

**Issue:** Motion accept option 2 with 2 caveats: one, ERCOT will calculate and monitor the cost of local congestion for unit commitment based on unconstrained vs. constrained unit commitment of the units involved; second caveat, the incentive will be designed into the mitigation for non-competitive units that will be at least 25% above the energy offer caps used to calculate make whole payments to incentivize self-commitment.

Date: 29-Mar-2004  
Time: 1:10 PM  
Prepared by: I. Flores

**TALLY TOTAL**

**58.2% 41.8%**

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
<b>COOP</b>						
Brazos Electric Cooperative	Billy Helpert	y	y	0.167	--	--
LCRA	Shams Siddiqi (proxy)	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	0.167	--	--
BTU	Ray Schwertner	y	y	0.167	--	--
City of Garland	Dan Bailey	y	n	--	0.167	--
City of Greenville	Pat Wilkins (proxy)	y	n	--	0.167	--
CPS of San Antonio	Dan Jones	y	y	0.167	--	--
College Station	David Massey			--	--	--
Denton Municipal Utilities	Pat Wilkins (alt rep)	y	n	--	0.167	--
Brownsville	Richard Crozier	y	a	--	--	A

**Municipal Totals:** 7 **0.500 0.500** 1

#### **Investor Owned Utilities**

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

**IOU Totals:** 3 **0.667 0.333** 0

#### **Independent Generator**

ANP	Bob Helton	y	y	0.167	--	--
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Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
Calpine	Randy Jones	y	y	0.167	--	--
Dynegy	Barry Huddleston	y	y	0.167	--	--
				--	--	
FPL Energy	Beth Garza			--	--	--
Frontera	Randy Jones (proxy)	y	y	0.167	--	--
PSEG Texgen I	Rafael Lozano (web)	y	y	0.167	--	--
Tenaska	Brad Cox	y	a	--	--	A
Tractebel	Cesar Seymour	y	n	--	0.167	--

<b>Ind Gen Total:</b>	7	<b>0.833</b>	<b>0.167</b>	<b>1</b>
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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	<b>0</b>

### Consumers/Commercial

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

### Consumers/Industrial

BP Energy	Jeff Holligan	y	y	0.071	--	--
Air Products & Chemicals	Steve Madden (proxy)			--	--	--
Marathon Oil				--	--	--
Halliburton				--	--	--
BOC Gases	John Edwards (proxy)	y	n	--	0.071	--
Texas Instruments	John Edwards (proxy)	y	n	--	0.071	--
Chevron Phillips	John Edwards (alt rep)	y	n	--	0.071	--
Prexair, Inc	John Edwards (proxy)	y	n	--	0.071	--
Flint Hills Resources, L.P.				--	--	--
Valero Refining - Texas, L.P.	John Edwards (proxy)	y	n	--	0.071	--
Exxon Mobil & Gas Services				--	--	--
Dow Chemical	Eliezer Maldonado (web)			--	--	--
Oxy	John Edwards (proxy)	y	n	--	0.071	--
	<b>Industrial Total:</b>	7		0.071	0.429	<b>0</b>
	<b>Consumer Subgroups Present:</b>	2				
	<b>Consumer Subgroups Abstaining:</b>	0				
	<b>Consumers Total:</b>	8		<b>0.071</b>	<b>0.929</b>	<b>0</b>

### Independent Rep

Green Mountain	Thane Twiggs	y	n	--	0.111	--
Direct Energy	Smith Day	y	n	--	0.111	--
Constellation	Clayton Greer	y	n	--	0.111	--
Cirro	William Lewis	y	n	--	0.111	--
Gexa	William Lewis (proxy)	y	n	--	0.111	--
Tara Energy				--	--	--

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
TCE				--	--	--
Hino	Margarita Fournier (proxy)	y	n	--	0.111	--
Spark Energy L.P.	Margarita Fournier (alt rep)	y	n	--	0.111	--
TriEgle Energy	Margarita Fournier (proxy)	y	n	--	0.111	--
CAPP				--	--	--
Entergy Solutions	James Striedel			--	--	--
Strategic Energy	Read Comstock			--	--	--
Utility Choice	Henry Vadie	y	n	--	0.111	--
Ind Rep Total:		9		0.000	1.000	0

Independent Power Marketers

				--	--	--
Cargill Power & Gas Mkts	Gabriel C. Ejebe			--	--	--
Longhorn Power	Bob Wittmeyer	y	y	0.200	--	--
Exelon	Kristy Ashley	y	y	0.200	--	--
Coral Power	Jeff Brown	y	y	0.200	--	--
Reliant Energy	John Meyer	y	y	0.200	--	--
				--	--	--
Mirant	Dottie Stockstill	y	y	0.200	--	--
Ind Power Marketers Total:		5		1.000	0.000	0
All Sectors Voting Totals				4.071	2.929	7.000
Tally Total				58.2%	41.8%	