



Control Number: 50500



Item Number: 113

Addendum StartPage: 0

HUSCH BLACKWELL

Chris Reeder
Partner

111 Congress Avenue, Suite 1400
Austin, TX 78701
Direct: 512.479.1154
Fax: 512.479.1101
Chris.Reeder@huschblackwell.com

2020 JUL 10 PM 12:42

PUBLIC UTILITY COMMISSION
FILING CLERK

July 10, 2020

VIA HAND DELIVERY

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue, Suite 8-100
Austin, Texas 78701

Re: Project No. 50500, *Designation of Electric Providers of Last Resort for 2021-2022 Pursuant to 16 Tex. Admin. Code § 25.43*

Dear Sir or Madam:

In accordance with 16 Tex. Admin. Code ("TAC") § 22.71, attached please find two Confidential envelopes that contain the Provider of Last Resort ("POLR") Eligibility Information Form of World Power & Gas LP D/B/A Texans Energy. ("Texans Energy").

Pursuant to the Texas Public Information Act ("PIA"), Chapter 552, Texas Government Code, §§ 552.101 and 552.110(a) and (b) and the Public Utility Regulatory Act ("PURA"), Texas Utilities Code, §§ 32.101(c), 39.001(b)(4), 39.352(f), and other legal authority requiring that the Commission protect such information, Texans Energy asserts a claim of confidentiality with respect to certain information in this filing. The information for which the confidentiality claim is asserted is competitively sensitive information and contains trade secrets which, if disclosed publicly, would cause substantial competitive harm to Texans Energy. Texans Energy further requests that the Commission preserve the confidentiality of said information pursuant to PIA and PURA.

Additionally, Texans Energy recently sold its customers to NRG Energy, Inc. and is in the process of finalizing the transition. Texans Energy is ineligible to serve as a POLR under 16 TAC § 25.43(h)(2)(C) because on the date of the commencement of the term, or shortly thereafter, Texans Energy will not have any customers.

Thank you for your attention to this matter. Should you have any questions, please let me know.

HUSCH BLACKWELL

Very truly yours,

A handwritten signature in black ink, appearing to read "Chris Reeder", with a long horizontal flourish extending to the right.

Chris Reeder

World Power & Gas LP D/B/A Texans Energy

Enclosures

AFFIDAVIT

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §


Before me, the undersigned notary public, on this day personally appeared Barend VanderHorst, to me known to be the person whose name is subscribed to the foregoing instrument, who being duly sworn according to law, deposes and says:

“My name is Barend VanderHorst. I am over the age of eighteen years and am a resident of the State of Texas, and am competent to make this affidavit. All facts stated herein are based on personal knowledge.

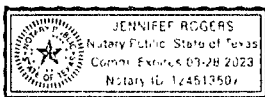
I am employed by World Power & Gas LP D/B/A Texans Energy (“Texans Energy”) as Chief Operations Officer, and in the course of my employment have personal knowledge of the facts stated in the Provider of Last Resort (“POLR”) eligibility report (“Report”) for Texans Energy for the 2021-2022 POLR term, which was prepared pursuant to requirements of the Public Utility Commission of Texas.

Texans Energy is ineligible to serve as a POLR under 16 Tex. Admin. Code (“TAC”) § 25.43(h)(2)(C) because on the date of the commencement of the term or shortly thereafter, Texans Energy will not have any customers. The facts stated in this report regarding the eligibility of Texans Energy to serve as a POLR under TAC § 25.43(h) are true and correct.”

Further affiant sayeth not.

Barend VanderHorst  07/09/2020
Barend VanderHorst 04 48 PM EDT

Given under my hand and seal of office this 9th day of July, 2020. This notarial act was an online notarization.



Jennifer B. Rogers
Electronic Notary Public
Texas
Public REG# 124513507
Comm Expires 03/28/2023
Online Notary Public. This
notarial act involved the use
of online audio/video
communication technology.

  07/09/2020
04 50 PM EDT

Notary Public in and for the State of Texas

My Commission Expires On:

March 28, 2023