



## Filing Receipt

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**DOCKET NO. 52364**

**PROCEEDING FOR ELIGIBLE ENTITIES TO FILE AN OPT OUT PURSUANT TO PURA § 39.653(d) AND FOR LOAD-SERVING ENTITIES TO FILE DOCUMENTATION OF EXPOSURE TO COSTS PURSUANT TO THE DEBT OBLIGATION ORDER IN DOCKET NO. 52322** § § § § § § § § § § **BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS**

**THE CITY OF COLLEGE STATION’S NOTICE OF ELECTION TO OPT OUT UNDER PURA § 39.653(d)**

The City of College Station (College Station) files this Notice of Election to Opt Out Under PURA § 39.653(d) in the above-referenced proceeding. In support thereof, College Station respectfully shows the following:

**I. DISCUSSION**

College Station has decided to opt out of receiving securitization proceeds and being assessed uplift charges pursuant to Tex. Util. Code § 39.653(d) and provides the following information pursuant to Finding of Fact No. 47 in the Debt Obligation Order issued in Docket No. 52322 on October 13, 2021:<sup>1</sup>

- 1. LSE’s legal name:**  
City of College Station
  
- 2. Name and contact information of the LSE’s authorized representative at ERCOT:**  
Timothy R. Crabb, P.E.  
Director of Electric Utility  
(979)764-3439  
[tcrabb@cstx.gov](mailto:tcrabb@cstx.gov)

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<sup>1</sup> *Application of the Electric Reliability Council of Texas, Inc. for a Debt Obligation Order to Finance Uplift Balances under PURA Chapter 39, Subchapter N, and for a Good Cause Exception, Docket No. 52322, Debt Obligation Order at 18, Finding of Fact No. 47 (Oct. 13, 2021).*

- 3. The specific eligibility category of PURA 39.653(d):**  
College Station is a “municipally owned utility” as defined in Section 11.003(11) of PURA. College Station is also a load-serving entity (LSE) in the Electric Reliability Council of Texas (ERCOT) market place. College Station has paid in full all invoices owed for usage during the period of emergency. Therefore, College Station is eligible to opt out of uplift charges and bond proceeds under PURA § 39.653(d).
- 4. LSE’s DUNS number:**  
College Station’s Data Universal Numbering System (DUNS) number is 0403303001000.
- 5. Name and DUNS of QSE:**  
College Station’s load qualified scheduling entity (QSE) is City of Garland SQ10 (QGAR10) and the DUNS number is 6011012562901.
- 6. Confirmation of payment by QSE:**  
See the Affidavits from Darrell Cline [City of Garland SQ10 (QGAR10)] and Timothy Crabb, attached as Exhibit A, for College Station’s confirmation that it has no amounts owed to ERCOT for usage during the period of emergency as defined by Tex. Util. Code § 39.652(3).

## **II. CONCLUSION**

For the above-stated reasons, College Station respectfully requests the Commission accept this information to effectuate College Station’s opt out of uplift charges and bond proceeds pursuant to PURA 39.653(d), issue an order confirming that College Station has opted out and that ERCOT shall not assess uplift charges to any current or future load served by College Station, and grant College Station such other and further relief to which it may be entitled.

Respectfully submitted,

**LLOYD GOSSELINK ROCHELLE  
& TOWNSEND, P.C.**

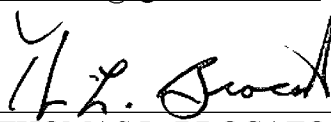
816 Congress Avenue, Suite 1900

Austin, Texas 78701

(512) 322-5800

(512) 472-0532 (Fax)

[tbrocato@lglawfirm.com](mailto:tbrocato@lglawfirm.com)



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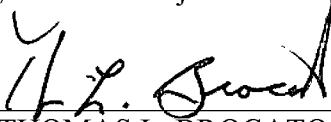
THOMAS L. BROCATO

State Bar No. 03039030

**ATTORNEYS FOR THE CITY OF COLLEGE  
STATION**

**CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on October 29, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.



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THOMAS L. BROCATO

**PUC DOCKET NO. 52364**  
**AFFIDAVIT OF DARRELL CLINE**

THE STATE OF TEXAS §  
COUNTY OF DALLAS §

BEFORE ME, the undersigned authority, on this day personally appeared Darrell Cline, who being by me duly sworn, on oath, deposed and said the following:

1. My name is Darrell Cline ("Affiant"). I am the Chief Executive Officer of Garland Power & Light, a department of the City of Garland, Texas. I am authorized to make this affidavit and affirm that the answers prepared for the City of Garland below were prepared under my supervision and control and constitute a true, complete and accurate response to the best of my knowledge, information and belief.
2. I affirm that City of Garland was acting as QSE for the following load-serving entity during the period between 12:01 a.m. on February 12, 2021 and 11:59 p.m. on February 20, 2021 ("Period of Emergency"):

City of College Station

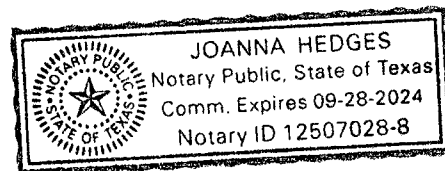
3. I affirm that the aforementioned Municipally Owned Utility has no amount owing ERCOT, as it relates to activities associated with the City of Garland acting in its capacity as their QSE, for usage during the Period of Emergency.

FURTHER, AFFIANT SAYETH NOT.



Darrell Cline, Affiant  
CEO, Garland Power & Light  
City of Garland, Texas

SUBSCRIBED TO AND SWORN BEFORE ME, a Notary Public, in and for the State of Texas, this the 25<sup>th</sup> day of October, 2021.



**DOCKET NO. 52364**

**PROCEEDING FOR ELIGIBLE  
ENTITIES TO FILE AN OPT OUT  
PURSUANT TO PURA § 39.653(d) AND  
FOR LOAD-SERVING ENTITIES TO  
FILE DOCUMENTATION OF  
EXPOSURE TO COSTS PURSUANT TO  
THE DEBT OBLIGATION ORDER IN  
DOCKET NO. 52322**

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**PUBLIC UTILITY COMMISSION  
  
OF TEXAS**

**AFFIDAVIT OF TIMOTHY R. CRABB**

**STATE OF TEXAS**

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§  
§

**COUNTY OF BRAZOS**

BEFORE ME, the undersigned authority, on this day personally appeared Timothy R. Crabb, who being by me first duly sworn, upon oath says:

1. My name is Timothy R. Crabb. I am over the age of 18 years, and am competent to make this Affidavit, and the facts stated herein are true and correct.

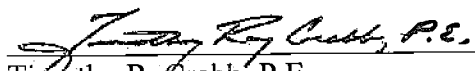
2. I am the Director of Electric Utility for the City of College Station (College Station). College Station is a Municipally Owned Utility (MOU) and a Load Serving Entity (LSE). (DUNS of College Station/LSE: 0403303001000). I have been a senior executive with multiple electric power distribution utilities in Texas and have been the Director of Electric Utility at the City of College Station since 2012. As an authorized representative of the City of College Station and the primary point of contact for the City of College Station’s load Qualified Scheduling Entity (QSE), City of Garland SQ10 (QGAR10) (DUNS of QSE: 6011012562901), I have intimate knowledge of any outstanding obligations related to the Period of Emergency – the period beginning at 12:01 a.m., February 12, 2021, and ending at 11:59 p.m., February 20, 2021.

3. My business physical address is 1601 Graham Road, College Station, Texas 77845, and my business mailing address is P.O. Box 9960, College Station, Texas 77842.

4. The City of College Station has no amount owing to the Electric Reliability Council of Texas, Inc. for usage for the period beginning 12:01 a.m., February 12, 2021, and ending 11:59 p.m., February 20, 2021.


FURTHER AFFIANT SAYETH NOT.

SIGNED this 27 day of October, 2021.

  
\_\_\_\_\_  
Timothy R. Crabb, P.E.  
Director of Electric Utility  
City of College Station

SWORN TO AND SUBSCRIBED BEFORE ME the undersigned authority on this 27<sup>th</sup>  
day of October, 2021.



  
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Notary Public, State of Texas