

AFFIDAVIT

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

Before me, the undersigned authority, personally appeared H.B. "Trip" Doggett who, being by me duly sworn deposed as follows:

1. "My name is H. B. "Trip" Doggett. I am of sound mind, capable of making this Affidavit, and am personally acquainted with the facts herein stated, and they are all true and correct. I am over the age of 21 (twenty-one years).
2. "I am the President and Chief Executive Officer of Electric Reliability Council of Texas, Inc. ("ERCOT") and have authority to act on its behalf and to make the statements made herein.
3. "Due to the extreme cold weather impacting the ERCOT Region, ERCOT has declared an Emergency Condition and initiated the implementation of Energy Emergency Alert ("EEA") procedures. The goal of the EEA is to provide for maximum possible continuity of service while maintaining the integrity of the ERCOT System to reduce the chance of cascading Outages.
4. "ERCOT has received communications from Qualified Scheduling Entities ("QSEs") that certain gas suppliers may be curtailing natural gas to electric utilities or electric generation customers ("Customers"). ERCOT's understanding is that the Customers have exhausted all alternate fuel capability and all purchased power opportunities and that all alternative sources of power have been utilized.

5. "Pursuant to Protocol Section 6.5.9.4.2(4), EEA Level 3 has been declared in order to maintain system frequency at 59.8 Hz or greater. ERCOT has directed all Transmission Service Providers (TSPs) and Distribution Service Providers (DSPs) or their agents to shed firm Load in order to maintain a steady state system frequency of 59.8 Hz. All Entities are required to take into consideration the safety and health of the community and the essential human needs of the citizen.
6. "As such, ERCOT believes that maintaining sufficient gas supply is necessary to meet human needs throughout the ERCOT Region."

H. B. Doggett

H. B. "Trip" Doggett
President and CEO of ERCOT

SUBSCRIBED AND SWORN TO BEFORE ME this 2nd day of February, 2011, to certify which witness my hand and official seal.

Tisa Wilkins Weston

NOTARY PUBLIC, STATE OF TEXAS

Tisa Wilkins Weston

Printed/Stamped Name of Notary

My commission expires:

