IURC Marketer Registration

Indiana Utility Regulatory Commission (IURC)
Gas Customer Choice Marketer Registration
For the Northern Indiana Public Service Company
Service Territory

SUBMIT COMPLETED FORM TO:

Indiana Utility Regulatory Commission
Attention: Natural Gas Division, via

E-mail: jsteinhauer@urc.in.gov
Or
FAX: 317-232-6758
Or
US Mail:
Indiana Utility Regulatory Commission
Attn: Natural Gas Division
101 West Washington Street, Suite 1500 E.
Indianapolis IN 46204

1. Marketer Information

- Legal Name: U.S. Gas & Electric, Inc.
- Doing Business Name (if applicable):

  "IG&E"
  "IGE"
  "Indiana Gas & Electric"
  "USG&E"
  "U.S. Gas & Electric"

- Business Address: 290 165th Street, PH5
  North Miami Beach
  Florida, 33169
- Telephone Number: (305) 947-7880
- Fax Number: (305) 947-5797

- Web Site Address: www.USGandE.com

- List all names under which the applicant does business in the United States or Canada:

  U.S. Gas & Electric, Inc.
  "USG&E"
  "U.S. Gas & Electric"

- Parent Company Name; address and phone number (if applicable):

  MVC Capital, Inc.
  287 Bowman Avenue
  Purchase, NY 10577
  (914) 251-1854

- Form of ownership (sole proprietorship; partnership; limited liability partnership; limited liability company; corporation; or other):

  Corporation

- Years in business:

  4 ½ years

- Federal Employer Identification Number:

  [redacted]

2. Contact Information

- Contact Person for Regulatory or Emergency matters:

  Name: Kathryn Tozzini
  Title: EVP, Business Development

- Business Address: 290 165th Street, PH5
  North Miami Beach
  Florida, 33169

  Telephone Number: (305) 947-7889 ext. 220
  Cell Number: (443) 472-6336

Fax Number: (305) 947-5797
E-mail Address: ktozzini@USGandE.com

- Contact Person for Commission Staff use in investigating customer complaints:

  Name: Donna Alexander
  Title: Regulatory Affairs

- Business Address: 290 165th Street, PH5
  North Miami Beach
  Florida, 33169

  Telephone Number: (305) 947-7889
  Cell Number: (954) 358-6227
  Fax Number: (305)947-5797
  E-mail Address: dalexander@USGandE.com

- Contact Person and Address for customer service and complaints:

  Name: Claire Schwartz
  Title: Client Relations Manager

- Business Address: 290 165th Street, PH5
  North Miami Beach
  Florida, 33169

  Telephone Number: (305) 947-7889
  Cell Number: (954) 663-6630
  Fax Number: (305)947-5797
  E-mail Address: clientrelations@USGandE.com

3. Identify the types of customers you intend to enroll and supply with natural gas (residential, general service or both):
   Both

4. Identify each State or Province in the United States or Canada in which you are currently providing service or intend to provide service: **New York State**

5. Provide an outline of staffing and procedure for responding to customer inquiries and customer complaints:
   See Exhibit A

6. Provide proof that Northern Indiana Public Service Company (NIPSCO) has performed the necessary creditworthiness evaluation and that you are approved to participate in the Choice Program. **See Exhibit B**

7. Supply proof of registration with the Indiana Secretary of State's Office: **See Exhibit C**

Marketer shall notify the IURC of any changes to the above information.

Marketer shall, upon request, provide additional information not listed in this Registration form if requested by the IURC Staff.

Exhibit A

5. Provide an outline of staffing and procedure for responding to customer inquiries and customer complaints:

U. S. Gas & Electric, Inc., currently employs a Customer Relations Manager and two Customer Service Representatives ("CSRs").

Procedures:

Inbound Customer Call

CSRs respond to customer and prospect calls to provide assistance when required. Inquiries include, but are not limited to, enrollment, general information, and sales tax rates/exemptions. Depending on the nature of the inquiry, the CSR will conduct the proper process channels to perform the required function, or set forth the required follow up by the CSR, Operations and/or Management.

Respond to Customer Complaint

The CSRs follow a pre-determined process to handle Complaints in a professional and time efficient manner. The pre-determined processes address marketing and compliance issues. Entries are made in the complaint log and Compliance issues are forwarded to the compliance supervisor for resolution.

Exhibit B

6. Provide proof that Northern Indiana Public Service Company (NIPSCO) has performed the necessary creditworthiness evaluation and that you are approved to participate in the Choice Program.

Thomas A. Payne, CEP
Manager, Gas Transportation & Sales Support Office 219-647-4806
Cell 574-286-0861
----- Forwarded by Thomas Payne/NCS/Enterprise on 04/22/2008 02:59 PM -----

Thomas Payne		To:	kathrynt@mxenergy.com, dalexander@USGandE.com
04/22/2008 02:57 PM		cc:	Steven M Caine/NCS/Enterprise@NiSource
		Subject:	US Gas & Electric

Kathy and Donna, the attached LC has been approved by our Credit/Risk Department. Please let me know when you will be ready to move forward with the IT and gas supply discussions.

(See attached file: US GAS ELECTRIC - NORTHERN INDIANA APR08.doc)

Thank you.

Thomas A. Payne, CEP
Manager, Gas Transportation & Sales Support Office 219-647-4806
Cell 574-286-0861

Exhibit C

7. **Supply proof of registration with the Indiana Secretary of State's Office:**

APPLICATION FOR CERTIFICATE OF AUTHORITY OF A FOREIGN CORPORATION

State Form 38784 (R9 / 12-02) Corporate Form 112
Approved By State Board Of Accounts, 1995

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St., Rm. E018
Indianapolis, IN 46204
Telephone: (317) 232-6576

Indiana Code 23-1-49-1 *et seq.*
23-1-49-3

Filing Fee: $90.00

NOTES:

1. *An Original Certificate of Existence duly authenticated by the proper authority from corporation's domiciliary state within the last sixty (60) days must be submitted with this application.*
2. *A Registered Agent with an Indiana street address (not a PO BOX) must be listed in ARTICLE III.*

INSTRUCTIONS:

- *Use 8 1/2" x 11" white paper for attachments.*
- *Present original and one copy to address in the upper right corner of this form.*
- *Please TYPE or PRINT.*
- *Please visit our office on the web at www.sos.in.gov.*

APPLICATION FOR CERTIFICATE OF AUTHORITY
OF

U.S. Gas & Electric, Inc.

A FOREIGN CORPORATION
TO TRANSACT BUSINESS IN THE STATE OF INDIANA

The undersigned officer of the above corporation which was formed as:

☑ A general business corporation ☐ A professional corporation

desiring to effectuate the admittance of the Corporation to transact business in the State of Indiana, certifies the following facts:

ARTICLE I: Name

Name of Corporation (*Must be identical to name shown in Articles of Incorporation and Amendments thereto*)
U.S. Gas & Electric, Inc.

ARTICLE II: Address of Corporation

Address of the principal office of corporation *(Number and street, city, state and ZIP code)*
290 165th Street, PH5, N. Miami Beach, Florida, 33169

ARTICLE III: Registered Office and Registered Agent

Name of the Registered Agent of the corporation *(cannot be the corporation itself)*
Incorporating Services, Inc

Indiana address of the registered office of corporation (*Number and street, city; **P.O. Box not accepted***)		ZIP code
55 Monument Circle, Suite 422, Indianapolis,	INDIANA	46204

ARTICLE IV: Date and State of Incorporation and Duration of Existence

Date of incorporation in domiciliary state:	State of Incorporation
11/04/99	Delaware

Expected period of duration listed in the Articles of Incorporation *(perpetual, term of years or date certain e.g. December 31, 2050)*
Perpetual

ARTICLE V: Corporate Officers

The names and business addresses of the officers of the Corporation:

Name	Title	Address (*Number, street, city, state and ZIP code*)
Doug Marcille	Director & Pres.	290 NW 165th St. N. Miami Beach, FL 33169
Richard Alexander	Exec. V.P.	290 NW 165th St. N. Miami Beach, FL 33169
Kathy Tozzini	Exec. V.P.	290 NW 165th St. N. Miami Beach, FL 33169
Greg Taffet	CIO	290 NW 165th St. N. Miami Beach, FL 33169
Albert Johnson	Secy & V.P.	290 NW 165th St. N. Miami Beach, FL 33169

ARTICLE VI: Board of Directors	
The names and business addresses of the Board of Directors of the Corporation are as follows:	
Name	**Address** (*Number, street, city, state and ZIP code*)
Shivani Khurana	290 NW 165th St. N. Miami Beach, FL 33169
Bob Paladino	290 NW 165th St. N. Miami Beach, FL 33169
James B.Wiser	290 NW 165th St. N. Miami Beach, FL 33169
Doug Marcille	290 NW 165th St. N. Miami Beach, FL 33169
Puneet Sanan	290 NW 165th St. N. Miami Beach, FL 33169

In witness whereof, the undersigned being the Executive V.P. of Business Development of said Corporation executes this
(*Title: officer or Chairman of Board*)

Application For Certificate Of Authority, and verifies subject to penalties of perjury, that the facts contained herein are true this 31 day of Jan, 20 08.

Signature	Printed name
Kathryn Tozzini	KATHRYN TOZZINI

State of Indiana
Office of the Secretary of State

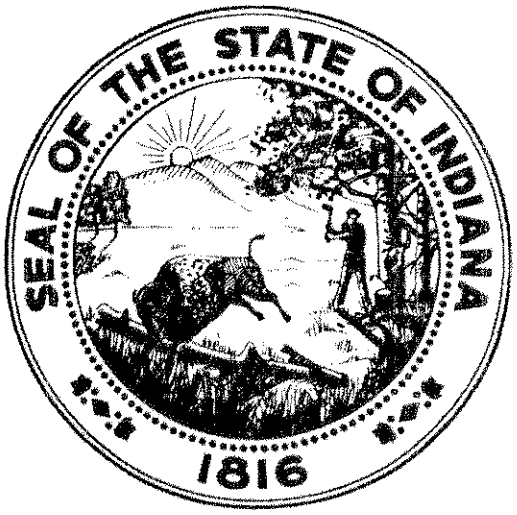
CERTIFICATE OF AUTHORITY

of

U.S. GAS & ELECTRIC, INC.

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Application for Certificate of Authority of the above Delaware For-Profit Foreign Corporation has been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

NOW, THEREFORE, with this document I certify that said transaction will become effective Friday, February 01, 2008.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, February 1, 2008.

TODD ROKITA,
SECRETARY OF STATE

2008020400180 / 2008020406678

State of Indiana
Office of the Secretary of State

CERTIFICATE OF ASSUMED BUSINESS NAME

of

U.S. GAS & ELECTRIC, INC.

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Certificate of Assumed Business Name of the above Delaware For-Profit Foreign Corporation has been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

Following said transaction the entity named above will be doing business under the assumed business name(s) of:

INDIANA GAS & ELECTRIC

NOW, THEREFORE, with this document I certify that said transaction will become effective Tuesday, April 08, 2008.

In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, April 8, 2008.

TODD ROKITA,
SECRETARY OF STATE

2008020400180 / 2008040921989

INDIANA SECRETARY OF STATE
RECEIVED

2008 APR -8 AM 11:24

APPROVED AND FILED

SECRETARY OF STATE

CERTIFICATE OF ASSUMED BUSINESS NAME
(All Entities)

State Form 35253 (R13 / 10-05)
Approved by State Board of Accounts 2002

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St., Rm. E018
Indianapolis, IN 46204
Telephone: (317) 232-6576

INSTRUCTIONS:
Use an 8 1/2" x 11" sheet of white paper for attachments.
Present original and one (1) copy to address in upper right corner of this form.
Please TYPE or PRINT.
Please visit our office on the web at www.sos.in.gov.

FILING FEES PER CERTIFICATE:

For-Profit Corporation, Limited Liability Company, Limited Partnership	$30.00
Not-For-Profit Corporation	$26.00

1. Name of entity
U.S. Gas & Electric, Inc.

2. Date of incorporation / admission / organization
2/1/2008

3. Address at which the entity will do business or have an office in Indiana; if no office in Indiana then state current registered address (street address)
c/o Incorporating Services, Ltd. 55 Monument Circle Suite 422

City, state and ZIP code
Indianapolis, IN 46204

4. Assumed business name(s)
Indiana Gas & Electric

5. Principal office address of the entity (street address)
290 NW 165th Street, PH 5

City, state and ZIP code
N. Miami Beach, FL 33169

6. Signature of officer or other authorized party

7. Printed name and title
Richard Alexander, Executive Vice President

This instrument was prepared by:
Beverly O. Porter, c/o Incorporating Services, Ltd., 3500 S. DuPont Hwy., Dover, DE 19901

CERTIFICATE OF ASSUMED BUSINESS NAME
(All Entities)
State Form 30363 (R12 / 10-06)
Approved by State Board of Accounts 2002

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St. Rm. 8016
Indianapolis, IN 46204
Telephone: (317) 232-6576

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Please TYPE or PRINT.
Please visit our office on the web at www.sos.in.gov.

FILING FEES PER CERTIFICATE:

For-Profit Corporation, Limited Liability Company, Limited Partnership	**$30.00**
Not-For-Profit Corporation	**$26.00**

1. Name of entity: U.S. Gas & Electric, Inc.
2. Date of incorporation / admission / organization: 2/1/2008
3. Address at which the entity will do business or have an office in Indiana. If no office in Indiana, then state current registered address *(street address)*: c/o Incorporating Services, Ltd 55 Monument Circle Suite 422
City, state and ZIP code: Indianapolis, IN 46204
4. Assumed business name(s): Indiana Gas & Electric
5. Principal office address of the entity *(street address)*: 290 NW 165th Street, PH 5
City, state and ZIP code: N. Miami Beach, FL 33169
6. Signature of officer or other authorized party: [signature]
7. Printed name and title: Richard Alexander, Executive Vice President

This instrument was prepared by:
Beverly O. Porter, c/o Incorporating Services, Ltd., 3500 S. DuPont Hwy., Dover, DE 19901

RECEIVED FOR RECORD
2008 APR 10 PM 2:17
JULIE L. FOURNIES
MARION COUNTY RECORDER

2008-0040316

State of Indiana
Office of the Secretary of State

CERTIFICATE OF ASSUMED BUSINESS NAME

of

U.S. GAS & ELECTRIC, INC.

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Certificate of Assumed Business Name of the above Delaware For-Profit Foreign Corporation has been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

Following said transaction the entity named above will be doing business under the assumed business name(s) of:

IGE

NOW, THEREFORE, with this document I certify that said transaction will become effective Tuesday, April 08, 2008.

In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, April 8, 2008.

TODD ROKITA,
SECRETARY OF STATE

20080204001 80 / 20080409219 92

APPROVED AND FILED

SECRETARY OF STATE

INDIANA SECRETARY OF STATE
RECEIVED

2008 APR -8 AM 11:24

CERTIFICATE OF ASSUMED BUSINESS NAME
(All Entities)

State Form 30563 (R12 / 10-08)

Approved by State Board of Accounts 2002

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St. - Rm. E018
Indianapolis, IN 46204
Telephone: (317) 232-6576

INSTRUCTIONS:

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Present original and one (1) copy to address in upper right corner of this form.
Please TYPE or PRINT.
Please visit our office on the web at www.sos.in.gov.

FILING FEES PER CERTIFICATE:

For-Profit Corporation, Limited Liability Company, Limited Partnership	$30.00
Not-For-Profit Corporation	$26.00

1. Name of entity: U.S. Gas & Electric, Inc.

2. Date of incorporation / admission / organization: 2/1/2008

3. Address at which the entity will do business or have an office in Indiana. If no office in Indiana, then state current registered address. (street address)
c/o Incorporating Services, Ltd. 55 Monument Circle Suite 422

City, state and ZIP code
Indianapolis, IN 46204

4. Assumed business name(s)
IGE

5. Principal office address of the entity (street address)
290 NW 165th Street, PH 5

City, state and ZIP code
N. Miami Beach, FL 33169

6. Signature of officer or other authorized party

7. Printed name and title
Richard Alexander, Executive Vice President

This instrument was prepared by:
Beverly O. Porter, c/o Incorporating Services, Ltd., 3500 S. DuPont Hwy., Dover, DE 19901

CERTIFICATE OF ASSUMED BUSINESS NAME
(All Entities)

State Form 30333 (R12 / 10-05)
Approved by State Board of Accounts 2002

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St. Rm. E018
Indianapolis, IN 46204
Telephone: (317) 232-6576

INSTRUCTIONS:
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Present original and one (1) copy to address in upper right corner of this form.
Please TYPE or PRINT.
Please visit our office on the web at www.sos.in.gov.

FILING FEES PER CERTIFICATE:

For-Profit Corporation, Limited Liability Company, Limited Partnership	**$30.00**
Not-For-Profit Corporation	**$25.00**

1. Name of entity U.S. Gas & Electric, Inc.	2. Date of incorporation / admission / organization 2/1/2008
3. Address at which the entity will do business or have an office in Indiana. If no office in Indiana then state current registered address (street address) c/o Incorporating Services, Ltd. 55 Monument Circle Suite 422	
City state and ZIP code Indianapolis, IN 46204	
4. Assumed business name(s) IGE	
5. Principal office address of the entity (street address) 290 NW 165th Street, PH 5	
City state and ZIP code N. Miami Beach, FL 33169	
6. Signature of officer or other authorized party	7. Printed name and title Richard Alexander, Executive Vice President

This instrument was prepared by:
Beverly O. Porter, c/o Incorporating Services, Ltd., 3500 S. DuPont Hwy., Dover, DE 19901

RECEIVED FOR RECORD
2008 APR 10 PM 2:17
JULIE L. YOCKHIES
MARION COUNTY RECORDER

2008-0040318

State of Indiana
Office of the Secretary of State

CERTIFICATE OF ASSUMED BUSINESS NAME

of

U.S. GAS & ELECTRIC, INC.

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Certificate of Assumed Business Name of the above Delaware For-Profit Foreign Corporation has been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Corporation Law.

Following said transaction the entity named above will be doing business under the assumed business name(s) of:

IG&E

NOW, THEREFORE, with this document I certify that said transaction will become effective Tuesday, April 08, 2008.

In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, April 8, 2008.

TODD ROKITA,
SECRETARY OF STATE

20080204001 80 / 20080409219 91

APPROVED AND FILED

INDIANA SECRETARY OF STATE

INDIANA SECRETARY OF STATE RECEIVED

2008 APR -8 AM 11:24

CERTIFICATE OF ASSUMED BUSINESS NAME
(All Entities)

State Form 30393 (R12 / 10-06)

Approved by State Board of Accounts 2002

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St. Rm. E018
Indianapolis, IN 46204
Telephone: (317) 232-6576

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Please visit our office on the web at www.sos.in.gov.

FILING FEES PER CERTIFICATE:

For-Profit Corporation, Limited Liability Company, Limited Partnership	**$30.00**
Not-For-Profit Corporation	**$20.00**

1. Name of entity
U.S. Gas & Electric, Inc.

2. Date of incorporation / admission / organization
2/1/2008

3. Address at which the entity will do business or have an office in Indiana. If no office in Indiana, then state current registered address (street address)
c/o Incorporating Services, Ltd. 50 Monument Circle Suite 422

City, state and ZIP code
Indianapolis, IN 46204

4. Assumed business name(s)
IG&E

5. Principal office address of the entity (street address)
290 NW 165th Street PH 5

City, state and ZIP code
N. Miami Beach, FL 33169

6. Signature of officer or other authorized party

7. Printed name and title
Richard Alexander, Executive Vice President

This instrument was prepared by:
Beverly O. Porter, c/o Incorporating Services, Ltd., 3500 S. DuPont Hwy., Dover, DE 19901

CERTIFICATE OF ASSUMED BUSINESS NAME
(All Entities)

State Form 30453 (R12 / 10-08)
Approved by State Board of Accounts 2002

TODD ROKITA
SECRETARY OF STATE
CORPORATIONS DIVISION
302 W. Washington St Rm. E018
Indianapolis, IN 46204
Telephone: (317) 232-6576

INSTRUCTIONS:
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Please visit our office on the web at www.sos.in.gov.

FILING FEES PER CERTIFICATE:

For-Profit Corporation, Limited Liability Company, Limited Partnership	$30.00
Not-For-Profit Corporation	$20.00

1. Name of entity: U.S. Gas & Electric, Inc.
2. Date of incorporation / admission / organization: 2/1/2008
3. Address at which the entity will do business or have an office in Indiana. If no office in Indiana then state current registered address (street address): c/o Incorporating Services, Ltd. 55 Monument Circle Suite 422
City, state and ZIP code: Indianapolis, IN 46204
4. Assumed business name(s): IG&E
5. Principal office address of the entity (street address): 290 NW 165th Street PH 5
City, state and ZIP code: N. Miami Beach, FL 33169
6. Signature of officer or other authorized party:
7. Printed name and title: Richard Alexander, Executive Vice President

This instrument was prepared by:
Beverly O. Porter, c/o Incorporating Services, Ltd., 3500 S. DuPont Hwy., Dover, DE 19901

RECEIVED FOR RECORD
2008 APR 10 PM 2:17
JULIE L. YOUNGMIES
MARION COUNTY RECORDER

2008-0040317