

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>3</sup>

JUN 15 2017

In the matter of the application of )  
EDF ENERGY SERVICES, LLC )  
for certification as a seller of )  
energy services in the State of )  
Missouri )

Missouri Public  
Service Commission

APPLICATION FOR CERTIFICATION AS A  
SELLER OF ENERGY SERVICES  
IN THE STATE OF MISSOURI

PLEASE PRINT OR TYPE:

EDF ENERGY SERVICES, LLC

NAME OF APPLICANT

5/25/2017

DATE OF APPLICATION

Address of Principal Place of Business:

Street 4700 W. Sam Houston Parkway N., Suite 250  
Name \_\_\_\_\_

City Houston

State Texas

If the Commission or Staff has questions  
about this Application, they should contact:

Tom Jania, VP North American Retail Gas

Address

257 W. 80th Place  
Merrillville, IN 46410

Phone( ) 281-781-0333

Phone( ) 219-757-747

\*\*\*\*\*

APPLICANT IS:

\_\_\_\_ Individual Doing Business Under Own Name

\_\_\_\_ Individual Doing Business Under Fictitious Name (*Attach a copy of registration of fictitious name with Secretary of State*)

\_\_\_\_ Partnership (*Attach copy of partnership agreement - Missouri Attorney must file the application*)

☒ Corporation (*Attach certified copy of Articles of Incorporation and Certificate of Incorporation - Missouri Attorney must file the application*)

\*\*\*\*\*

~IMPORTANT~

APPLICATION MUST BE SIGNED AND NOTARIZED TO BE PROCESSED. IF APPLICANT IS A PARTNERSHIP OR CORPORATION, APPLICATION MUST BE SIGNED BY AN AUTHORIZED MEMBER OR CORPORATE OFFICER, NOTARIZED, AND SIGNED BY APPLICANT'S ATTORNEY.

APPLICATION SHOULD BE MAILED TO BOTH:

Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

Office of the Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102

(Original and 14 copies)

(One copy)

Applicant, requests the Commission to certify it as an energy seller in the State of Missouri.

SIGN HERE:

*C. A. Keene*

PRINT NAME:

Alexis Keene

TITLE: SVP, General Counsel

STATE OF Texas

COUNTY OF Harris

) ss

Comes now before me Alexis Keene and states that (s)he  
(Name of person signing Application)

SVP, General Counsel of EDF Energy Services, applicant herein,  
(Title of person signing Application) (Name of Applicant)

and further states that the information contained in this Application is accurate to the best of her/his knowledge and belief.

Subscribed and sworn to before me this 30 day of May, 2017.



*Laura Otto*

(Notary Public)

My Commission Expires: 10/31/2020

ATTORNEY'S SIGNATURE BLOCK (for Partnership or Corporation)

SIGN HERE:

*T. J. Wahl*

PRINT or  
TYPE NAME:

Timothy J. Wahl MoBAR# 62343

ADDRESS:

190 Carondelet Plaza  
Suite 1690

St. Louis, MO 63105

PHONE:

(314) 505-8838

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

**AGREEMENT OF APPLICANT FOR CERTIFICATION AS AN ENERGY SELLER**

No person, other than a distributor or a political subdivision operating within its territorial limits, shall provide energy services in a political subdivision which has business license taxes in effect pursuant to section 66.300, 71.610, 92.045, 94.110, or 94.360 RSMo, or persons who sell energy service unless the person is certified by the commission as a seller and files its agreement with the commission to pay to the political subdivision all applicable business license taxes. All retail sales of energy shall be made by a distributor, seller or a political subdivision operating within its territorial limits. No distributor or political subdivision shall provide energy services to any person on behalf of any seller unless the seller has been certified as a seller and filed its agreement with the commission to pay all applicable business license taxes and the commission has furnished such distributor or political subdivision with evidence of such certification.

The applicant agrees to the following statutory conditions.

- (1) Applicant agrees to pay business licenses taxes, franchise fees or PILOTS as required pursuant to section 393.299 RSMo.
- (2) Applicant waives its right to challenge the validity of the agreement.
- (3) Applicant waives its right to the refund of amounts paid pursuant to the agreement.
- (4) Applicant will make its books and records available to the Commission and political subdivision for review.

SIGN HERE:

*C. G. Keene*

PRINT NAME: Alexis Keene

ADDRESS: 4700 W. Sam Houston PKWY N., Suite 250  
Houston, TX. 77041

PHONE: (281) 921-9781

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

**LIST OF POLITICAL SUBDIVISIONS IN WHICH  
EDF ENERGY SERVICES, LLC PROVIDES ENERGY SERVICES**

EDF ENERGY SERVICES, LLC provides energy services in the following Missouri political subdivisions, and will notify the Commission within 48 hours if it begins providing energy services in any other political subdivision, or stops providing energy services in any listed political subdivision listed below, as required by Commission rule. EDF Energy Services does not currently provide energy services to any political subdivisions in Missouri but plans to potentially service these areas listed.

<u>Ameren Missouri</u>	<u>Summit Natural Gas</u>
<u>Empire District</u>	<u></u>
<u>LeClerc Gas Company</u>	<u></u>
<u>Liberty Utilities</u>	<u></u>
<u>Missouri Gas Energy</u>	<u></u>

(Use additional pages, if necessary)

**PLEASE BE ADVISED THAT PURSUANT TO THE COMMISSION DECISION IN CASE NO. GA-2004-0343, THE SERVICES OF AN ATTORNEY MAY BE REQUIRED.**

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "TEXREP2, LLC", FILED IN THIS OFFICE ON THE FIRST DAY OF NOVEMBER, A.D. 2006, AT 8:53 O'CLOCK A.M.



4244298 8100

061001639

*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 5166479

DATE: 11-02-06

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 09:09 AM 11/01/2006  
FILED 08:53 AM 11/01/2006  
SRV 061001639 - 4244298 FILE

CERTIFICATE OF FORMATION

OF

TEXREP2, LLC  
A LIMITED LIABILITY COMPANY

FIRST: The name of the limited liability company is:

TEXREP2, LLC

SECOND: Its registered office in the State of Delaware is to be located at 2711 Centerville Road, Suite 400, in the City of Wilmington, County of New Castle, 19808, and its registered agent at such address is THE COMPANY CORPORATION.

THIRD: The company will be managed by members, the names and street addresses of those who are to serve until the first meeting of members or until their successors are elected are:

Lynn A Cannon Po Box 545, 400 Hingham Street Rockland MA 02370

IN WITNESS WHEREOF, the undersigned, being the individual forming the Company, has executed, signed and acknowledged this Certificate of Formation this 1st day of November, A.D. 2006.

  
Authorized Person  
Sparkle Harding

# Delaware

PAGE 1

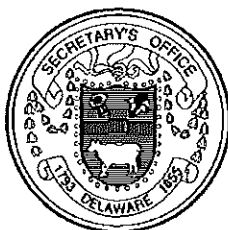
*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "TEXREP2, LLC", CHANGING ITS NAME FROM "TEXREP2, LLC" TO "EAGLE INDUSTRIAL POWER SERVICES (TX), LLC", FILED IN THIS OFFICE ON THE TWELFTH DAY OF MAY, A.D. 2009, AT 1:22 O'CLOCK P.M.

4244298 8100

090460127

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 7298155

DATE: 05-13-09

**CERTIFICATE OF AMENDMENT**

1. Name of the limited liability company: TexRep2, LLC.
2. The Certificate of Formation of the limited liability company is hereby amended as follows: The name of new name of the limited liability company is "Eagle Industrial Power Services (TX), LLC".

IN WITNESS WHEREOF, the undersigned has duly executed this Certificate on the 8th day of May, 2009.

By: W. Eric Dennison  
Authorized Person

Name: W. Eric Dennison  
Print or Type



# Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "EAGLE INDUSTRIAL POWER SERVICES (TX), LLC", CHANGING ITS NAME FROM "EAGLE INDUSTRIAL POWER SERVICES (TX), LLC" TO "EDF INDUSTRIAL POWER SERVICES (TX), LLC", FILED IN THIS OFFICE ON THE TWENTY-SIXTH DAY OF JANUARY, A.D. 2010, AT 10:05 O'CLOCK A.M.



4244298 8100  
SR# 20170361536

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

A handwritten signature in black ink, appearing to read "JB", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Jeffrey W. Bullock, Secretary of State

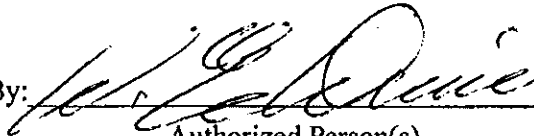
Authentication: 201906787  
Date: 01-20-17

## STATE OF DELAWARE CERTIFICATE OF AMENDMENT

1. Name of Limited Liability Company: Eagle Industrial Power Services (TX), LLC
2. The Certificate of Formation of the limited liability company is hereby amended as follows:

The name of the limited liability company is "EDF Industrial Power Services (TX), LLC".

IN WITNESS WHEREOF, the undersigned have executed this Certificate on the 25th day of January, A.D. 2010.

By:   
Authorized Person(s)

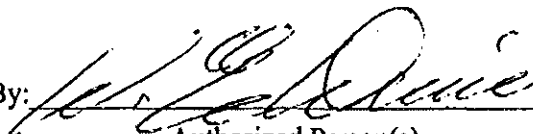
Name: Eric Dennison  
Print or Type

STATE OF DELAWARE  
CERTIFICATE OF AMENDMENT

1. Name of Limited Liability Company: Eagle Industrial Power Services (TX), LLC
2. The Certificate of Formation of the limited liability company is hereby amended as follows:

The name of the limited liability company is "EDF Industrial Power Services (TX), LLC".

IN WITNESS WHEREOF, the undersigned have executed this Certificate on the 25th day of January, A.D. 2010.

By:   
Authorized Person(s)

Name: Eric Dennison

Print or Type

# Delaware

PAGE 1

*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"EDF INDUSTRIAL POWER SERVICES (NY), LLC", A TEXAS LIMITED LIABILITY COMPANY,


WITH AND INTO "EDF ENERGY SERVICES, LLC" UNDER THE NAME OF "EDF ENERGY SERVICES, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FIRST DAY OF JUNE, A.D. 2015, AT 6:19 O'CLOCK P.M.

4244298 8100M

150859409

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 2432736

DATE: 06-03-15

State of Delaware

**Certificate of Merger of a Foreign Limited Liability Company  
into a Domestic Limited Liability Company**

Pursuant to Title 6, Section 18-209 of the Delaware Limited Liability Company Act.

**First:** The name of the surviving limited liability company is EDF Energy Services, LLC, a Delaware limited liability company.

**Second:** The name of the limited liability company being merged into this surviving limited liability company is EDF Industrial Power Services (NY), LLC. The jurisdiction in which this limited liability company was formed is Texas.

**Third:** The Agreement of Merger has been approved and executed by both limited liability companies.

**Fourth:** The name of the surviving limited liability company is EDF Energy Services, LLC.

**Fifth:** The executed agreement of merger is on file at 4700 N. Sam Houston Pkwy. N., Suite 250, Houston, TX 77041, the principal place of business of the surviving limited liability company.

**Sixth:** A copy of the agreement of merger will be furnished by the surviving limited liability company on request, without cost, to any member of the limited liability company or any person holding an interest in any other business entity which is to merge or consolidate.

**IN WITNESS WHEREOF**, said limited liability company has caused this certificate to be signed by an authorized person, this 29th day of May, 2015.

By: 

Name: Eric Dennison

Title: Authorized Officer