

Control Number: 49824



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**DOCKET NO. 49824**

**APPLICATION OF TITAN GAS, LLC  
FOR A RETAIL ELECTRIC PROVIDER  
CERTIFICATE**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION**

**COMES NOW** the Commission Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this supplemental recommendation. Staff recommends that the application be approved. In support thereof, Staff would show the following:

**I. BACKGROUND**

On August 6, 2019, Titan Gas, LLC (Titan), filed an application under PURA<sup>1</sup> § 39.352 and 16 Tex. Admin. Code (TAC) § 25.107 for an Option 1 certificate to provide retail electric services in the ERCOT service area of Texas. Titan supplemented its application on August 13, 2019; August 23, 2019; October 25, 2019; and October 28, 2019.

The Administrative Law Judge issued Order No. 3 on October 21, 2019, establishing a deadline for Staff to file its supplemental recommendation by November 1, 2019. This pleading, therefore, is timely filed.

**II. SUPPLEMENTAL RECOMMENDATION**

After review, and, as supported by the attached memoranda of Fred Goodwin of the Commission's Customer Protection Division, Staff continues to recommend that the application be approved. Titan's application, as supplemented, satisfies the requirements of 16 TAC § 25.107 for an Option 1 REP certificate, including the requirements of 16 TAC § 25.107(g)(2). Therefore, Staff recommends that the application be approved.

**III. CONCLUSION**

Staff respectfully requests an order consistent with the foregoing recommendation.

Dated: November 1, 2019

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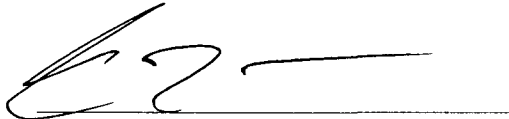
<sup>1</sup> Public Utility Regulatory Act, Tex. Util. Code Ann. §§ 11.001–66.016 (PURA).

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Rachelle Nicolette Robles  
Managing Attorney

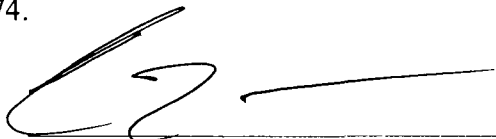


Creighton R. McMurray  
State Bar No. 24109536  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7275  
(512) 936-7268 (facsimile)  
creighton.mcmurray@puc.texas.gov

**DOCKET NO. 49824**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on November 1, 2019, in accordance with 16 TAC § 22.74.



Creighton R. McMurray

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Creighton McMurray, Attorney  
Legal Division

**FROM:** Fred Goodwin, Licensing and Compliance  
Customer Protection Division

**DATE:** November 1, 2019

**RE:** Docket No. 49824– *Application of Titan Gas, LLC for a Retail Electric Provider Certificate*

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### **Staff's Supplemental Recommendation on Final Disposition**

#### **I. Background**

On August 6, 2019, Titan Gas, LLC (Titan or the Applicant) filed an application with the Public Utility Commission of Texas (Commission) for certification as an Option 1 retail electric provider (REP) in the ERCOT service area of Texas pursuant to Public Utility Regulatory Act § 39.352 and 16 Texas Administrative Code (TAC) § 25.107.

Titan supplemented its application on August 13, 2019 to provide additional information regarding its technical and managerial qualifications and again on August 23, 2019 to provide additional information regarding its financial qualifications. Finally, Titan supplemented its application on October 25, 2019 to provide additional information about its complaints.

#### **II. Analysis**

Under 16 TAC § 25.107(g)(2)(B), an applicant shall include in its initial application for REP certification: any complaint history, disciplinary record and compliance record during the ten years immediately preceding the filing of the application regarding: the applicant; the applicant's affiliates that provide utility-like services such as telecommunications, electric, gas, water, or cable service; the applicant's principals; and any person that merged with any of the preceding persons.

Titan provided information responsive to this requirement as Confidential Attachment D-7 and from that information, Staff has determined that Titan's application (as amended) satisfies the requirements of the rule.

### **III. Conclusion**

Staff's assessment of the Applicant's complaint history is that Titan's application (as amended) satisfies the requirements of the rule. If you have any questions, please contact Fred Goodwin at 512-936-7454.