

# **Filing Receipt**

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2022 RETAIL ELECTRIC PROVIDER (REP) ANNUAL REPORTS AND CROSS YEAR 2023 SEMI-ANNUAL REPORTS PURSUANT TO 16 TAC § 25.107(i)(3)

### PUBLIC UTILITY COMMISSION OF TEXAS

### ENGIE RESOURCES LLC'S 2023 SEMI-ANNUAL REPORT

Engie Resources LLC ("Engie") submits its semi-annual report for 2023 pursuant to 16 Texas Administrative Code ("TAC") 25.107(i)(5)(B). Engie additionally submits the affidavit of executive officer John Funk, Vice President of Supply Accounting Risk & Finance, attesting to the facts represented herein. Engie provides the following information as required under the rule. Engie 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)).

Engie was serving load before January 1, 2009 and therefore is not required to demonstrate its shareholder's equity. Engie has attached the irrevocable standby letter of credit in the required amount of \$500,000. This 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)).

Engie maintained customer deposits of a confidential amount as set forth in an attachment filed under seal. Engie also attaches under seal its customer deposits bank account statement, demonstrating that it maintains its customer deposits in a segregated cash account

designated for customer deposits. 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)).

Engie attaches its Parent, Engie Holdings, Inc.'s ("Holdings") audited consolidated financial statements for the year ending December 31, 2022. As Holdings' stock is not publicly traded, these statements are filed under seal.

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)).

Engie 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 (SUBST. R. 25.107(i)(5)(A)(vi)).

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

Respectfully Submitted,

Chris Reeder State Bar No. 16692300 Husch Blackwell, LLP 111 Congress Ave., Suite 1400 Austin, TX 78701

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ATTORNEY FOR ENGIE RESOURCES LLC



### AFFIDAVIT

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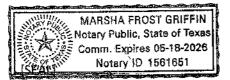
Before me, the undersigned notary public, on this day personally appeared John Funk, to me known to be the person whose name is subscribed to the foregoing instrument, who being duly sworn according to the law, states the following:

"My name is John Funk. I am over the age of eighteen and am a resident of the State of Texas, and am competent to make this affidavit. All facts stated herein are based on personal knowledge.

I am employed by ENGIE Resources LLC (hereinafter "ENGIE Resources") as Vice President, Supply Accounting Risk & Finance and, in the course of my employment, have personal knowledge of the facts stated in this 2023 Semi-Annual Report required of Retail Electric Providers licensed in Texas prepared pursuant to the requirements of the Public Utility Commission of Texas (the "Report").

I am an executive officer of ENGIE Resources under whose direction the Report was prepared. In accordance with Substantive Rule 25.107(i)(5)(B), the documentation to demonstrate ENGIE Resources' ongoing compliance with the financial requirements of Sub. R. 25.107(f) contained in the Report is true and accurate to the best of my knowledge and belief. An internal review was conducted to confirm the accuracy of the information contained in the Report."

Signed this 7<sup>th</sup> day of August 2023.



—DocuSigned by: John Funk

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JOHN FUNK, Vice President

Marsha Frost Griffin, Notary Puble My Commission Expires: 05/18/2026 Notary ID#: 1561651