

Motion to reconsider the following:

**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. And change the

Date: 31-Mar-2004

Time: 2:38 PM

Prepared by: I. Flores

**TALLY TOTAL**

**60.6% 39.4%**

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
<b>COOP</b>						
Brazos Electric Cooperative	Roy True (proxy)	y	y	0.333	--	--
LCRA	Brad Belk	y	n	--	0.333	--
Big Country Electric Coop	Jerry Stapp			--	--	--
Rayburn Country	Eddy Reece			--	--	--
MEC	Henry Wood (web)	y	n	--	0.333	--
STEC	Mike Troell (web)	y	a	--	--	A
Victoria Electric	Kurt Johnson			--	--	--
Coleman County Coop				--	--	--
Southwest Texas Electric Coop				--	--	--
Taylor Electric				--	--	--
Tex-La	Valerie Anderson (alt. Rep.)			--	--	--
Concho Valley	Weldon Gray	y	a	--	--	A

**COOP Totals:** 5 **0.333 0.667** 2

### Municipal

Austin Energy	Mark Dreyfus	y	n	--	0.200	--
BTU	Ray Schwertner	y	a	--	--	A
City of Garland	Dan Bailey	y	y	0.200	--	--
City of Greenville	Pat Wilkins (proxy)	y	y	0.200	--	--
CPS of San Antonio	Dan Jones	y	a	--	--	A
College Station	David Massey			--	--	--
Denton Municipal Utilities	Pat Wilkins (alt rep)	y	y	0.200	--	--
Brownsville	Richard Crozier	y	y	0.200	--	--

**Municipal Totals:** 7 **0.800 0.200** 2

### Investor Owned Utilities

AEP				--	--	--
CenterPoint	Adrian Pieniazek	y	n	--	0.500	--
First Choice	Steven Moss	y	y	0.500	--	--
TXU	Jerry Ward	y	a	--	--	A

**IOU Totals:** 3 **0.500 0.500** 1

### Independent Generator

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

<b>Ind Gen Total:</b>	8	<b>0.000</b>	<b>0.000</b>	<b>8</b>
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## Consumers

### Consumers/Residential

OPC	Kenan Ögelman	y	y	0.333	--	--
				--	--	--
Residential Consumers	Shannon McClendon			--	--	--
	<b>Residential Total:</b>	1		0.333	0.000	<b>0</b>

### Consumers/Commercial

HEB				--	--	--
Walmart	Kenan Ögelman (Proxy)	y	y	0.333	--	--
CDM Energy Management				--	--	--
Seven Eleven				--	--	--
Randall's				--	--	--
	<b>Commercial Total:</b>	1		0.333	0.000	<b>0</b>

### Consumers/Industrial

BP Energy	Jeff Holligan	y	y	0.067	--	--
Air Products & Chemicals				--	--	--
Marathon Oil				--	--	--
Halliburton				--	--	--
BOC Gases				--	--	--
Texas Instruments	Eli Maldonado (proxy)	y	y	0.067	--	--
Chevron Phillips	Eli Maldonado (proxy)	y	y	0.067	--	--
Prexair, Inc				--	--	--
Flint Hills Resources, L.P.				--	--	--
Valero Refining - Texas, L.P.				--	--	--
Exxon Mobil & Gas Services				--	--	--
Dow Chemical	Eliezer Maldonado	y	y	0.067	--	--
Oxy	John Edwards (proxy)	y	y	0.067	--	--
	<b>Industrial Total:</b>	5		0.333	0.000	<b>0</b>
	<b>Consumer Subgroups Present:</b>	3				
	<b>Consumer Subgroups Abstaining:</b>	0				
	<b>Consumers Total:</b>	7		<b>1.000</b>	<b>0.000</b>	<b>0</b>

### Independent Rep

Green Mountain	Terri Eaton	y	y	0.100	--	--
Direct Energy	Smith Day (web)	y	y	0.100	--	--
Constellation	Clayton Greer	y	y	0.100	--	--
Cirro	William Lewis	y	y	0.100	--	--
Gexa	William Lewis (proxy)	y	y	0.100	--	--
Tara Energy				--	--	--

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
TCE				--	--	--
Hino	Margarita Fournier (proxy)	y	y	0.100	--	--
Spark Energy L.P.	Margarita Fournier (alt rep)	y	y	0.100	--	--
TriEgle Energy	Margarita Fournier (proxy)	y	y	0.100	--	--
CAPP				--	--	--
Entergy Solutions	James Striedel			--	--	--
Strategic Energy	Read Comstock (web)	y	y	0.100	--	--
Utility Choice	Margarita Fournier (proxy)	y	y	0.100	--	--

<b>Ind Rep Total:</b>	10	<b>1.000</b>	<b>0.000</b>	<b>0</b>
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#### Independent Power Marketers

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Cargill Power & Gas Mkts	Gabriel C. Ejebe			--	--	--
Longhorn Power	Bob Wittmeyer	y	n	--	0.333	--
Exelon	Kristy Ashley	y	a	--	--	A
Coral Power	Jeff Brown	y	a	--	--	A
Reliant Energy	John Meyer	y	n	--	0.333	--
				--	--	--
Mirant	Dottie Stockstill	y	n	--	0.333	--

<b>Ind Power Marketers Total:</b>	5	<b>0.000</b>	<b>1.000</b>	<b>2</b>
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<b>All Sectors Voting Totals</b>		<b>3.633</b>	<b>2.367</b>	<b>6.000</b>
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<b>Tally Total</b>	<b>60.6%</b>	<b>39.4%</b>
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