State of New Jersey
BOARD OF PUBLIC UTILITIES
44 South Clinton Avenue
1st Floor, Post Office Box 350
Trenton, New Jersey 08625-0350
www.nj.gov/bpu/

ELECTRIC POWER and/or NATURAL GAS SUPPLIER

INITIAL LICENSE APPLICATION

Before completing this form, please refer to the instructions located on the New Jersey Board of Public Utilities ("BPU" or "Board") website. Please type or print all answers. Do not leave any questions unanswered. If a question is not applicable or the answer is none, please type or print "N/A" only when instructed. See instructions for information regarding submission of confidential information. All sections of this form, including related attachments, are subject to the rules and requirements of the State of New Jersey's Open Public Records Act. (N.J.S.A. 47:1A-1 et seq.)

All documentation must be submitted electronically via the BPU External Access Portal.

E-Filing instructions can be found at: https://nj.gov/bpu/agenda/efiling/

Section 1

1. a) Legal Name of Applicant: _____

   b) D/B/A or Trade Name: (*"N/A" if not applicable*) _____

2. New Jersy Principal Business Address:

   (*Note: Applicant must lease or own space in a building in New Jersey. A post office box, virtual office, or rented mail-receiving space shall not constitute a New Jersey office. See instructions for more information.*)

   _____

   _____

   _____

3. Business Telephone Number: _____

4. Website address: _____

5. Type of Application being applied for: (*Check one*)

   ☐ Electric Power ☐ Natural Gas ☐ Both Electric and Gas

6. Type of Ownership: (*Check one*)

   ☐ Corporation ☐ Partnership ☐ Sole Proprietor

   ☐ Limited Partnership ☐ Limited Liability Company

7. Provide the contact information for the in-state New Jersey registered agent.

   (*Note: This does not constitute the New Jersey Principal Business Address requirement.*)

   Name: _____

   Title: _____

   Telephone Number: _____

   E-mail Address: _____

   NJ Address: _____

   _____

8. Provide the contact information for the New Jersey customer service representative.

   Name: _____

   E-mail Address: _____

   Toll-Free Telephone Number: _____

   Address: _____

   _____

9. Federal Tax Number: _____

10. Provide the names, titles, business telephone numbers, and the email addresses of the key operating personnel including Directors, Officers, Partners, or Sole Proprietors:

    _____

    _____

    _____

    _____

11. Provide names, titles, business telephone numbers, and addresses of any stockholders having 10% or more of the entity. (*"N/A" if not applicable*)

    _____

    _____

    _____

    _____

12. Provide the name and business address of the applicant's parent company. (*"N/A" if not applicable*)

    _____

    _____

    _____

    _____

13. Provide the contact information for the regulatory affairs representative responsible for conduct of Licensee's business in New Jersey.

    Name: _____

    Title: _____

    E-mail Address: _____

    CC E-mail (*"N/A" if not applicable*): _____

    Telephone Number: _____

    Address: _____

    _____

14. If the regulatory affairs representative, provided in #13 above, will not be the point of contact to provide additional information to the BPU to complete this application, then please provide the contact information for the authorized representative who will handle these requests. (*"N/A" if not applicable*)

    Name: _____

    E-mail Address: _____

    Telephone Number: _____

15. In the past five years, is or has the applicant or any of the key operating personnel, officers, directors, partners, owners, or listed stockholders now or has ever been under investigation in New Jersey, or any other state, or federal jurisdiction in connection with the sale or delivery of electricity or natural gas?

    ☐ Yes, see Attachment No.: _____

    ☐ No

    If yes, attach a schedule giving details regarding the status of the investigation, (including but not limited to pending negotiations, pending hearings, pending decisions, or closed with settlements and approvals/decisions) and provide final dispositions, including court orders, regulatory orders and approved settlements in addition to the official filed petition or complaint initiating the investigation.

16. In the past five years, has the applicant or any of the key operating personnel, officers, directors, partners, owners, or listed stockholders ever been arrested or convicted of any offense, crime, misdemeanor, or disorderly persons charge in New Jersey or any other state, or by the federal government (excluding motor vehicle violations)?

    ☐ Yes, see Attachment No.: _____

    ☐ No

    If yes, attach a schedule giving details regarding the status of the charges, (including but not limited to pending negotiations, pending hearings, pending decisions, or closed with settlement and approvals/decisions) and provide final dispositions, including court orders, regulatory orders and approved settlements in addition to the official filed documentation leading up to the charges.

17. In the past five years, has the applicant or any of the key operating personnel, officers, directors, partners, owners, or listed stockholders ever had a license, or right to engage in any business or profession, revoked, denied, suspended, or restrained by any agency of New Jersey or any other state, or by the federal government in connection with the sale or delivery of electricity or natural gas?

    ☐ Yes, see Attachment No.: _____

    ☐ No

    If yes, attach a schedule giving details regarding the status of the matter, (including but not limited to pending negotiations, pending hearings, pending decisions, or closed with settlements and approvals/decisions) and provide final dispositions, including court orders, regulatory orders and approved settlements in addition to the official documents leading to the matter.

18. In the past five years, has the applicant or any of the key operating personnel, officers, directors, partners, owners, or listed stockholders of your organization ever been subject to any disciplinary proceeding in connection with a license or right to engage in any business or profession in New Jersey, any other state, or by the federal government in connection with the sale or delivery of electricity or natural gas?

    ☐ Yes, see Attachment No.: _____

    ☐ No

    If yes, attach a schedule giving details and provide relevant documents.

19. In the past five years, has the applicant or any of the key operating personnel, officers, directors, partners, owners or listed stockholders ever filed a petition in bankruptcy or reorganization or been affiliated with any entity that has filed a petition in bankruptcy or reorganization in connection with the sale or delivery of electricity or natural gas?

    ☐ Yes, see Attachment No.: _____

    ☐ No

    If yes, give particulars on a separate schedule containing date of bankruptcy or reorganization proceedings, copy of petition in bankruptcy and copy of discharge, if applicable.

20. In the past five years, has the applicant or any of the key operating personnel, officers, directors, partners, owners or listed stockholders ever been investigated or involved as a defendant in any regulatory proceeding?

    ☐ Yes, see Attachment No.: _____

    ☐ No

    If yes, give particulars on a separate schedule containing date of such investigation or litigation, regulatory body or authority initiating such proceeding and resolution.

Section 2

Attach the following items to the application. Do not leave any items below unanswered. Responses to multiple items may be combined into a single attachment. If an item is not applicable, type or print "N/A" with a brief explanation detailing the reason why it is not applicable in the corresponding attachment. All attachments must be labeled with an identifying number and provided below.

A. Provide financial statements from the latest two fiscal years or covering the life of the business, whichever is shorter.

- Attachment No.: _____

B. Provide a reference letter from a bank or other licensed lending institution affirming company's state of good standing, as well as the age and figure amount of the account (e.g. 4,5,6 figures).

- Attachment No.: _____

C. Provide pro forma estimate of income statement and balance sheet, projecting the first year of business under the proposed license.

- Attachment No.: _____

D. Provide a copy of the original perfected surety bond in the minimum amount of $250,000. If applying for both gas and electric licenses, provide two perfected surety bonds each in the amount of $250,000. The required language for the bond(s) can be found in the instructions to this application. In addition to attaching an electronic copy of the surety bond(s) to this application, the applicant is required to mail original perfected surety bond(s) to the BPU. Provide the tracking number for the mailing below.

- Attachment No.: _____
- Mail original perfected surety bond(s) to:

  New Jersey Board of Public Utilities
  ATTN: Licensing and Registration Unit
  44 South Clinton Avenue
  1st Floor, P.O. Box 350
  Trenton, New Jersey 08625-0350

- Tracking No.: _____

E. Describe experience in electric power and/or natural gas business, as applicable, of applicant or any key operating personnel, officers, directors, partners, owners, or listed stockholders of your organization, as applicable. Resumes are acceptable.

- Attachment No.: _____

F. Provide the amount of customer complaints received for the two years prior to the date of the application involving the energy-related business activities of applicant.

- Attachment No.: _____

G. Provide a list of all US states and jurisdictions the applicant is currently doing retail marketing and/or serving customers.

- Attachment No.: _____

H. Provide a list of types of services or products to be offered by applicant by customer class (Residential, Commercial, and Industrial).

- Attachment No.: _____

I. For applicants intending to market to residential customers, attach a sample residential supply contract. The mandated one-page summary of contract of pertinent terms and conditions as required by the BPU for residential and small commercial suppliers in accordance with N.J.A.C. 14:4-7.6A must be provided.

- Attachment No.: _____

J. Provide a statement, signed by an authorized officer on company letterhead, listing affiliations to any other third-party supplier, local distribution company, or any other entity. If there are no affiliations please state as such in the letter. For this statement, "Affiliate" shall mean two or more entities, one of which controls the other or that are under common control. "Control" of an entity means the ownership, either directly or indirectly, in aggregate, of 10% or more of the voting shares of the entity, or representation on its Board of Directors (or equivalent), or influence over day-to-day management of the entity.

- Attachment No.: _____

K. Does the applicant plan on using the following means of market solicitation?

	Yes	No
a) Internet	☐	☐
b) Direct Mail	☐	☐
c) Door-to-door	☐	☐
d) Telemarketing	☐	☐

(*Note*: *If applicant selected yes to (d) above and will be soliciting residential customers, then complete and attach the Do Not Call Certification found in the instructions of this application.*)

- Attachment No.: _____

L. For New Jersey Entities: Provide a copy of the Certificate of Incorporation or Certificate of Formation bearing the New Jersey Secretary of State's dated filing stamp.

- Attachment No.: _____

M. For Foreign Entities: Provide a copy of Certificate of Authority authorizing the collection of sales and use tax in the State of New Jersey and the New Jersey Business Registration Certificate from the New Jersey Department of the Treasury.

- Attachment No.: _____

N. If using a "doing business as/trade name", as indicated on line 1(b) of this application, provide a copy of the New Jersey Alternate Name Registration Certificate and/or County Clerk's Certificate of Trade Name.

- Attachment No.: _____

O. If applying for an electric power supplier license, provide evidence that applicant has met and can continue to meet the financial and other requirements necessary to move power through the independent system operator for the transmission infrastructure and the financial and other requirements for the utility distribution network. Supporting documentation includes, but is not limited to, evidence of PJM membership and evidence applicant is party to the PJM Reliability Assurance Agreement.

- Attachment No.: _____

P. Remit initial application fees in the amounts listed below. See instructions for more information.

a) Electric Supplier License Fee (*Refundable if application is denied*)	$ 1,500
b) Natural Gas Supplier License Fee (*Refundable if application is denied*)	$ 1,200
c) Electric Supplier License Application Fee (*Non-refundable*)	$ 350
d) Natural Gas Supplier License Application Fee (*Non-refundable*)	$ 350

CERTIFICATION UNDER OATH

1. I, _____, hereby certify that I am the _____ of
(*Type or print name*) (*title*)
the Licensee and have been authorized to file this initial license application and certification on behalf of the Licensee.

2. I hereby certify that I have carefully examined all of the statements contained in this initial license application and in the attachments hereto and made a part hereof, that I have knowledge of the matters set forth herein, that all statements made and matters set forth herein are true and correct to the best of my knowledge, information, and belief and that I know of no material omission. I am aware that submitting false or misleading information in connection with this initial license application is grounds for revocation of license and may subject me, the Licensee and other responsible persons on behalf of the Licensee to penalties of perjury, as well as to other civil or criminal penalties.

3. I hereby certify that the Licensee agrees to comply with all standards, rules and regulations applicable to this license and to meet all reliability standards in accordance with N.J.S.A. 48:3-49 et seq. or as may be established by any applicable regulatory authority.

4. I hereby certify that the Licensee understands and agrees that approval of this initial license application does not afford any rights with respect to use of a utility facility, but that exercise of the license, if approved, is subject to execution of an access agreement to be entered into between the Licensee and a utility on mutually acceptable terms.

5. I also certify that the Licensee shall provide such information as the Board or its staff shall require to assist the Board in making any determination concerning revocation, suspension, issuance or renewal of the license.

Dated this _____day of _____, _____ at _____.
(*day*) (*month*) (*year*) (*location*)

Signature: _____

_____
(*title*)

NOTARIZATION:

_____

State of New Jersey
BOARD OF PUBLIC UTILITIES

RE: NJBPU Internet Website Information Disclosure

Please complete this form in its entirety to provide updates to the Board's website listing of licensed electric power and natural gas suppliers.

Company Name: _____

DBA or Trade Name: (*"N/A" if not applicable*) _____

New Jersey Office Address of Supplier: _____

(*Same as New Jersey Principal Address*) _____

_____

_____

Business Phone Number: _____

Toll-Free Customer Service Phone No.: _____

Supplier Internet Address: _____

***Direct Pricing Link:** _____

*(*Required if marketing to and/or serving residential or small commercial customers*)

New Jersey Utility Service Territories & Customer Classes where your firm will market to customers upon license approval:

New Jersey Utility Company Service Territories: (*Check all that apply)*

Electric:	☐ Atlantic City Electric	☐ JCP&L
	☐ PSE&G	☐ Rockland Electric
Gas:	☐ Elizabethtown Gas	☐ New Jersey Natural Gas
	☐ PSE&G	☐ South Jersey Gas

Customer Classes Served: (*Check all that apply)*

☐ Residential ☐ Small Commercial ☐ Large Commercial ☐ Industrial

(*Note: If customer class served differs by utility service territory, provide specific details.*)

"Small Commercial" is defined as an electric customer with a cumulative peak load of 50 kilowatts or less, or a commercial gas customer with a cumulative peak load of 5,000 therms or less. N.J.S.A. 48:3-56

PLEASE NOTIFY LICENSING & REGISTRATION UNIT OF ANY CHANGES SUBSEQUENT TO FILING.

REPLY TO: NJBPU LICENSING & REGISTRATION UNIT
E-MAIL: Audits.Licensing@bpu.nj.gov