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PUC DOCKET NO. 52322

APPLICATION OF THE ELECTRIC	§	
RELIABILITY COUNCIL OF TEXAS,	§	
INC. FOR A DEBT OBLIGATION	§	BEFORE THE
ORDER TO FINANCE UPLIFT	§	
BALANCES UNDER PURA CHAPTER	§	PUBLIC UTILITY COMMISSION
39, SUBCHAPTER N, FOR AN ORDER	§	
INITIATING A PARALLEL DOCKET,	§	OF TEXAS
AND FOR A GOOD CAUSE	§	
EXCEPTION	§	

TEXAS RETAIL ENERGY’S INTIAL BRIEF

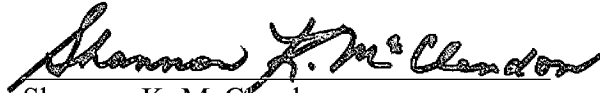
Texas Retail Energy, LLC¹ (“TRE”) timely files this its Initial Brief in the above-styled docket. TRE is an Option 1 retail electric provider (“REP”) certificated by the Public Utility Commission (“Commission” or “PUC”) to provide retail electric service in regions of Texas within the Electric Reliability Council of Texas (“ERCOT”), and plans to elect to opt out of the uplift charges.

The Public Utility Regulatory Act § 39.653(d) promulgates three straightforward requirements for an entity to opt-out of the uplift charges: 1) the market participant is qualified to opt-out, 2) such market participant has paid for all its invoices owed for usage during the period of emergency, and 3) the market participant will not receive any proceeds from the uplift financing. TRE does not object to the opt out process identified by PUC Staff witness Rebecca Zerwas in this proceeding. TRE also supports alternative opt out proposals that both 1) meet the statutory requirements outlined above, and 2) streamline processes for both the PUC Staff and the opt out entities.

¹ Texas Retail Energy, LLC holds REP Certificate No. 10065.

WHEREFORE, PREMISES CONSIDERED, Texas Retail Energy, LLC respectfully requests that the Commission enter an order consistent with the position stated here, and any and all other relief for which it is entitled.

Respectfully submitted,



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**ATTORNEY FOR TEXAS RETAIL
ENERGY, LLC**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been served in accordance with the governing procedural orders to all parties of record in this proceeding on this 1st day of September 2021.

A handwritten signature in black ink, reading "Shannon K. McClendon". The signature is written in a cursive style with a horizontal line underneath the name.

Shannon K. McClendon