

Motion to adopt the CRR and Load Zone documents with the exception of the boxed language and append to CRR document Section 4.2(4), bullet number 1:

**Issue:**

All NOIEs, or groups of NOIEs linked by common pre-1999 power supply arrangements, which have a 2003 NOIE peak load in excess of 2,300 MW are precluded from choosing the claw back option.

Date: 3-Mar-2004

Time: 10:55 AM

Prepared by: I. Flores

**TALLY TOTAL**

**80.5% 19.5%**

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
<b>COOP</b>						
Brazos Electric Cooperative	Billy Helpert	y	y	0.167	--	--
LCRA	Brady Belk	y	y	0.167	--	--
Big Country Electric Coop	Jerry Stapp			--	--	--
Rayburn Country	Eddy Reece			--	--	--
MEC	Henry Wood (web)	y	y	0.167	--	--
STEC	Mike Troell (web)	y	y	0.167	--	--
Victoria Electric	Kurt Johnson			--	--	--
Coleman County Coop				--	--	--
Southwest Texas Electric Coop				--	--	--
Taylor Electric				--	--	--
Tex-La	Valerie Anderson (alt. Rep.)	y	y	0.167	--	--
Concho Valley	Weldon Gray	y	y	0.167	--	--

**COOP Totals:**

6

**1.000**

**0.000**

**0**

**Municipal**

Austin Energy	Mark Dreyfus	y	y	0.143	--	--
BTU	Ray Schwertner	y	y	0.143	--	--
City of Garland	Dan Bailey	y	y	0.143	--	--
City of Greenville	Rick Covington (proxy)	y	y	0.143	--	--
CPS of San Antonio	Mark Werner	y	y	0.143	--	--
College Station	David Massey			--	--	--
Denton Municipal Utilities	Rick Covington (alt rep)	y	y	0.143	--	--
Brownsville	Richard Crozier	y	y	0.143	--	--

**Municipal Totals:**

7

**1.000**

**0.000**

**0**

**Investor Owned Utilities**

AEP				--	--	--
CenterPoint	Adrian Pieniazek	y	y	0.333	--	--
First Choice	Steven Moss	y	y	0.333	--	--
TXU	Jerry Ward	y	y	0.333	--	--

**IOU Totals:**

3

**1.000**

**0.000**

**0**

**Independent Generator**

ANP	Bob Helton	y	y	0.200	--	--
Calpine	Randy Jones	y	y	0.200	--	--

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
Dynegy	Barry Huddleston (web)	y	y	0.200	--	--
				--	--	
FPL Energy	Beth Garza			--	--	--
Frontera	Randy Jones (proxy)	y	y	0.200	--	--
Texas Independent Energy	Rafael Lozano			--	--	--
Tenaska	Brad Cox	y	a	--	--	A
Tractebel	Cesar Seymour	y	y	0.200	--	--

<b>Ind Gen Total:</b>	6	<b>1.000</b>	<b>0.000</b>	1
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## Consumers

### Consumers/Residential

OPC	Kenan Ogelman	y	n	--	0.500	--
				--	--	--
Residential Consumers	Shannon McClendon			--	--	--
<b>Residential Total:</b>		1		0.000	0.500	0

### Consumers/Commercial

HEB				--	--	--
CDM Energy Management				--	--	--
Seven Eleven				--	--	--
Randall's				--	--	--
<b>Commercial Total:</b>		0		0.000	0.000	0

### Consumers/Industrial

BP Energy	Jeff Holligan	y	n	--	0.071	--
Air Products & Chemicals	Steve Madden (proxy)	y	n	--	0.071	--
Marathon Oil	Steve Madden (proxy)	y	n	--	0.071	--
Halliburton				--	--	--
BOC Gases	Steve Madden (proxy)	y	n	--	0.071	--
Texas Instruments	Steve Madden (proxy)	y	n	--	0.071	--
Flint Hills Resources, L.P.	Steve Madden (proxy)			--	--	--
Valero Refining - Texas, L.P.				--	--	--
Exxon Mobil & Gas Services				--	--	--
Dow Chemical	Eliezer Maldonado (web)	y	n	--	0.071	--
Oxy	Steve Madden	y	n	--	0.071	--

<b>Industrial Total:</b>	7	0.000	0.500	0
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Consumer Subgroups Present: 2

Consumer Subgroups Abstaining: 0

<b>Consumers Total:</b>	8	<b>0.000</b>	<b>1.000</b>	0
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## Independent Rep

Green Mountain	Read Comstock (proxy)	y	y	0.091	--	--
Direct Energy	Smith Day	y	n	--	0.091	--
Constellation	Clayton Greer	y	y	0.091	--	--
Cirro	William Lewis	y	n	--	0.091	--
Gexa	William Lewis (proxy)	y	n	--	0.091	--
Tara Energy	William Lewis (proxy)	y	n	--	0.091	--
TCE				--	--	--
Hino	Margarita Fournier (proxy)	y	y	0.091	--	--
Spark Energy L.P.	Margarita Fournier (proxy)	y	y	0.091	--	--
TriEgle Energy	Margarita Fournier (proxy)	y	y	0.091	--	--

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
CAPP				--	--	--
Entergy Solutions	James Striedel			--	--	--
Strategic Energy	Read Comstock	y	y	0.091	--	--
Utility Choice	Margarita Fournier (alt rep)	y	y	0.091	--	--
Ind Rep Total:		11		0.636	0.364	0

Independent Power Marketers

Cargill Power & Gas Mkts	Gabriel C. Ejebe			--	--	--
Longhorn Power	Bob Wittmeyer	y	a	--	--	A
Exelon	Kristy Ashley	y	y	0.250	--	--
Coral Power	Jeff Brown	y	y	0.250	--	--
Reliant Energy	Kevin Gresham	y	y	0.250	--	--
Mirant	Dottie Stockstill	y	y	0.250	--	--
Ind Power Marketers Total:		5		1.000	0.000	1
All Sectors Voting Totals				5.636	1.364	7.000
Tally Total				80.5%	19.5%	