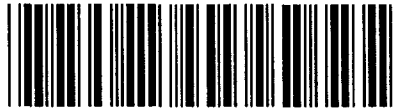


Control Number: 28691



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COMMISSION  
PK

1720 Windward Concourse, Suite 250  
Alpharetta, GA 30005  
Phone (678) 775-2244, fax (678) 775-2254.

Friday, December 19, 2003

Patrick Tyler  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, TX 78711-3326

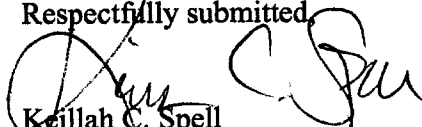
RE: Project #28691

Dear Mr. Tyler:

Please let this letter serve as a request for waiver of the filing requirements pursuant to PURA ss.52.256(b) on behalf of our client, Exergy Group, LLC. as they currently employ zero to sixteen employees in the state of Texas. In the event that Exergy Group, LLC exceeds sixteen employees within the state of Texas, they will at that time file the necessary plan and ongoing reports.

Thank you in advance for your consideration.

Respectfully submitted,

  
Keillah C. Spell  
Compliance Analyst