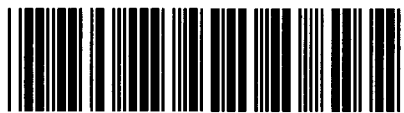




Control Number: 37919



Item Number: 330

Addendum StartPage: 0



3799

Capital One, N.A. 212.938.2703
Letters of Credit Department 212.944.5447 Fax
1001 Avenue of the Americas SWIFT ID: NFBKUS33
New York, NY 10018

RECEIVED
14 JAN 17 AM 10:49
PUBLIC UTILITY COMMISSION
FILING CLERK

DATE: JANUARY 16, 2014

BENEFICIARY:
PUBLIC UTILITY COMMISSION OF TEXAS
1701 N. CONGRESS AVENUE
PO BOX 13326
AUSTIN, TEXAS 78711-3326

AMENDMENT NUMBER: 1
OUR LC NUMBER: 30004018

WE HAVE AMENDED THE CAPTIONED LETTER OF CREDIT FOR THE ACCOUNT OF:

ENERTRADE ELECTRIC LLC
5868 WESTHEIMER RD. NO.422
HOUSTON, TEXAS 77057

AMENDED TERMS AND CONDITIONS:

PLEASE DELETE PARAGRAPH 2 OF LETTER OF CREDIT:
FUNDS UNDER THIS LETTER OF CREDIT ARE AVAILABLE FOR PAYMENT TO YOU UPON PRESENTATION TO US OF AN ORIGINAL OF THIS LETTER OF CREDIT AND ANY EFFECTIVE AMENDMENT TO THIS LETTER OF CREDIT, AND YOUR WRITTEN DEMAND FOR PAYMENT, PURPORTEDLY SIGNED BY AN AUTHORIZED REPRESENTATIVE OF THE BENEFICIARY, MARKED "DRAWN UNDER CAPITAL ONE N.A. 1001 AVENUE OF THE AMERICAS, NEW YORK, NY 10018 LETTER OF CREDIT NO. 30004018" AND CONTAINING THE TEXT "WE HEREBY CERTIFY TO YOU THAT \$_____ IS DUE AND OWING TO US BY REP, UNDER AND IN ACCORDANCE WITH PUBLIC UTILITY COMMISSION OF TEXAS RULES" SUCH PRESENTATION MAY BE MADE (I) IN PERSON AT CAPITAL ONE N.A. 1001 AVENUE OF THE AMERICAS, NEW YORK, NY 10018, (II) BY FIRST CLASS CERTIFIED AND REGISTERED U.S. MAIL, OR (III) BY OVERNIGHT MAIL.

AND REPLACE PARAGRAPH 2 OF LETTER OF CREDIT AS FOLLOWS:
FUNDS UNDER THIS LETTER OF CREDIT ARE AVAILABLE FOR PAYMENT TO YOU UPON PRESENTATION TO US OF AN ORIGINAL OR PHOTOCOPY OF THIS LETTER OF CREDIT AND ANY EFFECTIVE AMENDMENT TO THIS LETTER OF CREDIT, AND YOUR WRITTEN DEMAND FOR PAYMENT, PURPORTEDLY SIGNED BY AN AUTHORIZED REPRESENTATIVE OF THE BENEFICIARY, MARKED "DRAWN UNDER CAPITAL ONE N.A. 1001 AVENUE OF THE AMERICAS, NEW YORK, NY 10018 LETTER OF CREDIT NO. 30004018" AND CONTAINING THE TEXT "WE HEREBY CERTIFY TO YOU THAT \$_____ IS DUE AND OWING TO US BY REP, UNDER AND IN ACCORDANCE WITH PUBLIC UTILITY COMMISSION OF TEXAS RULES" SUCH PRESENTATION MAY BE MADE (I) IN PERSON AT CAPITAL ONE N.A. 1001 AVENUE OF THE AMERICAS, NEW YORK, NY 10018, (II) BY FIRST CLASS CERTIFIED AND REGISTERED U.S. MAIL, OR (III) BY OVERNIGHT MAIL.

THIS AMENDMENT MUST BE ATTACHED TO AND BECOME AN INTEGRAL PART OF THE

330



Capital One, N.A. 212.938.2703
Letters of Credit Department 212.944.5447 Fax
1001 Avenue of the Americas SWIFT ID: NFBKUS33
New York, NY 10018

Page: 2
Reference No. 30004018
1/16/2014

ORIGINAL CREDIT. ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.


(AUTHORIZED SIGNATURE)

Cindy Lau
Assistant Vice President
CAPITAL ONE, N.A.