

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of)
TOMORROW ENERGY CORP)
for a license as an alternative gas supplier.)
_____)

Case No. U-21396

At the June 9, 2023 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Daniel C. Scripps, Chair
Hon. Katherine L. Peretick, Commissioner

ORDER

On March 30, 2023, Tomorrow Energy Corp (Tomorrow Energy) applied for a license to operate as an alternative gas supplier (AGS) in Michigan pursuant to Public Act 634 of 2002, MCL 460.9 *et seq.* (Act 634). On April 6, 2023, Tomorrow Energy filed an amended application. As part of its amended application, Tomorrow Energy provided information to demonstrate compliance with the AGS license requirements set forth in Act 634 and the March 12, 2003 order in Case No. U-13694 (March 12 order) establishing 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.¹ In accordance with the March 12 order, the Commission Staff (Staff) must review the application of the prospective AGS for

¹ See, MCL 460.9b(3).

conformance with Act 634 and the Commission's orders. The Staff then must recommend appropriate action regarding that application to the Commission.

The Staff has reviewed Tomorrow Energy's amended license application and information, as well as the history of its affiliates, denoting Tomorrow Energy's current provision of natural gas and electricity to 47,000 customers in Maryland, New Jersey, Ohio, Illinois, Texas, and Pennsylvania.

The Staff also reviewed Tomorrow Energy's personnel descriptions and histories and observed that Tomorrow Energy's key personnel have extensive experience in the energy industry, including experience in risk management, load forecasting, nominations, and scheduling, and commodity procurement and marketing. The Staff also found that Tomorrow Energy is able to respond to customer inquiries and complaints in a timely manner through its current customer call center. The Staff has determined that Tomorrow Energy has sufficient experience and expertise to serve customers in Michigan's Gas Customer Choice Program.

Tomorrow Energy provided the Staff with a bond in the amount of \$100,000. Additionally, the Staff reviewed the company's audited consolidated financial statements and is satisfied that Tomorrow Energy's financial capabilities and availability meet Act 634's requirements.

Act 634 further requires Tomorrow Energy to maintain an office within the state of Michigan.² Tomorrow Energy's Michigan office is located at 3200 Greenfield Road, Suite 300, Dearborn, MI 48120. The Staff determined that Tomorrow Energy has met the office requirements for licensing. Based on Tomorrow Energy's submissions and the Staff's review, the Commission finds that Tomorrow Energy's request to be licensed as an AGS is reasonable and in the public interest, and should be approved. The Commission further finds that the AGS license

² See, MCL 460.9b(2).

should be conditioned upon compliance with all 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. Tomorrow Energy Corp is granted a license to operate as an alternative gas supplier in Michigan.

B. Tomorrow Energy Corp shall comply with the regulatory requirements specified in Public Act 634 of 2002, MCL 460.9 *et seq.*, the Commission's orders and administrative rules, 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, pursuant to MCL 462.26. To comply with the Michigan Rules of Court's requirements to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel.

Electronic notifications should be sent to the Executive Secretary at mpscedockets@michigan.gov and to the Michigan Department of Attorney General-Public Service Division at pungpl@michigan.gov. In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General-Public Service Division at 7109 W. Saginaw Hwy., Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

Daniel C. Scripps, Chair

Katherine L. Peretick, Commissioner

By its action of June 9, 2023.

Lisa Felice, Executive Secretary

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Suggested Minute:

Case No. U-21396 involves an amended application filed by Tomorrow Energy Corp to become a licensed alternative gas supplier. The order before you approves the amended application.


PROOF OF SERVICE

STATE OF MICHIGAN)

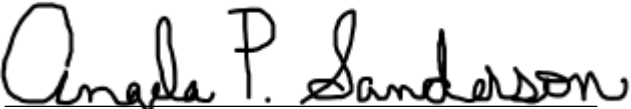
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County of Ingham)

Brianna Brown being duly sworn, deposes and says that on June 9, 2023 A.D. she electronically notified the attached list of this **Commission Order via e-mail transmission**, to the persons as shown on the attached service list (Listserv Distribution List).


Brianna Brown

Subscribed and sworn to before me
this 9th day of June 2023.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2024

Service List for Case: U-21396

Name	On Behalf of	Email Address
Shaleen Gupta	Tomorrow Energy Corp.	president@tomorrowenergy.com
Tomorrow Energy Corp.	Tomorrow Energy Corp.	president@tomorrowenergy.com