TAX EXEMPTION FORM

The undersigned hereby claims exemption from payment of taxes under V.T.C.A., Tax code, Title 2, Subtitle E, Chapter 151 for the purchase of electrical energy described below or on attached order or invoice which is made a part hereof, and will be purchased from Direct Energy Business, LLC d/b/a NRG and NRG Business, P. O. Box 3412, Houston, Texas 77253.

PLEASE MARK BELOW THE REASON FOR CLAIMING THIS EXEMPTION BELOW

( ) Residential use (100%) by an individual. Specify (e.g. house, apartment, nursing home) _____.

( ) Residential use by an apartment owner/manager of electricity used less than 100%, but more than 50%, in a multi-dwelling unit. (If more than one address qualifies, attach list).

( ) Cotton Gin –Electricity used less than 100%, but more than 50%, for processing in a cotton gin.

( ) Purchase by exempt organization that has or could obtain a letter of exemption from the State Comptroller. Specify type _____.

( ) Electricity used 100% in exploring for, production or transportation of material extracted from the earth.

( ) Agricultural/Timber – Electricity used 100% in dairy or poultry operation or pumping water for farm and ranch irrigation. Ag/Timber number _____.

( ) Electrical processes – Electricity used 100% in electroplating, electrolysis, or cathodic protection.

( ) Rolling stock – Electricity used 100% in operation of locomotives and trains.

( ) Direct pay tax permit – Permit number _____.

( ) Resale – Electricity purchased for resale – Sales tax permit number _____. Name of state, if not Texas _____.

( ) Manufacturing – Electricity used 100% in powering exempt manufacturing equipment and/or in lighting, cooling or heating a manufacturing area during the actual manufacturing of tangible personal property for sale.

( ) Predominant Use – Electricity used less than 100%, but more than 50% in processing, manufacturing, fabricating, or other noncommercial use.

( ) Other, specify reason _____.

COMPLETE THE FOLLOWING ONLY IF YOU CHECK PREDOMINANT USE ABOVE*

1. A valid and complete study has been performed which shows that _____% of electricity is for processing tangible personal property for sale in the regular course of business **OR** another nontaxable purpose (specify) _____.

* No Utility Study is required if customer declares above that less than 100% but more than 50% of the electricity is used for residential purposes in an apartment complex or for processing in a cotton gin.

2. Affix seal of registered engineer here

OR complete the following:

I, _____ having an engineering degree from an accredited engineering college, certify the accuracy of the above-mentioned utility study.

Signature of Engineer _____ Date Signed _____.

I agree to be liable for payment of the Limited Sales and Use Tax if the electricity is used in some other manner than that listed above. The tax will be based on the price paid for the electrical service. I also agree to allow Direct Energy Business, LLC d/b/a NRG and NRG Business to credit Sales tax refunds on a future bill, if required. A person commits a criminal offense if they intentionally present a fraudulent exemption certificate resulting in a misdemeanor or felony, dependent upon the amount of tax avoided by use of the exemption certificate.If resale is claimed, I certify that the purchaser is engaged in the business of selling electricity.

SIGNED BY: _____ DATE SIGNED: _____

CONTACT PERSON:_____ PHONE NUMBER:_____

ACCOUNT NUMBER (S):_____ **OR** ESID NUMBER (S):_____

(Attach separate list if necessary) (Attach separate list if necessary)

SERVICE ADDRESS: _____

(Attach separate list if necessary)

CUSTOMER NAME ON ACCOUNT: _____

If signed by agent or other representative a Power of Attorney must be included.

Send this form to your Client Services Representative or TaxSupport@nrg.com.

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