



GAS • ELECTRIC • LOCAL & LONG DISTANCE UTILITY CONSULTANTS

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(586) 781-5500 Bus

April 11, 2022

RECEIVED

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RICHARD JONES
CLERK OF COURT
U.S. BANKRUPTCY COURT

Clerk of the U. S. Bankruptcy Court for
The Southern District of Ohio
170 N. High Street
Columbus, Ohio 43215

Dear Clerk & Judge C. Kathryn Preston:

Re: Case No. 22-50804
Volunteer Energy Services, Inc. – Debtor

For: My Company Information is as follows-
Academy Utility Consultants
53125 Alyssa Court
Shelby Township, MI 48315-2165
586.781.5500

In early April I received court papers from the Debtor's attorney wanting to terminate our Agent Agreement (aka Executory Contract) that we have had in place with Volunteer Energy for 14 years that we originally signed on May 1, 2008.

We have actively and diligently served our Volunteer customers since the inception of our agreement. As of today, we are still servicing our Volunteer customers as we have in the past. However, we have not received our commission payments from Volunteer, nor has Volunteer given us online access to troubleshoot client concerns, and to assist them. This is having a negative impact on our business reputation to not be able to serve our longstanding Volunteer clients and creating potential liability exposure for us.

We are respectfully asking the court to reinstate payments to our company to allow us to financially be able to pay our bills in order to continue to service our clients with Volunteer with their problems on billing, illegal switching of their natural gas accounts, and answering their various Volunteer program questions. Please note our book of business with Volunteer consists of 95% business clients and five (5) percent residential accounts. We do not have any municipal aggregation business with Volunteer, nor are we a telemarketing company.

We are a professional energy consulting firm for the last 25 years. As President of my company and a Certified Public Accountant (CPA) we strive to maintain professional relationships with our clients. They count on us to deliver to them timely customer service, resolve any issues they have, as well as provide real time monitoring on their accounts. All these critical activities have been ongoing, despite Volunteer's counsel attempting to trivialize us, and paint a picture of us not serving any purpose, and being insulting by saying we are burdensome! Nothing could be further from the truth, as we are constantly monitor accounts for irregular billing activity, or slamming of accounts due to rogue gas solicitors attempting to illegally change gas service away from Volunteer that we many times caught and corrected countless times. If these rogue

suppliers were not caught on illegal changes to Volunteer customers these customers would see their natural gas rates double, triple, or worse had we not stopped these changes that we found out before the change occurred.

There is tremendous cost to my company to maintain this level of service for clients, not to mention the legal exposure we have, if we are unable to perform our fiduciary duties to our clients. We have client signed Letter of Agency on clients which they delegate to us the handling of their natural gas services for their business.

In conclusion, we are respectfully asking the court to immediately rule to reinstate commission payments to our firm back to April, 2022. Additionally to rule that Volunteer Energy should immediately allow us online access to our clients so we can service them on issues that have come up to of late and not to handicap us.

I appreciate your consideration and would kindly ask the District Court representative to write or call back at your earliest on your ruling. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "William C. Gouleche". The signature is fluid and cursive, with the first name "William" and last name "Gouleche" clearly distinguishable.

William C. Gouleche, CPA
President

WCG/jng

Enclosures

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

)	
)	Chapter 11
)	
In re:)	Case No. 22-50804
)	
VOLUNTEER ENERGY SERVICES, INC.,)	Judge C. Kathryn Preston
)	
Debtor. ¹)	Hearing: April 21, 2022,
)	at 1:30 p.m. (Eastern Time)
)	
)	Objection Deadline: April 17, 2022

NOTICE OF HEARING ON DEBTOR'S FIRST OMNIBUS MOTION FOR ENTRY OF
AN ORDER (I) AUTHORIZING AND APPROVING THE REJECTION OF CERTAIN
EXECUTORY CONTRACTS EFFECTIVE AS OF THE PETITION DATE; AND (II)
WAIVING THE REQUIREMENTS OF BANKRUPTCY RULE 6006(f)(6)

[Related to Doc. 64]

Subject of Hearing Notice: This notice pertains to the *Debtor's First Omnibus Motion for Entry of an Order (I) Authorizing and Approving the Rejection of Certain Executory Contracts Effective as of the Petition Date; and (II) Waiving the Requirements of Bankruptcy Rule 6006(f)(6) (Doc. 64) (the "Motion")*, filed on March 30, 2022, by the above-captioned debtor (the "Debtor").

Hearing Date, Time and Location: A hearing on the Motion will be held before the Honorable C. Kathryn Preston, United State Bankruptcy Judge, United States Bankruptcy Court for the Southern District of Ohio, Courtroom C, 5th Floor, 170 North High Street, Columbus, Ohio 43215, on **April 21, 2022, at 1:30 p.m., Eastern Time** (the "Hearing").

Objections, Responses, and Replies: The deadline to object or respond to the Motion is **April 17, 2022** (the "Objection Deadline"). Any reply to an objection or response shall be filed by **April 18, 2022**. Any responses or objections to the relief requested in the Motion must:

(a) be in writing;

¹ The last four digits of the Debtor's federal tax identification are (2693), and the address of the Debtor's corporate headquarters is 790 Windmill Drive, Pickerington, Ohio 43147.

- (b) conform to the Federal Rules of Bankruptcy Procedure, the Local Bankruptcy Rules for the Southern District of Ohio, *General Order 30-4* from the United States Bankruptcy Court for the Southern District of Ohio, dated February 24, 2021 (the “General Order”);
- (c) be filed electronically with the Court on the docket of *In re Volunteer Energy Services, Inc.*, Case 22-50804, by registered users of the Court’s electronic filing system and in accordance with the General Order (which is available on the Court’s website at <http://www.ohsb.uscourts.gov>); *provided, however*, that any party properly acting *pro se* may file an objection or response by delivering, by mail or otherwise, a copy of the written objection or response to the Clerk of the U.S. Bankruptcy Court for the Southern District of Ohio, 170 N. High Street, Columbus, Ohio 43215. The Clerk **must receive** such written objection or response prior to the Objection Deadline; and
- (d) be served upon:
 - i. the entities on the Master Service List available on the Debtor’s case website at <https://dm.epiq11.com/volunteerenergy>; and
 - ii. any person or entity with a particularized interest in the subject matter of the Motion.

Any party that files an objection or response to the Motion must also appear at the Hearing to prosecute such objection or response.

**If No Objections
are Filed:**

If no objections are timely filed and served with respect to the Motion, the Court may enter an order granting the relief requested in the Motion without further notice or opportunity to be heard.

**Deadline to File
Claims:**

The deadline for filing proofs of claim arising from the rejection of an executory contract or unexpired lease will be established by further order of the Court. Such deadline may be set forth in any order issued on the Motion or may be noticed in accordance with other instructions from the Court.

**Continuances and
Adjournments:**

The hearing may be continued or adjourned from time to time without further notice other than an announcement of the adjourned date or dates at the hearing. The Debtor will file an agenda before the hearing, which may modify or supplement the Motion to be heard at the hearing.

**Copy of the
Motion:**

A copy of the Motion and other documents filed in the above-captioned chapter 11 case may be obtained free of charge by (a) visiting the Debtor's case website maintained by Corporate Restructuring LLC ("Epiq"), at <https://dm.epiq11.com/volunteerenergy>; (b) contacting Epiq directly via its dedicated toll-free hotline at (855) 604-1885 or, for international callers, at +1 (503) 597-5544, Monday through Friday between 9:00 a.m. and 9:00 p.m. Eastern Time; or (c) contacting Epiq via email at volunteerenergyinfo@epiqglobal.com.

Dated: April 2, 2022
Columbus, Ohio

Respectfully submitted,

/s/ Philip K. Stovall

David M. Whittaker (0019307)

Philip K. Stovall (0090916)

ISAAC WILES & BURKHOLDER, LLC

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- and -

Darren Azman (admitted *pro hac vice*)

Natalie Rowles (admitted *pro hac vice*)

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Proposed Counsel to the Debtor

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United States Marshals Service

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Clerk of the U. S. Bankruptcy Court for
The Southern District of Ohio
170 N. High Street
Columbus, Ohio 43215

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