



Control Number: 36123



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AGGREGATOR REGISTRATION FORM
For the Texas Retail Electric Market

PROJECT NO. 36123 (Assigned by Central Records when registration is initially filed)

Registering Party:

The Eric Ryan Corporation

Authorized Representative or Attorney to contact about this application:

NAME: Keith Venezia TITLE: CEO

ADDRESS: 1 Early Street, Suite A, PO Box 473, Ellwood City, PA 16117

TELEPHONE: 724-758-2922 FAX: 724-752-8999

EMAIL ADDRESS: Kvenezie@ericyan.com

Agent for Service of Process:

NAME: Autumn Minnitte TITLE: Contract Administrator

ADDRESS: 1 Early Street, Suite A, PO Box 473, Ellwood City, PA 16117

TELEPHONE: 724-758-5085 FAX: 724-752-8999

EMAIL ADDRESS: aminnitte@ericyan.com

Check the most appropriate box to describe the submission of this document:

- ☒ This submission opens a new aggregator registration.
- ☐ This submission supplies additional information for a pending aggregator registration.
- ☐ This submission amends an existing, completed aggregator registration.

Review the *Instructions*. Fill out Parts A through C of this Registration Form and the Affidavit according to the aggregator classification(s) desired:

- Class I:** Parts A, B, C, and Affidavit.
Class II.A: Parts A, B, C, and Affidavit
Class II.B: Part A and Affidavit.
Class II.C: Part A and Affidavit.
Class II.D: Parts A, B, C, and Affidavit.

PART A – GENERAL INFORMATION

APPLICABLE TO ALL REGISTERING PARTIES

1. Legal Name of Registering Party: The ERIC Ryan Corporation

2. Type of registering party. Review the definitions in the *Instructions* and check appropriate box:

- ☒ Person
☐ Political subdivision
☐ Political subdivision corporation
☒ CORPORATION

3. Types of aggregator registrations sought. Review the required eligibility and operational parameters listed in the *Instructions* and check appropriate box or boxes:

- ☒ **Class I:** Private entity that aggregates private customers to buy electricity from REPs.
☐ **Class II.A:** Person that aggregates municipalities, political subdivisions, or both.
☐ **Class II.B:** Political subdivision corporation aggregating political subdivisions.
☐ **Class II.C:** Public body that aggregates its citizens.
☐ **Class II.D:** Administrator of citizen aggregation.

4. Other Names. List any trade, commercial, and doing-business-as (d/b/a) names, other than the legal name listed in #1 above, under which the registering party intends to operate (Class I, II.A and II.B aggregators are limited to 5 operating names.):

The ERIC Ryan Corporation does not operate under any
trade, commercial, or doing-business-as names.
We solely operate under "The ERIC Ryan Corporation"

5. Address. List the registering party's Texas business address, telephone number and fax number. Provide the same details for the principal place of business, if different from the Texas business address.

The Eric Ryan Corporation

16003 Hickory Knoll Drive
Houston, TX 77059

6. **Officers.** Provide, as **Attachment A**, the names, business addresses, and phone numbers of the registering party's officers, directors, or partners. ATTACHED

7. **Affiliates.** Provide, as **Attachment B**, the names of the registering party's affiliates and subsidiaries that provide utility-related services, such as telecommunications, electric, gas, water or cable (if any). NONE

8. **Customer Service Contact.** List the telephone number of the customer service department.

AUTUMN MINNITTE - Contact for Customer Service
1 EARLY STREET, Suite A
ELLWOOD CITY, PA 16117
724-758-5085

9. **Regulatory contact person.** List the name, physical business address, telephone number, fax number, and e-mail address for a regulatory contact person – and for the agent for service of process, if different.

Keith Venezie
1 EARLY STREET, Suite A
ELLWOOD CITY, PA 16117
(P) 724-758-2922, (F) 724-752-8999
kvenezie@ericryan.com

10. **Customers.** Circle all of the electricity customer classes in the following list that the registering party intends to aggregate:

RESIDENTIAL

COMMERCIAL

INDUSTRIAL

MUNICIPALITIES

POLITICAL SUBDIVISIONS

Please provide further detail regarding the classes you have selected:

Our intent as an energy consulting firm is to provide Consulting
Services on behalf of the above and to assist in the purchase
of electric by aggregating multiple entities if applicable.

**CLASS II.B AND CLASS II.C REGISTERING PARTIES MAY STOP HERE.
COMPLETE THE AFFIDAVIT AND SUBMIT ALL MATERIALS, INCLUDING
SUPPORTING ATTACHMENTS A AND B, TO THE COMMISSION.**

PART B – TECHNICAL AND CUSTOMER PROTECTION INFORMATION

APPLICABLE ONLY TO PARTIES REGISTERING FOR CLASS I, CLASS II.A, AND CLASS II.D

Review the attached *Instructions*. Select one of the following two options for registration by checking the appropriate box. By separate attachment, provide the information required for the option chosen.

- ☒ **1. STANDARD REGISTRATION.** To exercise the Standard Registration option, check the box at left and provide as **Attachment C** the following additional information:
- (a) **Texas Secretary of State records.** Any applicable information on file with the Texas Secretary of State, such as copies of the registering party's endorsed certificate of incorporation certified by the Texas Secretary of State, the registering party's certificate of good standing, or other business registration on file with the Texas Secretary of State. Include any information under d/b/a (doing-business-as) names.
 - (b) **Tax delinquency disclosure.** Disclose any delinquency with taxing authorities in the state of Texas, including the Comptroller's Office.
 - (c) **Prior experience.** Describe prior experience, if any, of the registering party or one or more of the registering party's principals or employees in the retail electric industry or a related industry.
 - (d) **Affiliate and agency relationships.** Disclose any affiliate or agency relationships and the nature of any affiliate or agency agreements with REPs or transmission and distribution utilities. If such a relationship or agreement exists, explain how the registering party will disclose this information to its customers and to the REPs with whom it does business.
 - (e) **Activities in other states.** List the other states, if any, in which the registering party, and/or its affiliates and subsidiaries providing utility-related services, currently conduct business, or have previously conducted business, within the past 3 calendar years.
 - (f) **Compensation sources.** Disclose the registering party's known or anticipated sources of compensation for aggregation services, and provide an explanation of its plans for disclosure of those compensation sources to its customers.
 - (g) **Bankruptcy disclosure.** Disclose any bankruptcy or liquidation proceedings of the registering party, any predecessors in interest, or its affiliates, within the past 3 calendar years.
 - (h) **Disclosure of fraud or liability.** List any convictions or liability findings of fraud, theft or larceny, deceit, or violations of any customer protection or deceptive trade laws in any state against the registering party, a predecessor, its principals, or its affiliates.
 - (i) **Investigation status.** Provide a statement indicating whether the registering party is currently under criminal or civil investigation, either in this state or in another state or jurisdiction for violation of any customer protection law or regulation.

- (j) **Complaint history.** Provide a complete complaint history list for the past 3 calendar years as required by the Aggregator Rule (*see Instructions* for exact rule requirements).
 - (k) **Pending authorizations (Class II.A or II.D aggregators only).** List pending authorizations, if any, from public entities for the registering party to aggregate their loads or that of their citizens.
- ☐ **2. ALTERNATIVE LIMITED REGISTRATION.** To exercise the Alternative Limited Registration described in the Instructions, which limits the size of customers that may be served, check the box at left so that the statement (a) below is incorporated into the Affidavit, and then provide as **Attachment D** the information specified in (b) below. 7 NO
- (a) By executing the Affidavit attached hereto, the registering party swears and affirms that it is aware of, and will comply with, P.U.C. SUBST. R. §25.111(f)(2), which applies to entities that aggregate only customers who seek to contract individually for 250 kilowatts or more of peak demand electricity. Specifically, the registering party swears and affirms that it possesses a written consent from each customer it plans to serve, authorizing the registering party to provide aggregation for that customer.
 - (b) Provide as **Attachment D** the information required by paragraphs (a), (b), (c), (g), (h), (i), and (k) of the Standard Registration requirements.¹

PART C – FINANCIAL RESOURCE INFORMATION

APPLICABLE ONLY TO PARTIES REGISTERING FOR CLASS I, CLASS II.A, AND CLASS II.D.

1. Intention to take deposits or other advance payments. Check only one of the following two statements of intention:

- ☐ **YES, THE REGISTERING PARTY WILL COLLECT DEPOSITS OR OTHER ADVANCE PAYMENTS FROM ELECTRIC CUSTOMERS IN ADVANCE OF DELIVERING AGGREGATION SERVICES.**

By executing the Affidavit attached hereto, the registering party swears and affirms that it is aware of, and will comply with, P.U.C. SUBST. R. §25.111(g)(1)(A)-(D), which applies to any entities that aggregate electricity customers and intend to take any deposits or other advance payments from electricity customers for aggregation services.

If the "YES" box above is selected, proceed to Item No. 2 below to indicate the method of meeting the financial qualifications required by the Aggregator Rule.

¹ Parties registering by means of the Alternative Limited Registration option are exempted from the information required by paragraphs (d), (e), (f) and (j) of the Standard Registration and from the affiliate disclosure required by No. 7 of Part 4

☒ **NO**, THE REGISTERING PARTY WILL *NOT* COLLECT DEPOSITS OR OTHER ADVANCE PAYMENTS FROM CUSTOMERS IN ADVANCE OF DELIVERING AGGREGATION SERVICES.

By executing the Affidavit attached hereto, the registering party swears and affirms that, if it later decides to take prepayments, it shall amend its registration in advance of accepting such deposits or other advance payments for aggregation services. That amended registration shall demonstrate compliance with P.U.C. SUBST. R. §25.111(g) within 90 days of receiving the first payment for aggregation services and before those services are rendered.

If the "NO" box above is selected, stop here and proceed to the *Affidavit*.

2. Method of financial qualification. Check only one of the two boxes below to select one of the two methods for financial qualification to collect deposits and advance payments. The "standard" qualifications are available to any registering party, but the "alternative" qualifications are limited to those parties who have selected the Alternative Limited Registration in Part B. Provide the respective documentation materials indicated for the method selected:

☐ **STANDARD FINANCIAL QUALIFICATIONS.** This method of qualification is the only option for parties registering under the Standard Registration in Part B.

(a) **Calculation methodology.** The amount of required financial resources equals the registering party's cumulative obligations to customers arising from deposits or other advance payments for aggregation services made by customers prior to the delivery of aggregation services. Provide as **Attachment E** the registering party's methodology for calculating the required amount of financial resources.

(b) **Financial evidence.** From the following list, indicate which financial instruments are used to demonstrate the registering party's compliance with the Aggregator Rule's financial requirements. Then provide the applicable supporting documentation as required by (c), (d), (e), and (f) below (supply only the applicable attachments).

- ☐ A certificate of deposit with a bank or other financial institution;
- ☐ A letter of credit issued by a bank or other financial institution, irrevocable for a period of at least 15 months;
- ☐ A line of credit or other loan issued by a bank or other financial institution, including a bond in a form approved by the commission, irrevocable for a period of at least 15 months;
- ☐ A loan issued by a subsidiary or affiliate of the applicant or a corporation holding controlling interest in the applicant, irrevocable for a period of at least 15 months;
- ☐ A guaranty issued by a shareholder or principal of the applicant; a subsidiary or affiliate of the applicant or a corporation holding controlling interest in the applicant; irrevocable for period of at least 15 months.

- ☐ An investment grade credit rating.
 - ☐ Other financial evidence approved in advance by the commission _____

 - (c) **Financial integrity of loans or guarantees.** If applicable, provide as **Attachment F** the financial evidence showing that the lender or guarantor possesses the financial resources needed to fund the loan or guaranty.
 - (d) **Unencumbered resources.** Provide as **Attachment G** evidence of cash and other instruments listed as financial resources unencumbered by pledges for collateral.
 - (e) **Credit ratings.** If applicable, provide as **Attachment H** evidence of investment grade credit rating.
 - (f) **Disclosure to financial backers.** Provide as **Attachment I** evidence that a copy of P.U.C. SUBST. R. 25.111 (the Aggregator Rule) has been provided to any party providing, either directly or indirectly, financial resources necessary to protect customers pursuant to this paragraph.
- ☐ **ALTERNATIVE FINANCIAL QUALIFICATIONS FOR LIMITED REGISTRATION.** This method of qualification is available only to parties who register by means of the Alternative Limited Registration, specifically those that aggregate customers that individually contract for at least 250 kilowatts of peak demand electricity. Check the box at left to exercise this option and incorporate into the Affidavit the statement below:

By executing the affidavit attached hereto, the registering party swears and affirms that it is aware of, and will comply with, P.U.C. SUBST. R. 25.111(g)(2), which applies to entities that aggregate only customers that individually contract for 250 kilowatts or more of peak demand electricity. Specifically, the registering party swears and affirms that it possesses a written consent from each customer it wishes to serve, authorizing the registering party to provide aggregation for that customer *without* establishing the cash and credit resources normally required of aggregators who take deposits or other advance payments from customers.

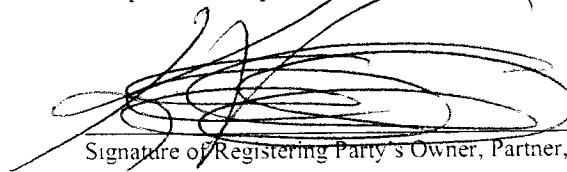
AFFIDAVIT

BEFORE ME, the undersigned authority, on this day personally appeared the undersigned, who, after being duly sworn, stated on their oath that they are entitled to make this Affidavit, and that the statements contained below and in the foregoing are true and correct.

Check one of the following boxes:

- ☐ I am an owner, partner, or officer of the registering party, which is registering as a Class II.B or Class II.C aggregator.
- ☒ I am an owner, partner, or officer of the registering party, which is registering as a Class I, Class II.A, and/or a Class II.D aggregator.

I swear or affirm that I have personal knowledge of the facts stated in the attached registration, that I am competent to testify to them, and that I have the authority to submit this application form on behalf of the registering party. I further swear or affirm that all statements made in the Registration Form are true, correct and complete and that any substantial changes in such information will be provided to the Public Utility Commission of Texas in a timely manner. I swear or affirm that the registering party understands and will comply with all requirements of the applicable law and rules, including any required submission of additional information by sworn affidavit prior to the provision of electric service.



Signature of Registering Party's Owner, Partner, or Officer

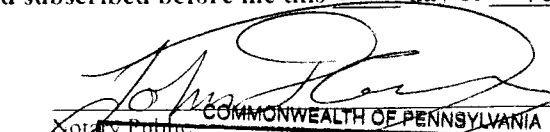
Keith C. Venezia

Printed Name

The Eric Ryan Corporation

Name of Registering Party

Sworn and subscribed before me this 28 day of AUGUST, 2008
Month Year



Notary Public

COMMONWEALTH OF PENNSYLVANIA

NOTARIAL SEAL
John D. Ewing - Notary Public
Ellwood Boro., Lawrence County
MY COMMISSION EXPIRES SEP. 20. 2010

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**Aggregator Registration Form
Texas
Attachment A**

The Eric Ryan Corporation
1 Early Street, Suite A
Ellwood City, PA 16117

Officers

Mr. Keith Venezie – President & CEO
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-2922

Ms. Peggy Venezie – Vice President
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-2509

Ms. Nina Burke – Secretary & Treasurer
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-2923

Directors

Mr. Ryan Venezie
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-5130

Mr. Eric Venezie
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-2914

Ms. Mary DeCaria – CFO
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-2938

Ms. Rebecca Hink
1 Early Street, Suite A
PO Box 473
Ellwood City, PA 16117
724-758-2931



**Aggregator Registration Form
Texas
Attachment C**

The Eric Ryan Corporation
1 Early Street, Suite A
Ellwood City, PA 16117

(a) Texas Secretary of State Records:

- The Certificate of Filing (File Number: 800913709) has been included.

(b) Tax delinquency disclosure:

- The Eric Ryan Corporation is not delinquent with any of the taxing authorities in the state of Texas.

(c) Prior experience:

- The Eric Ryan Corporation currently services over five hundred (500) commercial customers in five (5) states.

(d) Affiliate and agency relationships:

- The Eric Ryan Corporation does not have any affiliate or agency relationships with REPs or transmission and distribution utilities.

(e) Activities in other states:

- The following is a list of states in which The Eric Ryan Corporation is currently conducting or has conducted business with over the past three (3) calendar years: Pennsylvania, New Jersey, California, Michigan, and Maryland.

(f) Compensation sources:

- The Eric Ryan Corporation operates in a "shared savings" mode; sharing in a percentage of the savings realized by the Client.

(g) Bankruptcy disclosure:

- Within the past three (3) calendar years, The Eric Ryan Corporation has not filed for bankruptcy or liquidation proceedings, nor has it done so with any predecessors in interest, or affiliates.

(h) Disclosure of fraud or liability:

- The Eric Ryan Corporation has never been convicted, nor has it had liability findings of fraud, theft or larceny, deceit, or violations of any customer protection or deceptive trade laws in any state.

(i) Investigation Status:

- The Eric Ryan Corporation is not, and has never been, under criminal or civil investigation in the state of Texas, or in any other state or jurisdiction for violation of any customer protection law or regulation.

(j) Complain History:

- The Eric Ryan Corporation has never had a complaint filed against it.

(k) Pending Authorizations:

- The Eric Ryan Corporation is Class I. – Question is not applicable.

