



Control Number: 26280



Item Number: 150

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## AFFIDAVIT

STATE OF TEXAS §  
COUNTY OF TRAVIS §

1. My name is Sandy Eisenbach. I am Managing Director [legal title] of the reporting Aggregator, Eisenbach Consulting, LLC [Aggregator name].

2 I swear and affirm that (check one):

☒ I am an owner, partner, or officer of the registering party, which is registering as a Class I, Class II.A, and/or a Class II.D aggregator.

☐ I am an owner, partner, or officer of the registering party, which is registering as a Class II.B or Class II.C aggregator.

3. I swear and affirm that I have personal knowledge of the facts stated in this Aggregator Annual Report, that I am competent to testify to them, and that I have the authority to make this Report on behalf of the reporting Aggregator. I further swear or affirm that all of the statements and/or representations made in this Report are true, complete, and correct. I swear or affirm that the reporting Aggregator is not in material violation of any of the requirements of its registration. I swear or affirm that, if any material violation of the requirements of its registration occurred subsequent to the reporting period applicable to this Report, the reporting Aggregator has notified the Commission of same. I swear or affirm that the reporting Aggregator understands and will comply with all requirements of applicable law and rules.

4. I swear and affirm that the Aggregator is not in violation of any customer protection, disclosure requirements, marketing guidelines, and anti-discrimination laws or Commission rules.

5. I swear and affirm that any assertions of confidentiality regarding this response have been made with a good faith belief that an exception to public disclosure under Chapter 552 of the Texas Government Code applies to the information provided.

[Signature]  
Signature of Affiant/Responsible Party

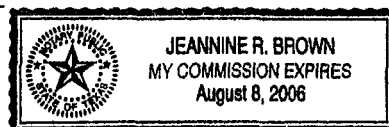
Sandy Eisenbach  
Typed or Printed Name

Eisenbach Consulting  
Name of Reporting Aggregator

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 20th day of August, 2004

[Signature]  
Notary Public in and for the State of Texas

My Commission Expires: 8/8/06



## Part A: General Information

1. Aggregator Names: Eisenbach Consulting, Eisenbach Consulting, LLC.
2. Contact Person for this Annual Report:  
Sandy Eisenbach, Managing Director  
P.O. Box 41 Bedford, TX 76095  
fax: 817-887-0799, [sandy@eisenbachconsulting.com](mailto:sandy@eisenbachconsulting.com)
3. Aggregator Classification: Class I
4. Scope of Registration: Standard Registration
5. Activity with Customers: 5a
6. REP Affiliation: Eisenbach Consulting has no *affiliation* with any Retail Electric Provider. Eisenbach Consulting does maintain a working relationship and business agreement with most Retail Electric Providers as needed to perform Aggregation services for our clients.
7. Registration Changes: There have been no changes since Eisenbach Consulting's initial registration with the Commission in 2003. There are no pending proceedings pertaining to Eisenbach Consulting's registration.

## **Part B: Technical and Customer Protection Information**

1. **Aggregation Information:** See "Chart A" No Aggregation groups were contracted in this reporting period.
2. **Marketing Policies and Practices:**
  - a. Eisenbach Consulting, LLC utilizes phone, mail, radio and internet marketing strategies to obtain initial leads for customer load. Eisenbach Consulting discloses compensation sources at initial customer contact and prior to execution of a contract with a Retail Electric Provider. Whether or not compensation is reflected on their retail electric bill is dependent on that R.E.P's. policies and procedures.
  - b. <http://www.eisenbachconsulting.com>
  - c. No third party was used to obtain aggregated customer load.
3. **Licensure Status:** Eisenbach Consulting, LLC has not had any registration/license/permit suspended in any state or by any federal authority.
4. **Complaint History:** There have been no complaints filed against Eisenbach Consulting, LLC. Eisenbach Consulting, LLC has no affiliates and therefore no affiliate of Eisenbach Consulting, LLC has had a complaint filed against them.
5. **Legal Disclosures:** No principal officer or director of Eisenbach Consulting, LLC has been convicted or found liable for fraud, theft, larceny, deceit, or violations of any customer protection or deceptive trade laws in any state, convicted for violation of any state or federal criminal laws, found liable for violation of any state or federal civil laws, or penalized by any attorney general, state or federal regulatory agency.
6. **Other registrations:** Eisenbach Consulting, LLC is registered with the Secretary of State as a Limited Liability Corporation. There are no instances where Eisenbach Consulting, LLC has been found "not in good standing" or has failed to maintain "active status".
7. **Landlord-Tenant Arrangements:** No aggregations during the reporting period involved agreements between the Aggregator and property owners/managers for energy services to their tenants.
8. **Billing Agent:** Eisenbach Consulting, LLC does not function as a billing agent for any REP.
9. **Locations Served:** See Exhibit A.
10. **Estimated Savings:** See Exhibit B.

## **Part C: Financial Information**

1. **Financial Integrity:** Eisenbach Consulting, LLC has not sought bankruptcy protection, become insolvent, or otherwise been unable to meet its financial obligations on a reasonable and timely basis.
2. **Customer Prepayments:** Eisenbach Consulting, LLC has not taken any deposits or other advance payments from electricity customers.
3. **Ongoing Status:** Eisenbach Consulting, LLC is not aware of anything, nor does it anticipate any potential events before the next report which would be pertinent to our future financial integrity as an Aggregator operating in the State of Texas.

**Exhibit A:**  
**Locations Served**

<b>ZIP CODES SERVED</b>	<b>CENSUS TRACTS SERVED</b>
75701	11.01
75061	141.14
75062	142.03
75038	143.08
	1132.19
	1136.27
76180	1217.02
76010	1229
76011	4107
76021	4108
76821	4209
	4308
77006	4313
77024	4319
77027	5323
77040	9503
77041	9504
77056	9506

**Exhibit B:**  
**Estimated Savings**

Estimated total annual savings achieved for customers:

In relation to Price to Beat:  
\$426,889

Assuming the most recent Price-to-Beat tariff and fuel factor costs and calculated using data collected from analysis done on each end every client we serve.

To amounts paid in 2001:  
-\$265,058

Assuming the client was on Price-to-Beat in 2001 and that the usage was similar to the current years. Using analysis we prepare for every client, this figure is the sum of the estimated savings less the increase in fuel factor costs since 2001.





**HURRICANE ELECTRIC  
INTERNET SERVICES**

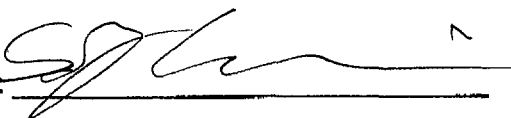
billing 510.580.4180 fax 510.580.4151

760 Mission Court

Fremont, CA 94539

**Credit Card Refund Authorization**

I authorize Hurricane Electric to credit my credit card, listed below, the amount of \$109.95. This refund represents total settlement of disputed charges that were made to my credit card on 08/02/04. I attest that I have not initiated charge back proceedings related to any of the above transactions. I further agree not to initiate charge back proceedings, at any later time, related to these transactions.

**Credit Card Type (please check one)**American Express ☐Visa ☐MasterCard ☐Credit Card Number: 4635720002425765 Exp. Date 06/08Credit Card Holder's Name: Eisenbach Enterprises, LLCCredit Card Billing Address: P.O. Box 41Bedford, TX 76095AVS Code: 181  
(3 Digit code on back of c/c)Cardholder's Signature: Date: 8-10-04

Account: "fluids"

Please fill out and fax to Billing at (510) 580-4151

Thank you.

Kim Thibodeau