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August 10, 2022

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue
PO BOX 13326
Austin, TX 78711-3326

RE: SmartEnergy Holdings, LLC Semi-Annual Report - Docket #50298

Pursuant the 16 Texas Administrative Code (TAC) rule 25.107(i)(5)(A), please find attached SmartEnergy's 2021 Semi-Annual Report.

This report has been submitted confidentially in accordance with 16 TAC § 22.71 as it contains information that is confidential and exempt from disclosure under §§ 552.101 and 552.110 of the Texas Government Code. The report contains sensitive commercial and financial trade secret information that SmartEnergy has taken reasonable measures to protect. If this information were disclosed, it would provide competitors with an advantage, to the detriment of SmartEnergy.

Attached is the required Affidavit, which is being filed publicly.

If there are any questions regarding SmartEnergy, submission, please don't hesitate to contact me at regulatory@smartenergy.com

1 and

Jackie Kern

CMO

regulatory@smartenergy.com

STATE OF TEXAS

PUBLIC UTILITY COMISSION OF TEXAS

<u>AFFIDAVIT</u>

- State of New York
- County of New York §

The undersigned, under oath, deposes and states as follows:

- 1. My name is Jacqueline Kern. I am an executive officer of SmartEnergy Holdings, LLC and, in my capacity as Chief Marketing Officer, I am authorized to execute this Affidavit.
- 2. I have personal knowledge of the facts discussed in the above-mentioned report and, to the best of my knowledge, information and belief, those facts are true and correct and, if sworn as a witness, I could testify concerning them.

Further affiant sayeth not.

BRADLEY SETH MATICAN
Notary Public - State of New York
NO. 01MA6395938
Qualified in New York County
My Commission Expires Aug 5, 2023

Chief Marketing Officer SmartEnergy Holdings, LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the \(\frac{1}{\int}\) day of \(\frac{Augus}{2022}\)

Notary Public in and for the State of A and County of

My Commission Expires on: $\frac{58}{5}$