

Motion made by Jeff Brown & seconded by Randy Jones to accept the greater of the
Issue: fixed Heat Rate option with a 14.5 HR or verifiable costs plus 15% and with a minimum
 2-year notice to change any of the parameters of this option. This will eliminate the 25%
 adder in the DaRUC whitepaper.

Date: 10-May-2004
 Time: 2:30 PM
 Prepared by: I. Flores

TALLY TOTAL

64.5% 35.5%

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
COOP						
Brazos Electric Cooperative	Roy True (proxy)	y	a	--	--	A
LCRA	Brad Belk	y	y	0.333	--	--
Big Country Electric Coop	Jerry Stapp			--	--	--
Rayburn Country	Eddy Reece			--	--	--
MEC	Henry Wood (web)	y	y	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.)	y	y	0.333	--	--
Concho Valley	Roy True (proxy)	y	a	--	--	A

COOP Totals: 6 **1.000 0.000** 3

Municipal

Austin Energy	Mark Dreyfus	y	y	0.200	--	--
BTU	Ray Schwertner	y	y	0.200	--	--
City of Garland	Dan Bailey	y	a	--	--	A
City of Greenville	Pat Wilkins (proxy)	y	a	--	--	A
CPS of San Antonio	Dan Jones	y	y	0.200	--	--
College Station	David Massey			--	--	--
Denton Municipal Utilities	Pat Wilkins (alt rep)	y	n	--	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	y	0.333	--	--
First Choice	Jeremy Jackson	y	n	--	0.333	--
TXU	Larry Gurley	y	y	0.333	--	--

IOU Totals: 3 **0.667 0.333** 0

Independent Generator

ANP	Randy Jones (proxy)	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	a	--	--	A
				--	--	
FPL Energy	Beth Garza	y	a	--	--	A
Frontera	Randy Jones (proxy)	y	y	0.167	--	--
PSEG Texgen I	Randa Stephenson	y	y	0.167	--	--
Tenaska	Brad Cox	y	y	0.167	--	--
Tractebel	Cesar Seymour	y	y	0.167	--	--
Ind Gen Total:		8		1.000	0.000	2

Consumers

Consumers/Residential

OPC	Kenan Ögelman	y	n	--	0.333	--
				--	--	--
Residential Consumers	Shannon McClendon			--	--	--
Residential Total:		1		0.000	0.333	0

Consumers/Commercial

HEB				--	--	--
Walmart	Kenan Ögelman (proxy)	y	n	--	0.333	--
CDM Energy Management				--	--	--
Seven Eleven				--	--	--
Randall's				--	--	--
Commercial Total:		1		0.000	0.333	0

Consumers/Industrial

BP Energy	Jeff Holligan	y	y	0.048	--	--
Nucor				--	--	--
TXI				--	--	--
Air Products & Chemicals				--	--	--
Marathon Oil	Steve Madden (proxy)	y	n	--	0.048	--
Halliburton				--	--	--
BOC Gases	Steve Madden (proxy)	y	n	--	0.048	--
Texas Instruments	Steve Madden (proxy)	y	n	--	0.048	--
Chevron Phillips				--	--	--
Prexair, Inc				--	--	--
Flint Hills Resources, L.P.				--	--	--
Valero Refining - Texas, L.P.	Steve Madden (proxy)	y	n	--	0.048	--
Exxon Mobil & Gas Services				--	--	--
Dow Chemical	Steve Madden (proxy)	y	n	--	0.048	--
Oxy	Steve Madden	y	n	--	0.048	--
Industrial Total:		7		0.048	0.286	0
Consumer Subgroups Present:		3				
Consumer Subgroups Abstaining:		0				
Consumers Total:		9		0.048	0.952	0

Independent Rep

Green Mountain				--	--	--
Direct Energy				--	--	--
Constellation	Clayton Greer	y	n	--	0.167	--
Cirro	William Lewis	y	n	--	0.167	--

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
Gexa				--	--	--
Tara Energy				--	--	--
TCE				--	--	--
Hino	Margarita Fournier (alt rep)	y	n	--	0.167	--
Spark Energy L.P.	Margarita Fournier (proxy)	y	n	--	0.167	--
TriEgle Energy	Margarita Fournier (proxy)	y	n	--	0.167	--
CAPP				--	--	--
Entergy Solutions	James Striedel			--	--	--
Strategic Energy	Read Comstock (web)			--	--	--
Utility Choice	Margarita Fournier (proxy)	y	n	--	0.167	--
Ind Rep Total:		6		0.000	1.000	0

Independent Power Marketers

Cargill Power & Gas Mkts	Gabriel C. Ejebe			--	--	--
Longhorn Power	Bob Wittmeyer	y	y	0.333	--	--
Exelon	Dottie Stockstill (proxy)	y	a	--	--	A
Coral Power	Jeff Brown	y	y	0.333	--	--
Reliant Energy	John Meyer	y	a	--	--	A
Mirant	Dottie Stockstill	y	y	0.333	--	--
Ind Power Marketers Total:		5		1.000	0.000	2
All Sectors Voting Totals				4.514	2.486	7.000
Tally Total				64.5%	35.5%	