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NOTICE OF VIOLATION BY MIDWAY SOLAR, LLC FOR VIOLATIONS OF 16 TAC § 25.55, CONCERNING FAILURE TO COMPLY WITH WINTER WEATHER EMERGENCY PREPAREDNESS REPORTING REQUIREMENTS \$ BEFORE THE
\$ PUBLIC UTILITY COMMISSION
\$ OF TEXAS
\$

DESIGNATION OF REPRESENTATIVES

Midway Solar, LLC (Midway Solar) files this designation of representatives to request that all service in this proceeding be provided to its designated representatives.

I. BACKGROUND

This proceeding involves a Notice of Violation (NOV) filed by the Commission's Executive Director. The initial NOV was not sent to the contact designated by Midway Solar (Mr. Jonathan Kett) on its most recent Power Generation Company registration form filed on October 4, 2018 in Docket No. 48731 (approved via Notice of Approval issued October 26, 2018). Instead, it was sent to an employee of a former owner of the facility. After counsel for Midway Solar noticed the filing on the Interchange and informed Commission Staff of the erroneous service, the Commission then re-issued a revised NOV and sent it to Mr. Kett.

Midway Solar files this designation of representatives to seek to avoid any further misdirected service.

II. DESIGNATION OF CONTACTS

Midway Solar designates Mr. Jonathan Kett and the undersigned counsel as its designated representatives in this proceeding and respectfully requests that all service in this proceeding be provided to Mr. Kett and its undersigned counsel, all of whose mailing addresses and email addresses are provided below.

Respectfully submitted,

ENOCH KEVER PLLC

William A. Moore State Bar No. 00794330 Carolyn Shellman State Bar No. 18196200 Mandy Kimbrough State Bar No. 24050613 Zackery Horton State Bar No. 24120906 7600 N. Capital of Texas Hwy Building B, Suite 200 Austin, Texas 78731 (512) 615-1200 (phone) (512) 615-1198 (fax) bmoore@enochkever.com mkimbrough@enochkever.com cshellman@enochkever.com zhorton@enochkever.com

By: William a. Moore/In Attorneys for Midway Solar, LLC (with permission)

Jonathan Kett Asset Manager c/o D.E. Shaw Renewable Investments, L.L.C. 1166 Avenue of the Americas, Ninth Floor New York, NY 10036 Jonathan.kett@deshaw.com

CERTIFICATE OF SERVICE

I certify that on January 17, 2022, a true copy of Midway Solar, LLC's Designation of Representatives was served by email, as directed in the July 16, 2020 Second Order Suspending Rules in Project No. 50664, on the following:

Van Moreland
Public Utility Commission of Texas
Division of Compliance and Enforcement
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
van.moreland@puc.texas.gov

Lynn Needles

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