

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of	)	
<b>PROVISON POWER &amp; GAS, LLC,</b>	)	Case No. U-17733
for a license as an alternative gas supplier.	)	
_____	)	

At the February 12, 2015 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John D. Quackenbush, Chairman  
Hon. Greg R. White, Commissioner  
Hon. Sally A. Talberg, Commissioner

**ORDER GRANTING LICENSE**

On October 16, 2014, Provision Power & Gas, LLC (Provision), applied for a license to operate as an alternative gas supplier (AGS) within Michigan pursuant to 2002 PA 634, MCL 460.9 *et seq.* (Act 634). As part of its application, Provision provided information to demonstrate compliance with the AGS license requirements under Act 634 and under the Commission's March 12, 2003 order in Case No. U-13694 (March 12 order). That order established the AGS licensing procedure.

Act 634 requires an AGS to have the necessary financial, managerial, and technical capabilities to serve customers within the state of Michigan. The act also requires an AGS to maintain an office within the state. In accordance with the March 12 order, the Commission Staff (Staff) must review the application of the AGS for conformance with Act 634 and with the

Commission's orders. The Staff then must recommend appropriate action regarding the application to the Commission.

The Staff reviewed Provision's license application, as well as the information the company submitted, and has recommended this company be granted a license to operate as an AGS in Michigan.

The application shows that Provision is a start-up retail entity and is a privately held wholly-owned subsidiary of Elevation Energy Group, LLC. Provision was organized in Delaware on August 29, 2014, is headquartered in Austin, Texas, and was registered with the Michigan Corporations Division on September 9, 2014, ID Number E9019U.

The Staff reviewed Provision's personnel descriptions and histories, and observes that their key personnel have 15 combined years of experience in the energy industry including experience managing and overseeing operations, marketing, sales, and customer service. Provision will respond to customer inquiries and complaints during regular business hours in a timely manner. Based on its review, the Staff has determined that Provision is well qualified with sufficient experience and ability to serve customers in Michigan's Gas Customer Choice Program.

Based upon the information provided by Provision and the recommendation of the Staff, the Commission finds that Provision possesses the appropriate managerial and technical capabilities to serve customers within the state of Michigan.

Provision has provided the Staff with a letter of credit in the amount of \$100,000. Based on its review of the confidential financial documents and the satisfied letter of credit requirement, the Staff determined that Provision's financial capabilities and availability meet Act 634 requirements. The Commission agrees.

Act 634 requires Provision to maintain an office within the state of Michigan. Provision has an established office in Lansing, Michigan. The Staff determined that Provision has met the office requirements for licensing. The Commission agrees.

Based upon the submissions by Provision and the Staff's review, the Commission finds that Provision's request to be licensed as an AGS is reasonable and in the public interest, and that it should be approved. However, the grant of the license is conditioned upon compliance with all of the applicable provisions of Act 634, the Commission's orders and administrative rules, and each of the delivering natural gas utilities' tariffs. Failure to comply with any of these provisions may result in revocation of the license or other penalties.

THEREFORE, IT IS ORDERED that:

- A. Provision Power & Gas, LLC, is granted a license as an alternative gas supplier.
- B. Provision Power & Gas, LLC, shall comply with the regulatory requirements specified in 2002 PA 634, MCL 460.9 *et seq.*, the Commission's orders and administrative rules approved by the Commission, and each of the delivering natural gas utilities' tariffs.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, under MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

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John D. Quackenbush, Chairman

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Greg R. White, Commissioner

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Sally A. Talberg, Commissioner

By its action of February 12, 2015.

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Mary Jo Kunkle, Executive Secretary

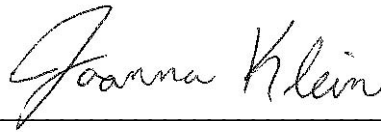
# P R O O F   O F   S E R V I C E

STATE OF MICHIGAN    )

Case No. U-17733

County of Ingham        )

Joanna Klein being duly sworn, deposes and says that on February 12, 2015 A.D. she served a copy of the attached Commission order by first class mail, postage prepaid, or by inter-departmental mail, to the persons as shown on the attached service list.



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Joanna Klein

Subscribed and sworn to before me  
This 12<sup>th</sup> day of February 2015

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Steven J. Cook  
Notary Public, Ingham County, Michigan  
As acting in Eaton County  
My Commission Expires: April 30, 2018

Service List U-17733

Provision Power and Gas, LLC  
120 N. Washington Square, Suite 805  
Lansing MI 48933

Provision Power and Gas, LLC  
Tri M. Vo  
640 Tillery Street, Suite 600  
Austin TX 78702