



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
COMMONWEALTH KEYSTONE BUILDING  
400 NORTH STREET  
HARRISBURG, PENNSYLVANIA 17120

June 21, 2023

Docket No. A-110094  
Utility Code: 110094

KELLY CONROY CONTROLLER  
JACK RICH INC  
10 GILBERTON RD  
GILBERTON PA 17934  
kconroy@gilbertoncoal.com

Re: Bonding/Security Reduction for Electric Generation Suppliers

Dear Ms. Conroy:

On March 30, 2023, Jack Rich, Inc. (Jack Rich) filed a 5% Annual Compliance Filing with the Pennsylvania Public Utility Commission (Commission) for permission to maintain its Electric Generation Supplier financial security level of 5% of its most recent four quarters of revenue.

Jack Rich filed the 5% Annual Compliance Filing pursuant to the Commission's Order entered September 20, 2018, at Docket No. P-2017-2608078.

On May 30, 2023, Jack Rich informed the Commission that it has not prepaid its 2023 Estimated Gross Receipt Taxes to the Department of Revenue in its entirety at the time of its 5% Annual Compliance Filing.

The financial security is designed "to ensure the financial responsibility of the electricity generation supplier and the supply of electricity at retail in accordance with contracts, agreements or arrangements<sup>1</sup>." The Commission finds considerable uncertainty regarding Jack Rich's ability to fulfil its future annual obligations under Section 2809. In particular, we have concerns regarding Jack Rich's ability to fulfil its obligations related to gross receipts taxes, Alternate Energy Portfolio Standards (AEPS) and the Commission's Annual Fee levied on EGSs. The Commission has determined it is prudent to require Jack Rich to increase its current financial security level from 5% to 10% of its most recent four quarters of revenue because of these uncertainties.

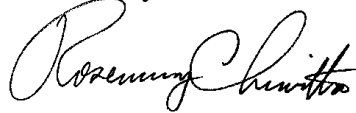
Therefore, for the reasons stated above, Jack Rich's 5% Annual Compliance Filing is hereby **denied** and Jack Rich must provide a financial security at 10% of its most recent four quarters of revenue to the Commission.

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<sup>1</sup> 66 Pa. C.S. Section 2809(c)(1)(i)

In accordance with 52 Pa. Code 5.44, this staff action will be deemed to be the final action of the Commission unless a petition of reconsideration is filed with the Secretary of the Commission within 20 days of the date on this notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Rosemary Chiavetta". The signature is written in a cursive style with a large initial "R".

Rosemary Chiavetta  
Secretary