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DOCKET NO. 36550

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PUBLIC UTILITY COMMISSION
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APPLICATION OF AMBIT ENERGY, § PUBLIC UTILITY COMMISSION
L.P. FOR AN AMENDMENT TO ITS §
RETAIL ELECTRIC PROVIDERS § OF TEXAS
(REP) CERTIFICATION §

COMMISSION STAFF'S RESPONSE TO ORDER NO. 1

The Staff (Staff) of the Public Utility Commission of Texas (Commission) files this response regarding December 31, 2008, application of Ambit Energy, L.P. (Ambit or Applicant) to amend its Retail Electric Provider (REP) Certification.

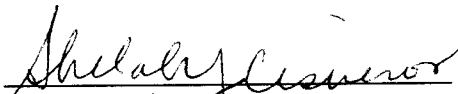
For the reasons more fully discussed in the attached memorandum prepared Janis Ervin of the Commission's Infrastructure & Reliability Division, Staff finds the application insufficient and incomplete. Staff recommends that Ambit be given until February 5, 2009 to cure insufficiencies and that Staff file its final recommendation on or before February 12, 2009.

Dated: January 22, 2009

Respectfully Submitted,

Thomas S. Hunter
Division Director-Legal Division

Keith Rogas
Deputy Division Director-Legal Division




Shelah J. Cisneros

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on January 22, 2009, in accordance with P.U.C. Procedural Rule 22.74.




Shelah J. Cisneros

Public Utility Commission of Texas

Memorandum

To: Shelah Cisneros – Attorney – Legal Division

From: Janis Ervin – Sr. Policy Specialist – Infrastructure & Reliability Division 

Date: January 21, 2009

Re: **Docket No. 36550** - *Application of Ambit Energy L.P. for Amendment of its Retail Electric Provider Certification Pursuant to P.U.C. Subst. R. §25.107*

Recommendation – Application Deficient

On December 31, 2008, Ambit Energy L.P. filed an application for amendment of its Retail Electric Provider (REP) certification (REP Certificate No. 10117) in Texas. Ambit Energy, L.P. seeks to change its name to Ambit Texas LLC. Commission Staff (Staff) has been unable to verify the name change with the Secretary of State. Therefore, the application is, at this time, insufficient.

Another application was received from this company in Docket No. 36551, on December 31, 2008. That application was withdrawn by the applicant as of January 20, 2009. Mr. Carl Williams, Director of Business Development for Ambit Texas LLC, advises that an application has been recently made with the Secretary of State to accomplish the name change being requested and to add appropriate additional names (dbas). Staff requires written confirmation regarding the status of the name change with the Office of the Secretary of State.

Staff recommends that the applicant be allowed time to respond to and cure this deficiency.

If you have any questions please contact Ms. Ervin at extension 6-7372.

cc: Shelah Cisneros

Jaci Caldwell

(36550 Ambit Energy na rec)