



Nueces Electric Cooperative

A Touchstone Energy® Cooperative 

Date: _____

Ref: Capital Credits

John L. Sims
Chief Executive
Officer

Board of Directors
Brian Menking
President

Bill Hartman
Vice-President

David Rosse
Secretary-Treasurer

Tommy Ermis
Asst. Secretary-
Treasurer

Donald Herrmann

Johnny Alvarado

Gladys Lippincott

Maxine Stewart

Gregg Truesdale

Rumaldo Juarez

Dear Consumer:

The By-Laws of Nueces Electric Cooperative, Inc. at Article VIII provide that the Board of Directors shall have the power, upon the death of any patron who is a natural person, and at the request of an authorized representative, to pay to such deceased patron's estate, his Capital Credits that accumulated up to the date of death.

In order for the Board of Directors to process your request, we must first obtain the following information as applicable:

I.

IF THE DECEASED PATRON LEFT A VALID WILL --

- (a) An original *Letters Testamentary*, dated within sixty (60) days of the date of the written request for disbursement of the Capital Credits; or
- (b) A certified copy of the *Order Admitting Will to Probate* as Muniment of Title with Will attached; or
- (c) A certified copy of the *Small Estate Affidavit* which has been filed with a court of competent jurisdiction.

II.

IF THE DECEASED PATRON LEFT NO WILL --

- (a) An original *Letters Administration* dated within sixty (60) days of the date of the written request for disbursement of the Capital Credits; or

(b) A certified copy of the court's Judgment in a Proceeding to Determine Heirship

In all of the above cases, you will also need to provide a certified copy of the Death Certificate of the deceased patron.

Nueces Electric Cooperative, Inc. cannot assist you in obtaining the above documents. You must, therefore, contact an attorney of your choice.

Once all of the proper documents have been received, the written request for payment of Capital Credits will be considered for approval by the Board of Directors at their next regularly scheduled meeting. These meetings are held on the fourth Tuesday of each month. Once approved, the check will be forwarded to the Executor, Administrator, or listed heirs. Separate checks to each heir will not be issued. *Please note that early retirement of capital credits are discounted to the present dollar value.* In the event your written request is not approved, you will receive notice thereof along with the reasons for non-approval.

In addition to the legal documents listed on page 1, the enclosed Release and Waiver form must be signed and notarized before a request for payment can be considered by the Board of Directors.

In the event that you or your attorney is in need of any additional information, or if you are presented with a scenario not discussed in this correspondence, please feel free to contact Rosie Avalos at (361)387-2581 or 1-800-632-9288.

Yours Sincerely,



John L. Sims
Chief Executive Officer