

Attachment II

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Light Power & Gas of NY LLC)	
)	
Complainant)	Docket No. EL19-39-000
)	
v.)	
)	
New York Independent System Operator, Inc.)	
)	
Respondent)	

AFFIDAVIT OF SHERI PREVRATIL

I. Qualifications and Purpose

1. My name is Sheri Prevratil. I am currently the Manager, Corporate Credit in the Finance Department of the New York Independent System Operator, Inc. (“NYISO”). My business address is 10 Krey Boulevard, Rensselaer, NY 12144.
2. I originally joined the NYISO as a Credit Specialist in the Finance Department in February 2003 as a contractor and then hired on as an employee in February 2004. I was promoted to Manager, Corporate Credit in 2007. I have made significant contributions to the Finance team including automation of a Credit Management System to better track Market Participant exposure. Since joining the NYISO, I have been involved in a number of credit policy initiatives, including, but not limited to, the implementation of FERC Order No. 741 and substantially revising

- the Transmission Congestion Contracts credit policy to better align with market risk.
3. I earned a Bachelor of Arts Degree in Political Science with a minor in Economics from Union College and a Master of Business Administration Degree in Finance and Accounting from Siena College. Prior to joining the NYISO, I worked for Sonoco Crellin as an Accountant, US Unwired Inc. – formerly Independent Wireless One, Corp. (a subsidiary of Sprint PCS) as a Senior Accountant, and Capital Waste and Recycling, Inc. as an Accounting Manager.
 4. In my current position, my focus is on managing the Credit Department to ensure Market Participants meet the credit requirements established in the NYISO tariffs. I also oversee the Credit Department’s assessment of the financial health and risk of Market Participants in an effort to manage potential exposure to the market.
 5. The purpose of my affidavit is to provide information in support of the NYISO’s Answer to the complaint of Light Power & Gas of NY LLC (“LPG”) by providing some of the facts that led the NYISO to conclude that LPG should not be allowed to enter the market until the debts of North Energy Power LLC (“North Energy”) are paid in full.

II. Background on North Energy and LPG

6. North Energy was a Market Participant in the ISO-Administered Markets beginning January 19, 2012. As my colleague, Jennifer Davies, reports in her affidavit, North Energy was an energy services company that served retail load at

load buses in the Consolidated Edison Co. of New York, Inc. and Orange & Rockland Utilities, Inc. service territories. On August 27, 2018, the entity that had been financing North Energy, Big Apple Energy, LLC (“Big Apple”), filed for Chapter 11 bankruptcy. Big Apple’s financial difficulties appeared to have caused issues for North Energy as well. In particular, North Energy defaulted on its payment obligations to the NYISO on September 14, 2018, and filed Chapter 11 bankruptcy on September 17, 2018.

7. North Energy currently owes the NYISO an estimated \$692,186.74. This amount remains subject to the invoice true-up process which, for North Energy’s invoices, will conclude in July 2019.
8. My dealings with North Energy were primarily through two individuals – Jack Klein and Abe Leiber. Jack Klein was a NYISO credit contact and authorized signatory for bank information for North Energy for the duration of North Energy’s participation in the ISO-Administered Markets. Abe Leiber dealt with my department on occasion regarding North Energy credit issues since 2015. His interaction with the Credit Department increased significantly in late August 2018, after Big Apple filed bankruptcy. Mr. Leiber became an official NYISO credit contact and authorized signatory for bank information for North Energy beginning on September 13, 2018, and was North Energy’s primary credit contact during North Energy’s financial problems and as the bankruptcy has progressed.

9. The NYISO terminated North Energy from the ISO-Administered Markets on October 10, 2018, for non-payment of its financial obligations to the NYISO. However, I had subsequent interactions with North Energy representatives, specifically Abe Leiber, regarding the pending registration application of LPG. These interactions with Mr. Leiber regarding LPG occurred shortly after North Energy had been terminated from the ISO-Administered Markets.
10. In particular, in a discussion on December 13, 2018, I spoke with Mr. Leiber regarding LPG's registration application with the NYISO. Mr. Leiber stated his desire for the NYISO to approve LPG's application expeditiously because he said, "I have to get my customers back." He had called me on that day to see if there was anything that I could do to expedite the LPG registration. He was very insistent, and he made the above statement in the course of emphasizing how important it was for him to be able to get back into the ISO-Administered Markets. I conveyed to him that the registration process was handled by a different department.
11. These interactions with Mr. Leiber, particularly his assertion that he wanted to "get my customers back," indicated to me that there were substantial overlaps between LPG and North Energy and that the two ought to be treated as the same company under Section 27.4 of the Open Access Transmission Tariff notwithstanding the fact that they are separate LLCs. Ms. Davies and I had a number of conversations regarding LPG, and after my December 13, 2018 call

with Mr. Leiber, I told Ms. Davies about the conversation, including his stated desire to “get my customers back.”

12. This concludes my affidavit.

ATTESTATION

I am the witness identified in the foregoing affidavit. I have read the affidavit and am familiar with its contents. The facts set forth therein are true to the best of my knowledge, information and belief.

Shari L. Prevatt

Subscribed and sworn to before me
this 19th day of February, 2019.

Carl F. Patka

Notary Public

My commission expires: 02/12/2022

CARL F. PATKA
Notary Public - State of New York
No. 4962209
Qualified in Albany County
My Commission Expires Feb. 12, 2022