



Control Number: 36141



Item Number: 6922

Addendum StartPage: 0



May 14, 2020



Filing Clerk  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
Austin, Texas 78701

Re: **Project No. 36141**, *Retail Performance Measure Reports Pursuant to PUC SUBST. R. 25.88*

To Whom It May Concern:

Please accept for filing in the above-referenced project the Performance Measures Retail Electric Market Report for Texas Retail Energy, LLC ("TRE") for the first quarter of 2020. TRE is a retail electric provider ("REP") operating under REP Certificate No. 10065, originally issued to TRE's predecessor, Creed Power Company, LLC in Public Utility Commission of Texas ("PUC") Docket No. 29168. In accordance with Schedule B of the instructions for REPs contained in the document "Filing Requirements for Performance Measures Reporting Pursuant to P.U.C. SUBST. R. 25.88," TRE is providing the following information:

- Measure A-1: Customers Served by REPs – This information is provided in copies of the Form EIA-861M (formerly EIA-826) submitted by TRE to the Energy Information Administration ("EIA"). These documents are being filed separately as confidential information pursuant to 16 TEX. ADMIN. CODE ("TAC") § 22.71. Electronic copies of the documents are not being filed because 16 TAC § 22.71(d)(3) prohibits electronic filing of confidential documents unless specific arrangements are made and agreed to on a case-by-case basis and no such agreements have been made in this instance.

The documents contain Highly Sensitive and Confidential information that is protected from public disclosure pursuant to the provisions of Chapter 552 of the Public Information Act. TEX. GOV'T CODE ANN. § 552 (Vernon 2004). The confidential, Protected Material is exempt from public disclosure pursuant to Section 552.101 of the Public Information Act because it is confidential under regulations adopted by the Department of Energy at 10 CFR 1004.10. Additionally, the confidential, Protected Material is exempt from public disclosure pursuant to Section 552.110(b) of the Public Information Act because it contains confidential, trade secret information and disclosure of the Protected

**Haynes and Boone, LLP**  
**Attorneys and Counselors**  
600 Congress Avenue  
Suite 1300  
Austin, Texas 78701  
T (512) 867-8400  
F (512) 867-8470  
[www.haynesboone.com](http://www.haynesboone.com)

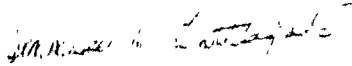
6922

Materials would give an undue advantage to Texas Retail Energy, LLC's competitors in the highly competitive REP market.

- Measure C: Technical Field Performance – This measure does not apply to TRE because TRE does not serve any residential or critical care customers and does not provide prepaid service.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,



Jennifer N. Littlefield  
Haynes and Boone LLP  
Direct Phone Number: (512) 867-88413  
Direct Fax Number: (512) 867-8638  
[jennifer.littlefield@haynesboone.com](mailto:jennifer.littlefield@haynesboone.com)

Attorneys for Texas Retail Energy, LLC

AFFIDAVIT

STATE OF TEXAS       §  
                                  §  
COUNTY OF ROCKWALL §

1. My name is Holly Rachel Smith. I am the Director of Markets & Compliance of Texas Retail Energy, LLC.

2. I swear or affirm that I have personal knowledge of the facts stated in the Quarterly Performance Measures Report, that I am competent to testify to them, and that I have the authority to make this filing on behalf of the Texas Retail Energy, LLC. I further swear or affirm that all of the statements and representations made in the Quarterly Performance Measures Report are true and correct to the best of my knowledge and belief. An internal review was conducted to confirm the accuracy of the information.

Holly Rachel Smith  
Signed on 20200506 20:53:20 -8:00

Signature

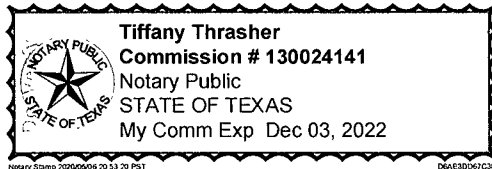
Holly Rachel Smith  
Typed or Printed Name

Director of Markets & Compliance  
Title of Signatory

Before me, Tiffany Thrasher, on this day personally appeared by means of an interactive two-way audio and video communication Holly Rachel Smith, who has provided satisfactory evidence of identity in accordance with Chapter 406, Texas Government Code to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

This notarial act was an online notarization.

Given under my hand and seal of office this 6th day of May, 2020.



Tiffany Thrasher  
Signed on 20200506 20:53:20 -8:00

Notary Public in and for the  
State of Texas

My commission expires: 12/3/2022  
4816-5977-0043 v 4

