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PROJECT NO. 54443

CY 2022 RETAIL ELECTRIC	§	PUBLIC UTILITY COMMISSION
PROVIDER (REP) ANNUAL	§	
REPORTS AND CY 2023 REP SEMI-	§	OF TEXAS
ANNUAL REPORTS PURSUANT TO	§	
16 TAC 25.107(I)	§	

OHMCONNECT TEXAS, LLC'S ANNUAL REPORT PURSUANT TO PUC SUBST. R. §25.107(i)(5)(A)(vii) FOR 2022

OhmConnect Texas, LLC ("OhmConnect") submits its financial information for the 2022 REP Annual Reports herein. This submission includes company financial information that is highly sensitive and is filed confidentially and under seal under 16 Tex. Admin. Code ("TAC") § 22.71. OhmConnect additionally submits the affidavit of Laura Persson, General Manager of OhmConnect, attesting to the facts represented herein. OhmConnect provides the following information as required under the rule.

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. Letter of Credit (16 TAC § 25.107(f)(1)(B)).

OhmConnect continues to demonstrate compliance with the financial requirements of being an Option 1 REP and relies upon an irrevocable stand-by letter of credit payable to the Commission with a face value of \$500,000 in compliance with 16 TAC § 25.107(f)(1)(B), which meets the standards of subsection (f)(4)(F). The letter was filed with the Commission in Project 37919 on June 30, 2022, which remains in effect. OhmConnect has included a true and correct copy of the irrevocable stand-by letter of credit in the confidential portion of this filing.

b. The amount of shareholders' equity $((16 \text{ TAC } \S 25.107(f)(1)(B)))$.

As audited statements are not available, OhmConnect provides unaudited financial statements for the most recent reporting quarter of 2022 to demonstrate \$1,000,000 in

shareholders' equity in accordance with 16 TAC § 25.107(f)(4)(C), which meets the standards of subsection (f)(1)(B). OhmConnect currently has a pending proceeding before the Public Utility Commission of Texas in Docket No. 54651 to amend its REP certificate to meet its financial obligations via investment grade credit rating.¹

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

OhmConnect maintained customer deposits of a confidential amount set forth in its ledger entries for its customer account current through December 31, 2022, submitted under seal. OhmConnect also attaches an end-of-year monthly statement from its segregated cash account specifically designated for customer deposits.

Date: March 3, 2023.

Respectfully submitted,

Chris Reeder

State Bar No. 16692300

chris.reeder@huschblackwell.com

Husch Blackwell, LLP

111 Congress Ave., Suite 1400

Austin, Texas 78701

512.479.1154 (Phone)

512.481.4868 (Fax)

ATTORNEY FOR OHMCONNECT TEXAS, LLC

 $^{^1}$ Application of OhmConnect Texas LLC to Amend its Retail Electric Provider Certificate, Docket No. 54651, Application (Feb. 15, 2023).

AFFIDAVIT

STATE OF TEXAS §
COUNTY OF TRAVIS

Before me, the undersigned notary public, on this day personally appeared Laura Persson, 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 Laura Persson. I am the General Manager of the reporting REP, OhmConnect Texas, LLC ("OhmConnect"). 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 OhmConnect.
- I swear or affirm that in my capacity as General Manager of OhmConnect, I have personal knowledge of the facts concerning compliance with the financial requirements of the Commission's REP Certification rule as stated in OhmConnect's 2022 Annual Report Financial ("Report") covering information required by PUC SUBST. R. 25.107 (i)(5)(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 OhmConnect is not in material violation of any of the requirements of its certificate.
- 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.

Daura Persson 02/28/2023 08:32 AM CS

Laura Persson General Manager OHMCONNECT TEXAS, LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 27th day of February 2023.

Jennifer B. Rogers

08:35 AM C

Notary Public in and for the State of Texas

JENNIFER ROGERS
Notary Public, State of Texas
Comm. Expires 03-28-2023
Notary ID 124513507

Online Notary Public. This notarial act involved the use of online audio/video communication technology.

My Commission Expires: March 28, 2023