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Filing Date - 2023-12-20 01:11:19 PM

Control Number - 55268

Item Number - 24



Public Utility Commission of Texas
1701 N. Congress Avenue or P.O. Box 13326
Austin, Texas 78711-3326
512-936-7000
Web address: www.puc.texas.gov

**Application for, or amendment to,
a Retail Electric Provider (REP) Certificate**
(In accordance with 16 Texas Administrative Code (TAC) § 25.107)

TITLE PAGE (TP)	
ALL SUB-PARTS ARE APPLICABLE TO OPTION 1, 2, AND 3 REPS.	
TP-1: Applicant Name – Applicant must provide its legal business name as it appears on applicant's relevant Texas Secretary of State (Texas SoS) registration. A relevant Texas SoS registration can include a Certificate of Formation or Certificate of Registration Authority, or equivalents.	
Applicant legal business name: ATLANTIC ENERGY TEXAS, LLC	
Second applicant legal business name (if required):	
TP-2: Type of Certification – As required by 16 TAC § 25.107(a)(1)(A), a person must obtain a REP certificate under section 16 TAC § 25.107 before purchasing, taking title to, or reselling electricity to provide retail electric service. A person may certify as an Option 1 REP, Option 2 REP, or Option 3 REP.	
(a) Check only one of the following and, as applicable, provide the required information.	
<input checked="" type="checkbox"/> New REP Option 1 certification	<input type="checkbox"/> New REP Option 2 certification
<input type="checkbox"/> New REP Option 3 certification	<input type="checkbox"/> REP certificate amendment
◆ Type of REP certificate:	
◆ REP certification no.:	
(b) For amendment applications, check one or more of the following options relating to the amendment categories requested in this filing:	
<input type="checkbox"/> Change in ownership or control of the applicant.	
<input type="checkbox"/> Corporate restructuring that involves the applicant (Option 1 REPs only).	
<input type="checkbox"/> Transfer of a REP certificate.	
<input type="checkbox"/> Name change amendment, including addition or deletion of assumed names.	
<input type="checkbox"/> Customer Change, including additions or deletions of customers (Option 2 and 3 REPs only).	

- ☐ Change in service area (Option 1 REPs only).
- ☐ Change in technical and managerial qualifications (Option 1 REPs only).
- ☐ Change in financial qualifications (Option 1 REPs only).
- ☐ Change in REP's type of certification as an Option 1, Option 2, or Option 3 REP.
- ☐ Relinquishment of certification.
- ☒ Other (Explain in "c" below).

(c) Written explanation of the amendment (attach additional pages if necessary).

Corrective filing related to Section OI-6(d) to align Atlantic Energy's filings with the Texas secretary of state show the names AE Texas Commercial and AE Texas Residential which were incorrect in prior filings. Please note that the ERCOT LSE applications were all tested under the correct names as listed with the SOS.

(d) Date each material change was or will be effective. As required by 16 TAC § 25.107(h)(4)(A), an applicant must state the effective date of each material change that prompted the amendment application.

Date(s): **12/20/2023**

MANDATORY INFORMATION (MI)

MI-1, MI-2, AND MI-3 ARE APPLICABLE TO OPTION 1, 2, AND 3 REPS.

MI-1. Applicant's Primary Contact Information – As required by 16 TAC § 25.107(d)(1)(D)(i).

Contact name: Emily Cipes	Title: Chief Marketing & Compliance Officer	
Street or mailing address: 2170 Buckthorne Place		
Mailing address (suite, floor or room): Suite 375		
City: The Woodlands	State: Texas	ZIP: 77380
Phone no.: 800.917.9133 x 0006	Toll free no.: 800-917-9133	
Email: emily@atlanticenergyco.com	Web address: www.atlanticenergyco.com	

MI-2. Authorized Representative Contact Information – As required by 16 TAC § 25.107(d)(1)(D)(ii).

Contact name: Emily Cipes	Title: Chief Marketing & Compliance Officer	
Street or mailing address: 2170 Buckthorne Place		
Mailing address (suite, floor or room): Suite 375		
City: The Woodlands	State: Texas	ZIP: 77380
Phone no.: 800.917.9133 x 0006		
Email: emily@atlanticenergyco.com	Web address: www.atlanticenergyco.com	

MI-3. General Affidavit – As required by 16 TAC § 25.107(d)(2)(A), an applicant is required to provide as Attachment MI-3 a signed, notarized affidavit from an executive officer affirming all material provided in the application is true, correct, and complete.

☒ Applicant completed and provided Attachment MI-3.

MI-4 AND MI-5 ARE APPLICABLE TO OPTION 1 REPS ONLY.

MI-4. Persons Prohibited from Exercising Control – As required by 16 TAC § 25.107(e)(2)(E)(iv), an applicant must complete the affidavit labeled as Attachment MI-4. An applicant must further provide as Attachment MI-4 a statement identifying certain persons that meet the criteria of 16 TAC § 25.107(e)(2)(E)(iv)(I)(-a-) through (-d-), and the applicant's relationship with such persons. As specified by 16 TAC § 25.107(e)(2)(E)(iv)(I), such persons are inclusive of all of the applicant's principals, executive officers, employees, and third-party providers that meet the criteria. Further, 16 TAC § 25.107(e)(2)(E)(v) requires an applicant affirm that persons listed under 16 TAC § 25.107(g)(1) do not control the applicant and are not relied upon by the applicant to meet the requirements listed under 16 TAC § 25.107(e)(1)(A) – (B). The affidavit must be notarized and signed by an executive officer of the applicant.

Applicant must check all of the options below that apply.

Applicant has identified a principal, executive officer, employee, or third-party provider of applicant that:

- ☐ Exercised direct or indirect control over a REP that experienced a mass transition of the REP's customers under 16 TAC § 25.43 at any time within the six months prior to the mass transition. Applicant provided Attachment MI-4, including a supporting affidavit, identifying the person and their relationship to the applicant in accordance with 16 TAC § 25.107(e)(2)(E)(iv)(I)(-a-) and 16 TAC § 25.107(g)(1)(A)(i).
 - ☐ Exercised direct or indirect control over a market participant at any time within the six months prior to a market participant having had its ERCOT standard form market participant agreement (SFA) terminated or a similar agreement for an applicable independent organization terminated. Applicant provided Attachment MI-4, including a supporting affidavit, identifying the person and their relationship to the applicant in accordance with 16 TAC § 25.107(e)(2)(E)(iv)(I)(-b-) and 16 TAC § 25.107(g)(1)(A)(ii).
 - ☐ Exercised direct or indirect control of a market participant within the prior six months of a market participant having exited an electricity or gas market with outstanding payment obligations that remain outstanding. Applicant provided Attachment MI-4, including a supporting affidavit, identifying the person and their relationship to the applicant in accordance with 16 TAC § 25.107(e)(2)(E)(iv)(I)(-c-) and 16 TAC § 25.107(g)(1)(A)(iii).
 - ☐ Have been barred, in any way, participation by Commission order. Applicant provided Attachment MI-4, including a supporting affidavit, identifying the person and their relationship to the applicant in accordance with 16 TAC § 25.107(e)(2)(E)(iv)(I)(-d-) and 16 TAC § 25.107(g)(1)(B).
 - ☒ None of the above criteria apply to any of an applicant's principals, executive officers, employees, or third-party providers. Applicant completed and provided the affidavit labeled as Attachment MI-4.
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- ☒ Applicant confirms that a person meeting the criteria for persons prohibited from controlling a REP in accordance with 16 TAC § 25.107(g):
- (1) does not control the applicant; and
 - (2) is not relied upon to meet the basic certification requirements of 16 TAC § 25.107(d) or the technical and managerial requirements of 16 TAC § 25.107(e).

MI-5. Information on Principals – As required by 16 TAC § 25.107(d)(2)(E)(iii) and (iv), an applicant must provide a list of ALL names, titles, phone numbers, and emails of applicant's principals, including executive officers, in Microsoft Excel format. To report more than five principals, including executive officers, provide as Attachment MI-5 additional pages of information.

Under 16 TAC § 25.107(b)(13), the term principal includes: A sole proprietor; a general partner of a partnership; an executive of a company (e.g., a president, chief executive officer, chief operating officer, chief financial officer, general counsel, or equivalent position); a manager, managing member, or a member vested with the management authority of a limited liability company or limited liability partnership; a shareholder with more than 10% equity of the REP; if a public company; and a person who exercises control and has apparent or actual authority to exercise such control over either the REP or a principal. A consultant, third-party provider, or fiduciary of a company such as the

board of directors is a principal if it has apparent or actual authority to exercise control over the REP or principals of the REP, and exercises such control.

Name: Emily Cipes	Title: Chief Marketing & Compliance Officer	Phone no.: 800.917.9133 x 0006	Email: emily@atlanticenergyco.com
Name: Sammy Janowitz	Title: Senior VP - Commercial	Phone no.: 800.917.9133 x 0007	Email: sammy@atlanticenergyco.com
Name: Rob Cantrell	Title: CEO	Phone no.: 800.917.9133 x 0001	Email: rcantrell@atlanticenergyco.com
Name: Phillip Wills	Title: CFO	Phone no.: 800.917.9133 x 0003	Email: pwills@atlanticenergyco.com
Name: Marta Odom	Title: COO	Phone no.: 800.917.9133 x 0002	Email: modom@atlanticenergyco.com

☒ Applicant provided principal information in a word-searchable file and in a format native to Microsoft Excel (such as .xls, .xlsx, .xlsm, etc.).

☒ Applicant provided additional principals as Attachment MI-5.

OTHER INFORMATION (OI)**OI-1, OI-2, OI-3, OI-4, OI-5, OI-6, AND OI-7 ARE APPLICABLE TO
OPTION 1, 2, AND 3 REPS.****OI-1. Regulatory Representative Contact Information – As required by 16 TAC §
25.107(d)(1)(B)(iii).**

Contact name: Emily Cipes	Title: Chief Marketing & Compliance Officer	
Street or mailing address: 2170 Buckthorne Place		
Mailing address (suite, floor or room): Suite 375		
City: The Woodlands	State: Texas	ZIP: 77380
Phone no.: 800.917.9133 x 0006		
Email: emily@atlanticenergyco.com	Web address: www.atlanticenergyco.com	

**OI-2. Customer Complaint Representative Contact Information – As required by 16 TAC §
25.107(d)(1)(D)(iv).**

Contact name: Emily Cipes	Title: Customer Complaint Representative	
Street or mailing address: 2170 Buckthorne Place		
Mailing address (suite, floor or room): Suite 375		
City: The Woodlands	State: Texas	ZIP: 77380
Phone no.: 800.917.9133 x 0006	Toll free no.: 800-917-9133	
Email: emily@atlanticenergyco.com	Web address: www.atlanticenergyco.com	

**OI-3. Emergency Contact Information – As required by 16 TAC § 25.107(d)(1)(D)(v). An
applicant may provide up to three emergency contacts. The Commission prefers that an
applicant provide at least two emergency contacts.**

Primary contact: Sara Petrozza	Title: Call Center Manager	
Office no.: 800-917-9133 x 1003		
Cell no.: 718-513-8113	Home no.: 718-513-8113	
Email: sara@atlanticenergyco.com	Web address: www.atlanticenergyco.com	
Secondary contact: Marta Odom	Title: COO	
Office no.: 800-917-9133 x 0002		
Cell no.: 281-691-3025	Home no.: 281-591-3025	
Email: modom@atlanticenergyco.com	Web address: www.atlanticenergyco.com	

Tertiary contact: Emily Cipes	Title: Chief Marketing & Compliance Officer
Office no.: 800-917-9133 x 0006	
Cell no.: 818-371-9323	Home no.: 818-371-9323
Email: emily@atlanticenergyco.com	Web address: www.atlanticenergyco.com

01-4. Applicant's Company Contact Information – An applicant must provide the following contact information related to its Texas office address, mailing address, and address of its principal place of business as required by 16 TAC § 25.107(d)(1)(E):

- (a). **Texas Office Address** (cannot be a Post Office Box (P.O. Box)) – As required by 16 TAC § 25.107(d)(1)(E)(i). An applicant must provide a Texas office address, as it appears on applicant's relevant Texas SoS registration for the purpose of providing customer service. The Texas office address may not be a P.O. Box under 16 TAC § 25.107(d)(1)(E)(i)(II). The Texas office address may be the same as the applicant's primary business office under 01-4(b), provided that the principal place of business address is not a P.O. Box.

Primary business office address: 2170 Buckthorne Place, Suite 375		
City: The Woodlands	State: Texas	ZIP: 77380
Email: info@atlanticenergyco.com	Web address: www.atlanticenergyco.com	
Phone no.: 800-917-9133	Toll free no.: 800-917-9133	
<input checked="" type="checkbox"/> The Texas office address is the same as primary business office address, and the primary business office address is not a P.O. Box.		

- (b). **State of Formation/Incorporation and Address of Primary Business Office (Principal Place of Business)** – As required by 16 TAC § 25.107(d)(1)(E)(ii), an applicant must provide its state of formation or incorporation, and the address of its primary business office address as it appears on applicant's relevant Texas SoS registration. An applicant's primary business office is its principal place of business (i.e. where its executive officers direct, control, and coordinate the corporation's activities) and may be located in a different state from the applicant's state of formation or incorporation.

State of formation/incorporation: Texas		
Primary office address: 2170 Buckthorne Place, Suite 375		
City: The Woodlands	State: Texas	ZIP: 77380

- (c). **Mailing Address** (if different from the Texas Office address or primary business office address) – As required by 16 TAC § 25.107(d)(1)(E)(iii).

Mailing address: same as primary business office address		
City:	State:	ZIP:

(d). Registered Agent – As required by 16 TAC § 25.107(d)(1)(E)(iv), an applicant must provide the name and address of the applicant’s registered agent for the purpose of receiving service of process		
Name of Registered Agent: Corporation service COmpany d/b/a CSC-Lawyers Incorporation Service Company		
Address of Registered Agent: 211 E. 7th Street, Suite 620		
City: Austin	State: Texas	ZIP: 78710-3218
OI-5. Emergency Operation Plan – As required by 16 TAC § 25.107(d)(2)(G), an applicant is required to file an emergency operations plan that complies with 16 TAC § 25.53.		
Project no.: 53385		
Item no.: 1550		
OI-6. Certificated Name(s) and Legal Entity Status – As required by 16 TAC § 25.107(d)(1)(A), an applicant must only provide retail electric service under the name or names set forth in an approved application for certification or subsequent amendment application. In accordance with 16 TAC § 25.107(d)(1)(C), a REP’s certificate must contain the REP’s legal business name and all assumed names under which it proposes to provide service. An applicant must also maintain an active business registration with the Texas SoS.		
(a). Primary Name on Certificate – As required by 16 TAC § 25.107(d)(2)(B), an applicant must disclose information related to the applicant’s status as a legal entity, including information related to its tax status and authority to do business in Texas to verify the information required under 16 TAC § 25.107(d)(1)(A)-(C).		
As required by 16 TAC § 25.107(d)(2)(B)(i), an applicant is required to provide a copy of the applicant’s relevant Texas SoS registration as Attachment OI-6. An applicant must also provide all filing numbers associated with such registration below.		
Under 16 TAC § 25.107(d)(2)(B)(i) an applicant’s legal business name, as it appears on the applicant’s Texas SoS registration, must not be deceptive, misleading, vague, otherwise contrary to 16 TAC § 25.272, or duplicative of a name previously approved for use by a REP.		
Primary name on certificate (Applicant’s legal business name on applicable Texas SoS certificate, must match the name disclosed under TP-1 of this form): Atlantic Energy Texas, LLC		
For name change amendment only, applicant’s previous legal business name:		
Texas SoS (or County) filing number associated with registration: 804177997		
Indicate below the type of registration on file with the Texas SoS. Complete only the option below that applies.		
<input checked="" type="checkbox"/> Certificate of Formation or equivalent (For Texas Entities)		
<input type="checkbox"/> Certificate of Registration/Authority or equivalent (For Out-of-State Entities)		
<input type="checkbox"/> Other, please specify:		
Date and state where business was established: 08/04/2021, Texas		

<input checked="" type="checkbox"/> Applicant provided a copy of its Texas SoS registration (either a Certificate of Formation or Certificate of Registration/Authority, or equivalent) as Attachment OI-6.		
(b). Tax Information and Other Registrations – As required by 16 TAC § 25.107(d)(2)(B)(ii), an applicant must disclose its Texas Comptroller Tax Identification number, and all other relevant or applicable file numbers.		
Texas Comptroller's Tax ID no.: 32080450433		
Other applicable or relevant certification/file nos.:		
(c). EXISTING Approved Assumed Names (if applicable) (Maximum of Five Assumed Names) – To comply with 16 TAC § 25.107(d)(1)(A), an applicant must disclose any assumed names already used in the applicant's regular course of business as a REP.		
Commission approved assumed name: N/A		
Commission approved assumed name:		
Commission approved assumed name:		
Commission approved assumed name:		
Commission approved assumed name:		
(d). REQUESTED Assumed Names (if applicable) (Maximum of Five Assumed Names) – An applicant may request to use up to a total of five assumed names in addition to the primary name on the REP certificate. Under 16 TAC § 25.107(d)(1)(B), a REP is prohibited from using more than five assumed names in association with a single REP certificate.		
Name: AE Texas	Texas SoS file no. 804177997	Date active: 07/24/2023
Name: Atlantas Power	Texas SoS file no. 804177997	Date active: 07/24/2023
Name: Atlantex Power	Texas SoS file no. 804177997	Date active: 07/24/2023
Name: AE Texas Commercial	Texas SoS file no. 804177997	Date active: 07/24/2023
Name: AE Texas Residential	Texas SoS file no. 804177997	Date active: 07/24/2023
(e). DELETION of EXISTING Assumed Names (if applicable)		
Assumed name to be DELETED: N/A		
Assumed name to be DELETED:		
Assumed name to be DELETED:		
Assumed name to be DELETED:		
Assumed name to be DELETED:		

OI-7. Ongoing Obligations – In accordance with 16 TAC § 25.107(d)(2)(F), an applicant must provide as Attachment OI-7 a statement that applicant has complied with the requirements under 16 TAC § 25.107(d)(1)(F) and (H)-(I), or for 16 TAC § 25.107(d)(1)(I) how the applicant will comply, and include a short summary describing the manner of compliance for each subparagraph.

- ☒ Applicant provided a statement affirming compliance with 16 TAC § 25.107(d)(1)(F) and (H)(I) and included a short summary describing the manner of compliance for each subparagraph as Attachment OI-7.

OI-8 AND OI-9 ARE APPLICABLE TO OPTION 1 REPS ONLY.

OI-8. ERCOT Requirements – In accordance with 16 TAC § 25.107(e)(1)(C)(i)-(iv) an applicant, if providing retail electric service in the ERCOT region, must provide the below information as required by 16 TAC § 25.107(d)(2)(F)(i)-(v).

- ☒ **Qualified Scheduling Entity (QSE) information.** Applicant completed and provided Attachment OI-8.
- ☒ **Applicant confirmation of capability and effective procedures.** Applicant confirms it has the capability and effective procedures to be the primary point of contact for retail electric customers for distribution system service in accordance with applicable Commission rules, including procedures for relaying outage reports to the TDU on a 24-hour basis.
- ☒ **Outage notification information.** Applicant confirms it will provide outage notifications in accordance with 16 TAC § 25.53.
- ☒ **ERCOT testing obligation.** Applicant has or will soon complete ERCOT's flight test obligation.
- ◆ **Date of applicant's last (or applicant's next scheduled) ERCOT Flight Test: Flight 1023**

OI-9. Registration with ERCOT or Other Applicable Independent Organization – As required by 16 TAC § 25.107(e)(2)(E)(iii), an applicant is required to provide as Attachment OI-9 a notarized affidavit signed by an executive officer of the applicant affirming that the applicant will register with or be certified by the applicable independent organization and that the applicant will comply with the technical and managerial requirements of this subsection; and that third-party providers with whom the applicant has a contractual relationship are registered with or certified by the independent organization, as appropriate, and will comply with all system rules and protocols established by the applicable independent organization.

- ☒ Applicant completed and provided Attachment OI-9.

ATTACHMENT MI-3
AFFIDAVIT FOR ALL APPLICATIONS

General Affidavit

State of: Texas

§

§

County of: Montgomery

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My name is **Phillip Wills** . I am the **CFO** of the applicant.

I swear and affirm that I have personal knowledge of the facts stated in this application for, or amendment to, a retail electric provider (REP) certificate, that I am competent to attest to those facts, and that I have the authority to make this statement on behalf of the applicant. I further swear and affirm that all of the statements and representations made in this application for a REP certificate, or amendment to a REP certification, are true and correct. I swear and affirm that the applicant understands and will comply with all requirements applicable to a REP.

Phillip D. Wills

Signature

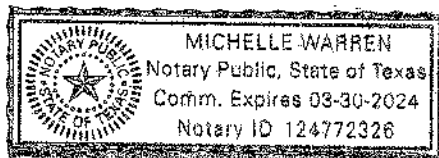
Phillip Wills

Typed or Printed Name

CFO

Title of Signatory

SWORN TO AND SUBSCRIBED before me on the 20th day of December, 20 23.



[Signature]

Notary Public in and for the State of Texas

My commission expires on: 03/03/2024