowsky
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Harrisburg, PA 17120-1921

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300 North Second Street
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Commonwealth of Pennsylvania
Department of Revenue
Bureau of Compliance
Harrisburg, PA 17128-0946

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

Kevin Carrabine
PECO Energy Company
2301 Market Street
P.O. Box 8699
Philadelphia, PA 19101-8699


Charis Mincavage

Dated this 3rd day of May, 2005, in Harrisburg, Pennsylvania.

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2005 MAY -3 PM 2:16
SECRETARY'S BUREAU

RECEIVED

2005 MAY -3 PM 2: 16

SECRETARY'S BUREAU

AFFIDAVIT

Commonwealth of Virginia :
 :
 : ss.
 :
County of Fairfax :

Anthony Cusati III, Affiant, being duly sworn according to law, deposes and says that: he is Senior Market Manager of Commerce Energy, Inc., and that he is authorized to and does make this Affidavit for said Applicant.

That the Applicant Commerce Energy, Inc., on April 8, 2005, submitted an Application for Approval to Offer, Render, Furnish, or Supply Natural Gas Service as a Natural Gas Supplier to the Public in the Commonwealth of Pennsylvania.

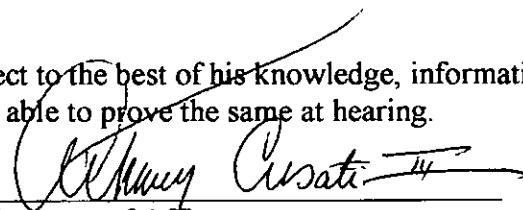
That the Applicant Commerce Energy, Inc., simultaneously with the filing of the aforementioned Application submitted a Joint Petition for Approval to Transfer a Natural Gas Supplier License from ACN Energy, Inc., to Commerce Energy, Inc.

That the Applicant Commerce Energy, Inc., indicated in the Joint Petition that Commerce Energy, Inc., would provide notice to its customers of this transfer on approximately April 18, 2005, pursuant to the notice attached as Exhibit No. 9 to the aforementioned Joint Petition.

That the Applicant Commerce Energy, Inc., provided notice to its customers of this transfer on April 25, 2005, pursuant to the notice attached as Exhibit No. 9 to the aforementioned Joint Petition.

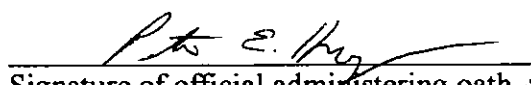
That Applicant Commerce Energy, Inc.'s, provisioning of this notice on April 25, 2005, provides customers more than thirty days' notice of this assignment, which is scheduled to occur on June 1, 2005.

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.



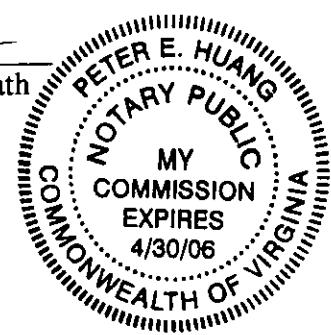
Signature of Affiant

Sworn and subscribed before me this 2nd day of May, 2005.



Signature of official administering oath

My commission expires 4/30/2006



DOCKETED
OCT 03 2005

**DOCUMENT
FOLDER**



McNees Wallace & Nurick LLC
attorneys at law

ORIGINAL

CHARIS MINCAVAGE
DIRECT DIAL: (717) 237-5437
E-MAIL ADDRESS: CMINCAVAGE@MWN.COM

May 3, 2005

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
Harrisburg, PA 17120

**DOCUMENT
FOLDER**

VIA HAND DELIVERY

Re: Application of Commerce Energy, Inc., for Approval to Offer, Render, Furnish, or Supply Natural Gas Service as a Natural Gas Supplier to the Public in the Commonwealth of Pennsylvania; Docket No. A-125138

Dear Secretary McNulty:

Please find enclosed an original and eight (8) copies of the Proof of Publication in connection with the License Application of Commerce Energy, Inc. ("CEI"), which was filed with the Pennsylvania Public Utility Commission ("PUC" or "Commission") on April 8, 2005. The Proof of Publication is from the Philadelphia Inquirer and the date of publication was April 29, 2005. Please be advised that we previously submitted to the Commission on April 29, 2005, photocopies of the Notice from the Philadelphia Inquirer. The instant filing completes CEI's compliance with the Commission's notice requirements pursuant to 52 Pa. Code § 62.107.

Copies of this filing are being served on the parties listed on the attached Certificate of Service. Please date stamp the extra copy of this transmittal letter and kindly return it to us for our filing purposes. Thank you for your attention to this matter.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

BTL

By

Charis Mincavage

Derrick Price Williamson
Charis Mincavage

Counsel to Commerce Energy, Inc.

SECRETARY'S BUREAU

2005 MAY -3 PM 2:17

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Enclosures

c: Certificate of Service

CERTIFICATE OF SERVICE

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VIA FIRST-CLASS MAIL

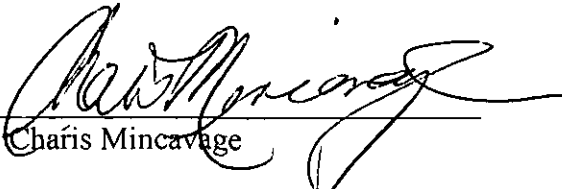
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Strawberry Square, 14th Floor
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Kevin Carrabine
PECO Energy Company
2301 Market Street
P.O. Box 8699
Philadelphia, PA 19101-8699


Charis Mincavage

Dated this 3rd day of May, 2005, in Harrisburg, Pennsylvania.

DOCUMENT
FOLDER

DOCKETED
JUN 4 2005

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2005 MAY -3 PM 2: 18
SECRETARY'S BUREAU

Proof of Publication in The Philadelphia Inquirer
Under Act. No 160, P.L. 877, July 9, 1976

STATE OF PENNSYLVANIA
COUNTY OF PHILADELPHIA

Anna Dickerson being duly sworn, deposes and says that **The Philadelphia Inquirer** is a daily newspaper published at Broad and Callowhill Streets, Philadelphia County, Pennsylvania, which was established in the year 1829, since which date said daily newspaper has been regularly published and distributed 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 said daily newspaper on the following dates:

April 29, 2005

Affiant further deposes and says that he is an employee of the publisher of said newspaper and has been authorized to verify the foregoing statement and that he 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.

DOCUMENT
FOLDER

Anna Dickerson

Sworn to and subscribed before me this 29th day of April, 2005.

Margaret C. Ruchalski
Notary Public

My Commission Expires:

NOTARIAL SEAL
Margaret C. Ruchalski, Notary Public
City of Philadelphia, Phila. County
My Commission Expires May 27, 2006

Copy of Notice of Publication

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
NOTICE

Application of Commerce Energy, Inc., for approval to offer, render, furnish, or supply natural gas services in the Commonwealth of Pennsylvania, Docket No. A-125138.

On April 8, 2005, Commerce Energy, Inc., filed an application with the Pennsylvania Public Utility Commission ("PUC") for a license to supply natural gas services to the public in the Commonwealth of Pennsylvania. Commerce Energy, Inc., proposes to sell natural gas and related services as a Natural Gas Supplier to the public in southeastern Pennsylvania under the provisions of the Natural Gas Choice and Competition Act.

The PUC may consider this application without a hearing. Protests directed to the technical or financial fitness of Commerce Energy, Inc., may be filed within 15 days of the date of this notice with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, Pennsylvania 17105-3265. You should send copies of any protest to Commerce Energy, Inc.'s attorney at the address listed below. Please include the PUC's A-docket number on any correspondence, which is A-125138.

COMMERCE ENERGY, INC.

By and through Counsel:
Charis Mincavage, Esquire
McNees Wallace & Nurick LLC
100 Pine Street
P.O. Box 1186
Harrisburg, PA 17108-1186
(717) 237-5437 (Phone)
(717) 237-5300 (Fax)

DOCKETED

JUN 4 2005

SECRETARY'S BUREAU
PA PUC

2005 MAY - JUN PH 2: 18

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