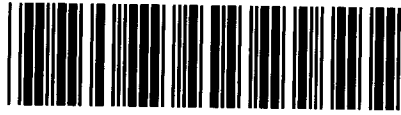


Control Number: 40158



Item Number: 187

Addendum StartPage: 0

Donna L. Nelson
Chairman

Kenneth W. Anderson, Jr.
Commissioner

Rolando Pablos
Commissioner

Brian Lloyd
Executive Director



Rick Perry
Governor

RECEIVED
12 SEP -7 AM 10:05
FILING CLERK

Public Utility Commission of Texas

Date: September 7, 2012

To: Chairman Donna L. Nelson
Commissioner Kenneth W. Anderson, Jr.
Commissioner Rolando Pablos

From: Cliff Crouch, Competitive Markets Division
Bryan Kelly, Competitive Markets Division *CK*

RE: **Project No. 40158** – *Designation of Retail Electric Providers of Last Resort POLR for 2013 – 2014*, pursuant to Substantive Rule 25.43 – Provider of Last Resort.

Preliminary Findings

The Staff is providing the attached spreadsheets for your information. Pursuant to PUC SUBST. R. 25.43, the commission must select Retail Electric Providers (REPs) that will provide Provider of Last Resort (POLR) service for a two year term beginning in January of each odd-numbered year. This selection process is provided for areas of the state in which customer choice is in effect in the service areas of Oncor, Centerpoint, TNMP, AEP Texas North, AEP Texas Central, and Sharyland. Eligibility to serve as a POLR is determined according to the process described in to PUC SUBST. R. 25.43 (g) - (j) that identifies REPs that are eligible to serve as POLRs in designated service areas and eligible REPs that have volunteered to be a POLR within a specific service area for a specific class of service. These preliminary findings will be filed in Project No. 40158 and will be posted to the commission's web site created for this project.

As a result of the preliminary analysis by the Staff, the attached spreadsheets identify those companies that are eligible to provide POLR service to four specific classes of service (Residential, Small Non-Residential, Medium Non-Residential and Large Non-Residential).

within the six service territories identified above. The spreadsheets also identify the REPs that are both eligible and have volunteered to be a POLR within a specific service territory for a specific class of service. No REPs have volunteered.

As explained in SUBST. R. 25.43(h)(3) and 25.43(i)(3), REPs may challenge their eligibility to be a POLR or volunteer POLR within five business days of the notice of eligibility by filing and submitting to the commission staff documentation, calculations and a specific explanation that clearly illustrates and supports the REP's assertion. The staff will accept challenges and clarifications beginning today and through Friday, September 14, 2012. Pursuant to the Rule, the staff will review any challenge and notify the REP of any change in eligibility status within ten business days of receipt of the information supporting the challenge (between September 14, 2012 and September 28, 2012).

After staff has investigated any challenges, the staff will designate up to 15 REPs from the eligible list to serve as Large Service Provider (LSP) POLRs for the 2013 – 2014 two-year term. The final list of designated LSPs and final list of eligible REPS that have volunteered to be a POLR will be provided to you no later than Monday, October 15, 2012, as required in SUBST. R. 25.43(j) and posted to the commission's web site.

Any questions regarding this process may be directed to Cliff Crouch (512-936-7296) or Bryan Kelly (512-936-7216).

2013-2014 Large Service Providers Preliminary ELIGIBLE to Provide POLR Service
Preliminary Listing of All REPs Eligible to be POLR - Subject to Challenge
September 7, 2012

RESIDENTIAL											
ONCOR	Centerpoint	TNMP	AEP North	AEP Central	Sharyland						
10117	10078	10117	10078	10117	10076	10117	10076	10117	10076	10117	10076
10162	10117	10078	10117	10162	10034	10105	10034	10105	10034	10105	10034
10098	10162	10162	10162	10162	10098	10162	10098	10162	10098	10162	10098
10034	10140	10098	10098	10098	10034	10098	10034	10098	10034	10098	10034
10040	10098	10034	10034	10034	10040	10034	10040	10034	10040	10034	10040
10008	10034	10040	10040	10040	10008	10040	10008	10040	10008	10040	10008
10081	10040	10008	10008	10008	10081	10008	10081	10008	10081	10008	10081
10027	10008	10081	10081	10081	10027	10081	10027	10081	10027	10081	10027
10089	10081	10027	10027	10027	10089	10027	10089	10027	10089	10027	10089
10052	10027	10009	10009	10009	10052	10009	10052	10009	10052	10009	10052
10007	10009	10052	10052	10052	10007	10052	10007	10052	10007	10052	10007
10089	10052	10007	10007	10007	10089	10007	10089	10007	10089	10007	10089
10104	10007	10046	10046	10046	10104	10046	10104	10046	10104	10046	10104
10126	10046	10089	10089	10089	10126	10089	10126	10089	10126	10089	10126
10004	10089	10104	10104	10104	10004	10104	10004	10104	10004	10104	10004
	10104	10051	10051	10051		10051		10051		10051	
	10051	10086	10086	10086		10086		10086		10086	
	10126	10126	10126	10126		10126		10126		10126	
	10004	10004	10004	10004		10004		10004		10004	

004

[illegible]

005

MEDIUM NON-RESIDENTIAL											
ONCOR		Centerpoint		TNMP		AEP North		AEP Central		Sharyland	
100117	Ambit Texas, LLC	100076	AmeriPower, LLC	100117	Ambit Texas, LLC	100117	Ambit Texas, LLC	100117	Ambit Texas, LLC	100076	AmeriPower, LLC
100088	Champion Energy Services, LLC	100098	Champion Energy Services, LLC	100098	Champion Energy Services, LLC	100098	Champion Energy Services, LLC	100076	AmeriPower, LLC	100014	Constellation New Energy, Inc
100034	Circo Group, Inc.	100034	Circo Group, Inc.	100034	Circo Group, Inc.	100034	Circo Group, Inc.	100098	Champion Energy Services, LLC	100008	First Choice Power Special Purpose, LP
100112	Consolidated Edison Solutions, Inc.	100112	Consolidated Edison Solutions, Inc.	100112	Consolidated Edison Solutions, Inc.	100112	Consolidated Edison Solutions, Inc.	100034	Circo Group, Inc.	100027	Geza Energy, LP
100014	Constellation New Energy, Inc	100014	Constellation New Energy, Inc	100014	Constellation New Energy, Inc	100014	Constellation New Energy, Inc	100014	Constellation New Energy, Inc	100060	Hiro Electric Power Company
100011	Direct Energy Business, LLC	100011	Direct Energy Business, LLC	100011	Direct Energy Business, LLC	100011	Direct Energy Business, LLC	100011	Direct Energy Business, LLC	100052	Just Energy Texas, LP
100008	First Choice Power Special Purpose, LP	100008	First Choice Power Special Purpose, LP	100008	First Choice Power Special Purpose, LP	100008	First Choice Power Special Purpose, LP	100008	First Choice Power Special Purpose, LP	100118	LPT, LLC
100081	Fulcrum Retail Energy, LLC	100081	Fulcrum Retail Energy, LLC	100081	Fulcrum Retail Energy, LLC	100081	Fulcrum Retail Energy, LLC	100081	Fulcrum Retail Energy, LLC	100017	Noble Americas Energy Solutions, LLC
100053	GDF SUEZ Energy Resources NA, Inc	100053	GDF SUEZ Energy Resources NA, Inc	100053	GDF SUEZ Energy Resources NA, Inc	100053	GDF SUEZ Energy Resources NA, Inc	100053	GDF SUEZ Energy Resources NA, Inc	100007	Reliant Energy Retail Services, LLC
100027	Geza Energy, LP	100027	Geza Energy, LP	100027	Geza Energy, LP	100027	Geza Energy, LP	100027	Geza Energy, LP	100089	Star Electricity, Inc
100009	Green Mountain Energy Company	100009	Green Mountain Energy Company	100009	Green Mountain Energy Company	100009	Green Mountain Energy Company	100009	Green Mountain Energy Company	100064	TriEagle Energy, LP
100092	Hudson Energy Services LLC	100092	Hudson Energy Services LLC	100092	Hudson Energy Services LLC	100092	Hudson Energy Services LLC	100092	Hudson Energy Services LLC		
100118	LPT, LLC	100118	LPT, LLC	100092	Hudson Energy Services LLC	100118	LPT, LLC	100092	Hudson Energy Services LLC		
100159	MidAmerican Energy Company	100159	MidAmerican Energy Company	100118	LPT, LLC	100174	MP2 Energy Texas, LLC	100052	Just Energy Texas, LP		
100174	MP2 Energy Texas, LLC	100174	MP2 Energy Texas, LLC	100159	MidAmerican Energy Company	100174	MP2 Energy Texas, LLC	100159	MidAmerican Energy Company		
100017	Noble Americas Energy Solutions, LLC	100122	NextEra Retail of Texas, LP	100174	MP2 Energy Texas, LLC	100174	MP2 Energy Texas, LLC	100159	MidAmerican Energy Company		
100007	Reliant Energy Retail Services, LLC	100017	Noble Americas Energy Solutions, LLC	100174	MP2 Energy Texas, LLC	100174	MP2 Energy Texas, LLC	100159	MidAmerican Energy Company		
100089	Star Electricity, Inc	100007	Reliant Energy Retail Services, LLC	100174	MP2 Energy Texas, LLC	100174	MP2 Energy Texas, LLC	100159	MidAmerican Energy Company		
100051	Tara Energy, LLC	100046	Spark Energy, LP	100089	Star Electricity, Inc	100089	Star Electricity, Inc	100174	MP2 Energy Texas, LLC		
100064	TriEagle Energy, LP	100089	Star Electricity, Inc	100089	Star Electricity, Inc	100089	Star Electricity, Inc	100174	MP2 Energy Texas, LLC		
100004	TXU Energy Retail Company, LLC	100051	Tara Energy, LLC	100051	Tara Energy, LLC	100051	Tara Energy, LLC	100174	MP2 Energy Texas, LLC		
		100064	TriEagle Energy, LP	100064	TriEagle Energy, LP	100064	TriEagle Energy, LP	100174	MP2 Energy Texas, LLC		
		100004	TXU Energy Retail Company, LLC	100004	TXU Energy Retail Company, LLC	100004	TXU Energy Retail Company, LLC	100174	MP2 Energy Texas, LLC		

006

LARGE NON-RESIDENTIAL									
ONCOR	Centerpoint	TXMP	AEP North	AEP Central	Shirleyland				
10098	Champion Energy Services, LLC	10076 AmeriPower, LLC	10098 Champion Energy Services, LLC	10076 AmeriPower, LLC	10052 Just Energy Texas, LLC				
10112	Consolidated Edison Solutions, Inc.	10098 Champion Energy Services, LLC	10014 Constellation New Energy, Inc	10098 Champion Energy Services, LLC					
10014	Constellation New Energy, Inc	10112 Consolidated Edison Solutions, Inc.	10011 Direct Energy Business, LLC	10014 Constellation New Energy, Inc					
10011	Direct Energy Business, LLC	10014 Constellation New Energy, Inc	10153 EDF Industrial Power Services (TX), LLC	10011 Direct Energy Business, LLC					
10153	EDF Industrial Power Services (TX), LLC	10011 Direct Energy Business, LLC	10008 First Choice Power Special Purpose, LP	10153 EDF Industrial Power Services (TX), LLC					
10053	GDF SUEZ Energy Resources NA, Inc	10153 EDF Industrial Power Services (TX), LLC	10053 GDF SUEZ Energy Resources NA, Inc	10053 GDF SUEZ Energy Resources NA, Inc					
10027	Gesa Energy, LP	10053 GDF SUEZ Energy Resources NA, Inc	10027 Gesa Energy, LP	10027 Gesa Energy, LP					
10009	Green Mountain Energy Company	10027 Gesa Energy, LP	10009 Green Mountain Energy Company	10009 Green Mountain Energy Company					
10092	Hudson Energy Services LLC	10009 Green Mountain Energy Company	10092 Hudson Energy Services LLC	10092 Hudson Energy Services LLC					
10118	LPT, LLC	10092 Hudson Energy Services LLC	10174 MP2 Energy Texas, LLC	10159 MidAmerican Energy Company					
10159	MidAmerican Energy Company	10092 Hudson Energy Services LLC	10174 MP2 Energy Texas, LLC	10159 MidAmerican Energy Company					
10174	MP2 Energy Texas, LLC	10159 MidAmerican Energy Company	10017 Noble Americas Energy Solutions, LLC	10174 MP2 Energy Texas, LLC					
10017	Noble Americas Energy Solutions, LLC	10174 MP2 Energy Texas, LLC	10007 Reliant Energy Retail Services, LLC	10017 Noble Americas Energy Solutions, LLC					
10007	Reliant Energy Retail Services, LLC	10017 Noble Americas Energy Solutions, LLC	10051 Tara Energy, LLC	10007 Reliant Energy Retail Services, LLC					
10004	TXU Energy Retail Company, LLC	10007 Reliant Energy Retail Services, LLC	10004 TXU Energy Retail Company, LLC	10051 Tara Energy, LLC					
10076	AmeriPower, LLC	10004 TXU Energy Retail Company, LLC	10004 TXU Energy Retail Company, LLC	10004 TXU Energy Retail Company, LLC					
10051	Tara Energy, LLC	10004 TXU Energy Retail Company, LLC	10051 Tara Energy, LLC						

2013-2014
Preliminary List of Voluntary (VREP) Large Service Provider POLRs - Subject to Challenge
September 7, 2012

RESIDENTIAL											
ONCOR		Centerpoint		TNMP		AEP North		AEP Central		Sharyland	
NONE		NONE		NONE		NONE		NONE		NONE	

2013-2014
Preliminary List of Voluntary (VREP) Large Service Provider POLRs - Subject to Challenge
September 7, 2012

SMALL NON-RESIDENTIAL											
ONCOR		Centerpoint		TNMP		AEP North		AEP Central		Sharyland	
NONE		NONE		NONE		NONE		NONE		NONE	

2013-2014

[illegible]

2013-2014

LARGE NON-RESIDENTIAL