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**COMPLIANCE FILING FOR DOCKET § PUBLIC UTILITY COMMISSION
NO. 52322 (APPLICATION OF §
ELECTRIC RELIABILITY COUNCIL §
OF TEXAS, INC. FOR A DEBT § OF TEXAS
OBLIGATION ORDER PURSUANT TO §
CHAPTER 39, SUBCHAPTER N, OF §
THE PUBLIC UTILITY §
REGULATORY ACT) §**

**ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.'S
QUARTERLY TRUE-UP COMPLIANCE FILING, REPORT
OF RECOVERIES, AND NOTICE OF UPLIFT CHARGE
ADJUSTMENT**

MARCH 15, 2023

TABLE OF CONTENTS

<u>SECTION</u>	<u>PAGE</u>
Petition	2
Attachment 1 – True Up Calculation	8
Attachment 2 – Supporting Affidavit	9
Workpapers	10

Uplift Charges to all qualified scheduling entities (QSEs) representing load-serving entities (except those expressly exempted by PURA) in an amount sufficient to ensure the recovery of amounts expected to be necessary to timely provide all payments of debt service and other required amounts and charges in connection with the issuance of the debt obligations.² In accordance with the Debt Obligation Order, Texas Electric Market Stabilization N Funding LLC (the Issuer) issued on June 15, 2022, the Texas Stabilization N Bonds, Series 2022 (the Stabilization N Bonds) in an aggregate principal amount of \$2,115,700,000.00. The Servicer began billing Uplift Charges, consistent with the requirements of the Debt Obligation Order, in August 2022. As Servicer for the Issuer, ERCOT bills, collects, receives, and adjusts the Uplift Charges imposed pursuant to the Uplift Property Servicing Agreement (the Servicing Agreement) that was entered into between the Issuer and the Servicer, dated June 15, 2022. The Servicer remits Uplift Charges received to the Indenture Trustee to repay the Stabilization N Bonds. The Debt Obligation Order, ERCOT Protocols, and the Servicing Agreement set out the terms and conditions under which the Uplift Charges will be billed and collected with respect to the Stabilization N Bonds.

The Debt Obligation Order requires the Servicer to review and adjust Uplift Charges to correct for any under-collections or over-collections from the preceding true-up period, to estimate any anticipated under-collections or over-collections for the current or upcoming true-up period and to ensure the expected recovery of amounts sufficient to provide all payments of debt service.³ True-up adjustments are based on cumulative differences, regardless of the reason, between the periodic payment requirements and the amount of

² Any capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Debt Obligation Order.

³ The Debt Obligation Order, Findings of Fact Nos. 194 - 200 and Ordering Paragraphs Nos. 66 and 97

Uplift Charge remittances made to the Indenture Trustee by the Servicer. In accordance with the Debt Obligation Order, the Servicer is providing this quarterly calculation and notice of adjustment.⁴

This True-Up Filing reflects a need to decrease the daily Uplift Charges. The slight decrease of \$2,689 is primarily attributable to an increase in interest earned on the general and capital subaccounts during the immediately prior true-up period. (Previously, the interest earned on the general and capital subaccounts through November 30, 2022 was \$336,007.⁵ In contrast, during the immediately prior true-up period, the interest earned on the general and capital subaccounts through February 28, 2023 was \$599,099.) Therefore, as shown in Attachment 1 and the accompanying Work Papers to this True-Up Filing, the daily Uplift Charges should be decreased from \$402,206 to \$399,517 effective May 1, 2023.

II. Purpose of Filing and Jurisdiction

The Servicer is submitting its quarterly True-Up Filing in accordance with Debt Obligation Order, Findings of Fact Nos. 196-197 & 200 and Ordering Paragraphs No. 66. The Commission has jurisdiction over true-up calculations and adjustments pursuant to PURA § 39.653.

III. Notice

In accordance with Section 4.01(e)(i)(B) of the Servicing Agreement, a copy of this True-Up Filing is being sent to the following parties:

⁴ *Id.* at Findings of Fact Nos. 196-97 & 200 and Ordering Paragraph No. 66.

⁵ ERCOT's Quarterly True-Up Compliance Filing, Report of Recoveries, and Notice of Uplift Charge Adjustment, Workpapers at 11 (Dec. 15, 2022).

Texas Electric Market Stabilization Funding N
LLC:

Texas Electric Market Stabilization Funding N
LLC
8000 Metropolis Drive (Building E), Suite 100
Austin, Texas 78744
Attn: Chief Executive Officer

U.S. Bank Trust Company, National Association:

U.S. Bank Trust Company, National Association
190 S. LaSalle Street, 7th Floor
Chicago, Illinois 60603
Attn: Corporate Trust Services-TX Stabilization
N Bonds

IV. Quarterly Calculation & True-Up Adjustment

Findings of Fact Nos. 194-200 of the Debt Obligation Order set forth the procedures related to mandatory quarterly true-up calculations and true-up adjustments. Finding of Fact No. 197 and Ordering Paragraph 33 of the Debt Obligation Order require the Servicer to provide a quarterly true-up calculation (the Quarterly Calculation) each quarter following the closing of the Stabilization N Bonds. If the Quarterly Calculation projects over-collections or under-collections of the Uplift Charges from the preceding true-up period or estimated anticipated under-collections or over-collections of the Uplift Charges for the current or upcoming true-up periods, the Servicer must implement a true-up adjustment in accordance with the standard true-up procedure.

The Quarterly Calculation requires the Servicer to (i) calculate under-collections or over-collections for the preceding true-up period by subtracting the previous period's Uplift Charge revenues collected from the periodic billing requirement determined for the same period; (ii) estimate any anticipated under-collections or overcollections for the current or upcoming true-up period; (iii) calculate the periodic billing requirement for the upcoming true-up period, taking into account the total amount of prior and anticipated over-collection and under-collection amounts described in steps (i) and (ii) above, and calculate the daily amortization amount for the

periodic billing requirement; and (iv) assess the updated daily amortization amount to each QSE in accordance with the Uplift Charges assessment methodology.⁶ The required Quarterly Calculation is provided on Attachment 1 and the accompanying Work Papers and results in a slight decrease of the daily Uplift Charges from \$402,206 to \$399,517.

V. Timing of Quarterly Calculation and Effective Date of True-Up Adjustment

The Servicer is required to provide the Quarterly Calculation on a quarterly basis following the closing date of the Stabilization N Bonds, which occurred on June 15, 2022. Therefore, this Quarterly Calculation is timely filed.

In addition to filing the Quarterly Calculation, the Servicer is required to file notice regarding quarterly true-up adjustments with the Commission not less than forty-five (45) days prior to the first billing cycle of the month in which the revised Uplift Charges shall come into effect.⁷ The Servicer proposes an effective date of the revised Uplift Charges to be the May 2023 billing period. In accordance with Finding of Fact No. 205 of the Debt Obligation Order, the Commission has fifteen (15) days after the date of this filing to confirm the true-up adjustment complies with PURA and the Debt Obligation Order. Any true-up adjustment filed with the Commission is effective on its proposed effective date, which will not be less than fifteen (15) days after filing. Any necessary corrections to the adjusted Uplift Charge due to mathematical errors in the calculation of the Uplift Charge will be made in future true-up adjustments.

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⁶ *Id.* at Finding of Fact No. 200a.

⁷ Servicing Agreement at Section 4.01(e)(i)(A).

VI. Conclusion and Prayer

Based on the foregoing, the Servicer respectfully requests that the Commission or another Presiding Officer with delegated authority issue an order confirming this True-Up Filing complies with PURA and the Debt Obligation Order.

Respectfully submitted,

WINSTEAD PC

By: A large, stylized handwritten signature in black ink, appearing to read 'James W. Doyle', is written over a horizontal line. The signature is written in a cursive, flowing style.

James Doyle

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Winstead PC

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Houston, Texas 77002

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ATTORNEY FOR ERCOT

**Attachment 1
Quarterly True Up**

For the prior true-up period December 01, 2022 through February 28, 2023	Amounts
Beginning Excess Subaccount Balance	\$0
Ending Excess Subaccount Balance	\$1,090,109
INFLOWS	
Periodic billing requirements for the above true-up period	\$38,707,222
Amounts transferred to Trust through February 28, 2023 ⁸	\$40,245,111
Interest Earnings on Subaccounts through February 28, 2023	\$599,099
For the current true-up period March 1, 2023 through May 31, 2023	
Periodic billing requirement for the above true-up period	\$36,514,698
Anticipated funds to be transferred to Trust through May 31, 2023	\$36,600,746
For the upcoming true-up period June 1, 2023 through August 31, 2023	
Periodic billing requirements for the above true-up period	\$37,155,081
Anticipated funds to be transferred to Trust through August 31, 2023	\$37,405,158
Total Inflows	\$114,251,015
OUTFLOWS	
Actual Outflows for prior true-up period	\$80,345,825
Anticipated outflow on August 1, 2023 payment date	\$72,171,940
Estimated operating costs in excess of initial projections	\$90,000
Projected Net (Shortfall)/Surplus	
Daily Uplift Charges commencing May 1, 2023 ⁹	\$399,517
Current Daily Uplift Charges	\$402,206
True Up Increase/(Decrease)	\$(2,689)

⁸ Through the February 28, 2023 periodic billing, the Servicer has collected all Uplift Charges billed.

⁹ Servicing Agreement Section 4.01(e)(i)(A) requires notices to the Commission of not less than 45 days before an increase takes effect.

STABILIZATION N BONDS WORKPAPERS

AMOUNTS TRANSFERRED TO TRUST THROUGH FEBRUARY 28, 2023

	<u>Amount Transferred</u>	<u>Interest Earned on Capital Subaccount</u>	<u>Interest Earned on Excess Subaccount</u>	<u>Interest Earned on General Subaccount</u>
DEC	\$14,168,866	\$33,850	\$0	\$205,749
JAN	\$14,489,785	\$36,881	\$0	\$260,520
FEB	\$11,586,459	\$35,590	\$0	\$26,509
TOTAL	\$40,245,111	\$106,321	\$0	\$492,778
			Total Interest	\$599,099
			Total Inflows	\$40,844,209

**AMOUNTS ANTICIPATED TO BE TRANSFERRED TO TRUST
THROUGH AUGUST 31, 2023**

	<u>Amount Anticipated to be Transferred</u>
MAR	\$12,468,386
APR	\$11,261,768
MAY	\$12,870,592
TOTAL	\$36,600,746

	<u>Amount Anticipated to be Transferred</u>
JUN	\$12,468,386
JUL	\$12,468,386
AUG	\$12,468,386
TOTAL	\$37,405,158