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DOCKET NO. 55959

JOINT PETITION OF TEXAS	§	PUBLIC UTILITY COMMISSION
ENERGY ASSOCIATION FOR	§	
MARKETERS AND ALLIANCE FOR	§	OF TEXAS
RETAIL MARKETS FOR	§	
DESIGNATION UNDER 16 TAC	§	
§ 25.475(b)(5)	§	

**SUPPLEMENT TO REP COALITION'S
APPEAL OF INTERIM ORDER NO. 4**

The Texas Energy Association for Marketers (TEAM) and Alliance for Retail Markets (ARM) (collectively, REP Coalition) respectfully filed an appeal of portions of Interim Order No. 4 determining the form of notice to be provided in this proceeding.¹ On February 12, 2024, the Commission Advising Division of the Public Utility Commission of Texas (Commission) issued a memo that the appeal would be considered for an extension of time on March 7, 2024. At the open meeting on March 7, 2024, the Commission voted to extend time to act on the appeal. As of the date of this filing, the Commission has not taken up the substantive question in this appeal, which involves only the question of the appropriate notice for this proceeding.

As an update to the Commission, the forms of notice that were included in Order No. 4 that were originally recommended by Commission Staff have been issued, and proof of that notice has been filed in this docket (i.e., Electric Reliability Council of Texas Market Notice and Texas Register Notice). More than 30 days have expired since that notice was issued and no parties have sought to intervene since the issuance of that notice.

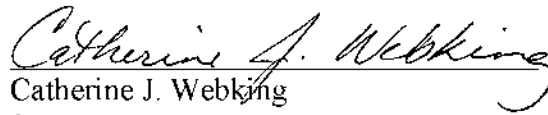
Time is of the essence in this proceeding and the REP Coalition respectfully requests that the Commission schedule consideration of this appeal on the next open meeting. This proceeding was initiated to allow determination of the substantive issue before the Summer season—whether or not ERCOT Contingency Reserve Service caused retail electric providers to incur a cost or fee beyond their control for contracts that were in existence at the time of the new ancillary service was issued. The REP Coalition continues to believe that this case can proceed expeditiously, with minimal demand on Commission Staff resources, once the issue of notice is resolved.

¹ Order No. 4 Specifying Notice Requirements and Establishing Procedural Schedule (Jan. 26, 2024).

Accordingly, the REP Coalition respectfully requests that the Commission take up consideration of the partial appeal of Order No. 4 to answer the questions of (1) whether the REP associations should be required to publish notice of this proceeding in newspapers covering every county in Texas, and (2) whether individual REPs who are not parties to this proceeding should be ordered to post information regarding this proceeding on their websites.

The REP Coalition appreciates the Commission's consideration of this appeal.

Respectfully submitted,



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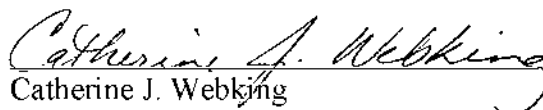
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CERTIFICATE OF SERVICE

I hereby certify that notice of the filing of this document was provided to all parties of record via electronic mail on April 12, 2024 in accordance with the Order Suspending Rules, issued in Project No. 50664.


Catherine J. Webking