



## **Filing Receipt**

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## **NEXTVOLT TEXAS, LLC EMERGENCY OPERATIONS PLAN EXECUTIVE SUMMARY**

NextVolt Texas, LLC (NextVolt) is applying for certification as an Option 1 retail electric provider. NextVolt's Emergency Operations Plan (EOP) was developed using a multi-hazard perspective to make it applicable in a range of emergency situations. The EOP provides overarching guidance for approaching emergency response while maintaining the operational flexibility to respond as appropriate depending on the needs of NextVolt's customers. Accordingly, the EOP focuses on the protection and continuation of critical business functions and the assignment of key decision-making authority over those functions.

The primary objectives of the EOP are to ensure the safety of NextVolt's employees during an emergency, while continuing to provide excellent customer service and fulfill all regulatory obligations. To that end, the EOP addresses processes applicable across all types of emergencies, including plan activation, communication methods, staffing, and remote working to ensure employees have access to a safe environment. In addition, the annexes provide information relevant to specific types of emergencies. The table below provides references to the sections or page numbers that correspond to the requirements of 16 Texas Administrative Code § 25.53.

Approval & Implementation	Approval and Implementation
Communication	Communications
Maintaining Pre-Identified Supplies	Maintaining Pre-Identified Supplies
Staffing	Staffing
Identification of Weather-Related Hazards	Identifying Weather-Related Hazards and EOP Activation
EOP Activation	Identifying Weather-Related Hazards and EOP Activation
Pandemic/Epidemic Annex	Pandemic and Epidemic
Hurricane Annex	n/a (NextVolt is not located in a hurricane evacuation zone)
Cyber Security Annex	Cyber Security
Physical Security and Incident Annex	Physical Security and Incident

## AFFIDAVIT

State of New Jersey  
County of monmouth.

Before me, the undersigned authority, personally appeared Richard Rathvon, who, being by me duly sworn, deposed as follows:

1. My name is Richard Rathvon. I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated.
2. I am currently employed as Chief Executive Officer of NextVolt Texas, LLC (NextVolt). In this position, I have binding authority over Nextvolt.
3. Nextvolt has filed an application with the Public Utility Commission of Texas to obtain a certificate to operate as an Option 1 retail electric provider.
4. This affidavit is submitted as part of the Executive Summary of the Emergency Operations Plan (EOP) for NextVolt filed pursuant to 16 Texas Administrative Code § 25.53.
5. The relevant operating personnel at NextVolt are familiar with, and have received training on, the applicable contents and execution of the EOP. The personnel who have received training have been instructed to follow the applicable portions of the EOP except to the extent deviations are appropriate as a result of specific circumstances during the course of an emergency.
6. The EOP has been reviewed and approved by the appropriate executives at NextVolt.
7. A drill to test NextVolt's EOP will be conducted no later than October 30, 2024. NextVolt will provide written notice of the date, time, and location of the drill to Commission Staff and the appropriate TDEM District Coordinators at least 30 days in advance of the drill.
8. A copy of the EOP has been distributed to local jurisdictions as needed.
9. NextVolt maintains a business continuity plan that addresses returning to normal operations after disruptions caused by an incident.
10. NextVolt does not have any emergency management personnel who are designated to interact with local, state, and federal emergency management officials during emergency events. Any emergency management personnel designated in the future will complete the required IS-100, IS-200, IS-700, and IS-800 National Incident Management System training prior to interacting with any local, state, or federal emergency officials during an emergency.

11. I affirm that the information submitted in this affidavit is true and accurate.

Richard Rathvon  
Richard Rathvon  
CEO, NextVolt Texas, LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 13<sup>th</sup> day of June, 2024.

Alicia M Zaita  
Notary Public

My Commission Expires: 12/6/2026

