

The “reply to comments” letter dated March 1, 2012 from John Heitman and Joan Griffin at Kelly Drye & Warren contains several inaccuracies and attempts to “gloss over” Mr. Lateef’s pattern of deception. The fact that this specific application for transfer is being made over two years after it was due again illustrates a pattern of non responsibility and a cavalier attitude in respect to the law.

This response letter states “Amvensys has contacted Mr.Green, to determine whether Mr. Green has had specific problems with Amvensys and/or its subsidiaries in the past, and if so, to address these issues with Mr. Green directly. Mr.Green has advised Amvensys that he has no specific complaints with Amvensys or its subsidiaries.” This statement is false in its entirety. At no time has Amvensys, its subsidiaries or Zahed Lateef ever contacted me prior to sending a copy of this specific response letter by US mail. I have never stated or “advised” that I have no specific complaints against Amvensys or its subsidiaries or engaged in ANY discussion regarding the matter with Amvensys or its subsidiaries. The additional allegations that there have been contacts in regard to Amvensys indicate that there are others in addition to myself that are interested in protecting the public interest.

Mr. Lateef’s past contains actions and behaviour clearly indicating that he is not a trustworthy individual and should not control any company that serves the public. There are a number of unpaid civil judgements in Harris County, Texas, that have been filed against Mr. Lateef personally dating back over the past 20 years as well as current lawsuits including one by Centerpoint Energy against Lateef personally for over \$300,000 for amounts unpaid after receipt of service.

The Public Utility Commission of Texas spent two full years investigating and questioning Mr. Lateef in regard to his failure to file the required transfer of ownership application for DPI Energy, his background and his failure to disclose his past conviction along with his mismanagement and subsequent collapse of previous companies providing services to the public. Mr. Lateef’s actions caused many thousands of individuals to lose their electric service provider. In November of 2011, PUCT Chairperson Donna Nelson stated “Throughout these proceedings Lateef has been deceptive and misleading. If I were to go back, I would have revoked the operating permit for DPI Energy at the beginning. I am not going to be charitable again” This quotation can be verified by contacting PUCT Chairperson Donna Nelson at (512) 936-7003.

The application to the Florida Public Utility Commission in which Mr. Lateef clearly indicates that he has never been involved in Bankruptcy proceedings or had any felony conviction along with the statements made to the PUCT indicate a pattern of deception. The facts are as clear as Mr. Lateef’s signature on the bankruptcy filings exhibited in the file. How is it possible for a businessperson to “forget” that they stood in front of a Bankruptcy Judge? Mr. Lateef has said and done whatever he feels will promote his personal interests and the interest of any company he controls at the expense of the public including many thousands of customers at Riverway Power who were left at the “provider of last resort” and had to pay incredibly high electric prices because Mr. Lateef would not honor the contracts he signed with them and instead ran off to India in 1998. What would prevent Mr. Lateef from leaving the US again if things do not go his way? He was not born in the America and became a US citizen through naturalization, itself not an issue but when taken in the context of his previous actions, should give pause. Lateef is an Indian citizen by birth and he has used his advantage of also holding an American passport to conduct business with the American public to his personal benefit

Zahed Lateef does not own a house in the US or hold any personal physical assets here. His home is in Bangalore, India where his wife and children live. There is nothing preventing him from running up

payables to vendors and then not providing services to clients and taking their funds overseas as he has done in the past.

Mr. Lateef has formed a number of corporations in several states. The vast majority are “not in good standing”. The following information is from the Texas Department of Corporations. None of these entities have made required Federal or State Tax filings.

Total Herbal Care	File number 0800360110
Amvensys Solar	File number 0801005209
Advance Wind Energy	File number 0800675442
Merchant ACH Solutions	File number 0801066948
BC Capital Partners	File number 0801012795
Riverway Capital	File number 0800864995
State Power Company	File number 0800781137
Sure Electric	File number 0800741562
Pilgrim Properties	File Number 0800085915
Allied Restaurant Group	File number 0123972800
Redwood Chemical Industries	File number 0120793200

This specific list is from the Texas Comptroller of Public Accounts of “not in good standing” entities and is not complete, representing only the State of Texas. There are a number of entities in other states. It is presented as additional evidence that Lateef does not operate under the rules of business but rather uses a number of entities to simply funnel questionable funds and then abandons them. The fact that the Internal Revenue Service does not have tax filings for these corporations raises some very serious issues.

Lateef has transferred large sums of money overseas by using false and inflated invoices presented by entities he owns or controls located outside of the United States to the entities he owns or controls within the United States. In this manner he is able to present an operating deficit for the American corporations as a method of avoiding tax liabilities. Former employees describe his operations as “Shady” and “Not on the up and up” with one former senior accounting employee going so far as to say he had to leave due to the “Fuzzy math” that was being used. I am not in a position to provide names due to privacy concerns but a Government agency can locate these individuals and depose them.

John Heitman and Joan Griffin are just the latest Attorneys in a long list of legal professionals that Lateef uses to legitimise himself and his business dealings. As such, they are not aware of who Zahed Lateef is and are simply forwarding his Verification in which he denies “intentionally providing false or misleading information”. The reality is that an individual who has had a pattern of judgements against him, forms shell corporations to transfer money out of the country and consistently lies about or fails to disclose his past is not someone the public can trust. Zahed Lateef has only his own interests and how much he can take at the forefront with no regard to the American public.

This application should be denied in the public interest to prevent Lateef the opportunity to once again leave a mess and move back to his home in India only to come back after a few years when the heat dies down to start up again as he has done in the past.

Lawrence Green