

Issue: Motion by Jerry Ward & second by Kevin Gresham to adopt Section 4.10 as submitted by TXU (Henry Durrwachter) as a wholesale replacement of Round 1 blackline of Section 4.10 and consideration in Round 2.

Date: 28-Jul-2004
Time: 9:29 AM
Prepared by: I. Flores

TALLY TOTAL

91.7% 8.3%

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
COOP						
Brazos Electric Cooperative	Roy True	y	y	0.500	--	--
LCRA	Brad Belk	y	y	0.500	--	--
Big Country Electric Coop	Jerry Stapp			--	--	--
Rayburn Country	Eddy Reece			--	--	--
MEC	Henry Wood (web)			--	--	--
STEC	Mike Troell (web)			--	--	--
Victoria Electric	Kurt Johnson			--	--	--
Coleman County Coop				--	--	--
Southwest Texas Electric Coop				--	--	--
Taylor Electric				--	--	--
Tex-La	Valerie Anderson (alt. Rep.)			--	--	--
Concho Valley	Weldon Gray			--	--	--

COOP Totals: 2 **1.000 0.000** 0

Municipal

Austin Energy	Stacy Woodard	y	y	0.200	--	--
BTU	Ray Schwertner	y	y	0.200	--	--
City of Garland	Fred Sherman	y	y	0.200	--	--
City of Greenville	John Rainey (proxy)	y	y	0.200	--	--
CPS of San Antonio	Mark Werner			--	--	--
College Station	David Massey			--	--	--
Denton Municipal Utilities	John Rainey (alt rep)	y	y	0.200	--	--
Brownsville	Richard Crozier			--	--	--

Municipal Totals: 5 **1.000 0.000** 0

Investor Owned Utilities

AEP				--	--	--
CenterPoint	Don Chandler	y	n	--	0.500	--
First Choice	Jeremy Jackson	y	a	--	--	A
TXU	Jerry Ward	y	y	0.500	--	--

IOU Totals: 3 **0.500 0.500** 1

Independent Generator

ANP	Bob Helton	y	a	--	--	A
-----	------------	---	---	----	----	---

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
Calpine	Randy Jones	y	y	1.000	--	--
Dynegy	Barry Huddleston			--	--	--
				--	--	
FPL Energy	Beth Garza			--	--	--
Frontera				--	--	--
PSEG Texgen I	Randa Stephenson	y	a	--	--	A
Tenaska	Brad Cox			--	--	--
Tractebel	Cesar Seymour			--	--	--
Ind Gen Total:		3		1.000	0.000	2

Consumers

Consumers/Residential

OPC	Kenan Ögelman	y	a	--	--	A
				--	--	--
Residential Consumers	Shannon McClendon			--	--	--
Residential Total:		1		0.000	0.000	1

Consumers/Commercial

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

Consumers/Industrial

BP Energy				--	--	--
Nucor				--	--	--
TXI				--	--	--
Air Products & Chemicals	Steve Madden (proxy)			--	--	--
Marathon Oil				--	--	--
Halliburton				--	--	--
BOC Gases				--	--	--
Texas Instruments				--	--	--
Chevron Phillips				--	--	--
Prexair, Inc				--	--	--
Flint Hills Resources, L.P.				--	--	--
Valero Refining - Texas, L.P.				--	--	--
Exxon Mobil & Gas Services				--	--	--
Dow Chemical				--	--	--
Oxy	Steve Madden	y	y	1.000	--	--
Industrial Total:		1		1.000	0.000	0
Consumer Subgroups Present:		3				
Consumer Subgroups Abstaining:		2				
Consumers Total:		3		1.000	0.000	2

Independent Rep

Green Mountain				--	--	--
Direct Energy				--	--	--
Constellation	Clayton Greer			--	--	--
Cirro	William Lewis	y	a	--	--	A

Sector/Entity	Representative	Present	Vote	Yes	No	Abstain
Gexa				--	--	--
Tara Energy				--	--	--
TCE				--	--	--
Hino	Margarita Fournier (alt rep)			--	--	--
Spark Energy L.P.	Margarita Fournier (proxy)			--	--	--
TriEgle Energy	Margarita Fournier (proxy)			--	--	--
CAPP				--	--	--
Entergy Solutions	James Striedel			--	--	--
Strategic Energy	Read Comstock (web)			--	--	--
Utility Choice	Margarita Fournier (proxy)			--	--	--
Ind Rep Total:		1		0.000	0.000	1

Independent Power Marketers

Cargill Power & Gas Mkts	Gabriel C. Ejebe			--	--	--
Longhorn Power	Bob Wittmeyer	y	a	--	--	A
Exelon	Kristy Ashley	y	a	--	--	A
Coral Power	Jeff Brown			--	--	--
Reliant Energy	Kevin Gresham	y	y	1.000	--	--
Mirant	Dottie Stockstill			--	--	--
Ind Power Marketers Total:		3		1.000	0.000	2
All Sectors Voting Totals				5.500	0.500	6.000
Tally Total				91.7%	8.3%	