



## **Filing Receipt**

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**PROJECT NO. 54443**

<b>2022 RETAIL ELECTRIC PROVIDER</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>(REP) ANNUAL REPORTS AND CROSS</b>	<b>§</b>	
<b>YEAR 2023 SEMI-ANNUAL REPORTS</b>	<b>§</b>	<b>OF TEXAS</b>
<b>PURSUANT TO 16 TAC § 25.107(i)(3)</b>	<b>§</b>	

**DECLARATION ENERGY, LLC 2023 SEMI-ANNUAL REPORT**

Declaration Energy, LLC (“Declaration”) submits its semi-annual report for 2023 pursuant to 16 Texas Administrative Code (“TAC”) 25.107(i)(5)(B). Declaration additionally submits the affidavit of executive officer Elizabeth Maberry, Chief Marketing Officer, attesting to the facts represented herein. Declaration provides the following information as required under the rule. Declaration is electing to use the previous version of 16 TAC § 25.107 as allowed by Public Utility Commission of Texas (“PUCT”) Staff in its August 6, 2023 Semi-Annual Report Instructions for Retail Electric Providers (“REP”) who were certified prior to April 26, 2023.

**1. Documentation to demonstrate ongoing compliance with the financial requirements of subsection (f) of this section (16 TAC § 25.107(i)(5)(B)(i)).**

*a. Shareholder Equity (16 TAC § 25.107(f)(1)(B)).*

Declaration has attached the irrevocable standby letter of credit in the required amount of \$500,000 as well as the required financial documentation demonstrating shareholders’ equity (see following sections). Declaration’s letter of credit is attached under seal and remains in effect.

*b. The amount of customer deposits and the balance of an account in which customer deposits are held (16 TAC § 25.107(f)(2)(B)).*

Declaration maintained customer deposits of a confidential amount set forth in an attachment provided under seal. Declaration also attaches under seal its customer deposit bank account statement as of June 30, 2022, demonstrating that it maintains customer deposits in a

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segregated cash account designated for customer deposits. As required by rule, the segregated account cash balance for customer deposits is above the amount of customer deposits held by Declaration. Further, use of the June 30, 2023 deposit bank account statements complies with the requirements of 16 TAC § 25.107(i)(5)(B)(i) that “[a]ny certified calculations provided as a part of the semi-annual report to demonstrate such compliance shall be as of the end of the most recent fiscal year and most recent fiscal quarter.”

**2. The audited financial statements of the REP or its guarantor for the most recent completed calendar or fiscal year (16 TAC § 25.107(i)(5)(B)(ii)).**

Declaration attaches under seal its audited financial statements for the year ending December 31, 2022.


**3. The unaudited financial statements for the most recent six-month financial period that immediately follows the end of its most recent fiscal year or six consecutive months of monthly financial statements (16 TAC § 25.107(i)(5)(B)(iii)).**

Declaration submits its un-audited financial statements for the first six months of 2023, under seal.

**4. Any changes in management, experience, and personnel relied on for certification in each semi-annual report before the REP begins serving customers and in the first semi-annual report after the REP serves customers (16 TAC § 25.107(i)(5)(A)(vi)).**

Declaration submits no change in technical/managerial qualifications at this time.

Respectfully Submitted,

By: \_\_\_\_\_

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ATTORNEY FOR DECLARATION ENERGY,  
LLC

# AFFIDAVIT

STATE OF TEXAS           §  
                                     §  
COUNTY OF HARRIS   §

Before me, the undersigned notary public, on this day personally appeared Elizabeth Maberry, to me known to be the person whose name is subscribed to the foregoing instrument, who being duly sworn according to law, deposes and says:

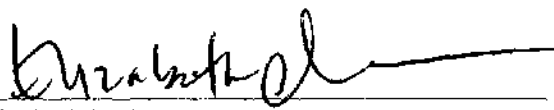
"1. My name is Elizabeth Maberry. I am over the age of eighteen and am a resident of the State of Texas. I am competent to testify to all the facts stated in this Affidavit, and I have the authority to make this Affidavit on behalf of Declaration Energy LLC ("Declaration").

2 I swear or affirm that in my capacity as Chief Marketing Officer of Declaration, I have personal knowledge of the facts concerning compliance with the financial requirements of the Commission's REP Certification rule as stated in Declaration's 2023 Semi-Annual Report filing ("Report") covering information required by PUC SUBST. R. 25.107(i)(3)(A) being filed herein, and this Affidavit is given in support of that Report. I further swear or affirm that all of the statements and/or representations made in the Report are true, complete, and correct to the best of my knowledge.


3. I further swear or affirm that Declaration is not in material violation of any of the requirements of its certificate and that Declaration does not currently hold any customer deposits or advance payments.

4. I swear or affirm that any assertions of confidentiality regarding this response have been made with a good faith belief that an exception to public disclosure under Chapter 552 of the Texas Government Code applies to the information provided."

Further affiant sayeth not.

  
Elizabeth Maberry  
Chief Marketing Officer  
DECLARATION ENERGY LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 9<sup>th</sup> day of August, 2023.

  
Notary Public in and for the  
State of Texas

My Commission Expires:

