

DOCKET NO. 36412

ERCOT APPLICATION FOR § PUBLIC UTILITY COMMISSION
APPROVAL OF A REVISED NODAL §
MARKET IMPLEMENTATION § OF TEXAS
SURCHARGE AND REQUEST FOR §
INTERIM RELIEF §

NOTICE

On November 19, 2008, Electric Reliability Council of Texas, Inc. (ERCOT) filed with the Public Utility Commission of Texas (Commission) its Application for Approval of a Revised Nodal Market Implementation Surcharge (Nodal Surcharge) and Request for Interim Relief. The purpose of the Nodal Surcharge is to fund the personnel, software, equipment, training, and services necessary to develop and implement the Nodal Market called for in the ERCOT Nodal Protocols approved by the Commission. In May 2008, in Docket No. 35428, the Commission approved a Nodal Surcharge in the amount of \$0.169 per megawatt hour (MWh), to be charged to QSEs representing generation resources. The Nodal Surcharge is calculated by multiplying the surcharge factor of \$0.169/MWh by the total net metered generation aggregated to the QSE level. ERCOT requests that it be authorized to increase the Nodal Surcharge, on an interim basis, to \$0.38/MWh, effective no later than February 1, 2009. The interim Nodal Surcharge requested would increase the Nodal Surcharge by \$0.211/MWh. The requested increase in the Nodal Surcharge will enable ERCOT to fund projected Nodal implementation expenses of approximately \$12.0 million per month while the interim Nodal Surcharge is in effect. ERCOT's request for an interim increase in the Nodal Surcharge is premised on its commitment to file a request for a final Nodal Surcharge after adoption by the ERCOT Board of Directors of a revised schedule and budget for completion of Nodal Market implementation. The requested interim Nodal Surcharge would remain in effect only until the Commission approves a final Nodal Surcharge. As the entities paying the Nodal Surcharge, QSEs representing generation resources are most directly affected by the requested change in the Nodal Surcharge. The ERCOT Board of Directors approved ERCOT's filing for an interim revised Nodal Surcharge at its November 17, 2008 meeting.

Persons who wish to intervene in or comment in this proceeding should notify the Public Utility Commission of Texas. A request to intervene or for further information should be mailed to the Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326. A request to intervene shall include a statement of position containing a concise statement of the requestor's position on the application, a concise statement of each question of fact, law, or policy that the requestor considers at issue and a concise statement of the requestor's position on each issue identified.

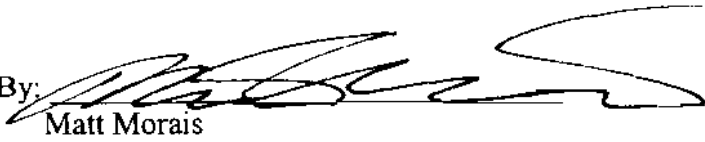
ERCOT has posted this notice and a copy of its Nodal Surcharge Application on its web site at http://www.ercot.com/about/governance/legal_notices.html. Interested parties may also access ERCOT's Application for a Nodal Surcharge through the Public Utility Commission's web site at <http://www.puc.state.tx.us> under Docket No. 36412, *ERCOT Application for Approval of a Revised Nodal Market Implementation Surcharge and Request for Interim Relief*.

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ATTORNEYS FOR THE ELECTRIC
RELIABILITY COUNCIL OF TEXAS

CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all parties of record in Docket Nos. 32686, 35428, 35785, 36345 and this proceeding on December 3, 2008, in the following manner: by email or first-class U.S. mailing.

