



Control Number: 23730



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## REPORTING FORM FOR GENERATING CAPACITY REPORTS

Provide the legal name of the party filing this report Barney M. Davis LP

Provide the name, company, and telephone number of the person who may be contacted for clarification of information contained in this report: Benny Ethridge, Regional Mid-Atlantic VP of Operations, Topaz Power Group LLC, (512)-314-8628

The Reporting Form for Generating Capacity Reports consists of this cover sheet, the attached four tables, and an affidavit. Please review the *Instructions to the Reporting Form for Generating Capacity Reports* before completing this reporting form.

This reporting form and the instructions may be obtained from the Commission's Central Records Division or downloaded from Commission website at <http://www.puc.state.tx.us>. Information may be inserted in the form electronically. As necessary, reply spaces may be expanded and/or rows may be added to the tables in order to provide the information requested.

The completed report must be filed with the Public Utility Commission of Texas, Attention: Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas, 78711-3326. Submit four (4) copies, including the original.

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**Generating Capacity Reports – Table 1**

	Reliability Council (or Power Region)			
	Name:		Name:	
	ERCOT	Texas Area	Total Rel. Council (or Pwr. Region)	Total Rel. Council (or Pwr. Region)
1. Total capacity of generating facilities that are connected with a transmission or distribution system.	968	0	0	0
2. Total capacity of generating facilities used to generate electricity for consumption by the person owning or controlling the facility.	0	0	0	0
3. Total capacity of generating facilities that will be connected with a transmission or distribution system and operating within 12 months.	0	0	0	0
4. Total affiliate installed generation capacity.	821	0	0	0
5. Total amount of capacity available for sale to others.	0	0	0	0
6. Total amount of capacity under contract to others.	968	0	0	0
7. Total amount of capacity dedicated to own use.	0	0	0	0
8. Total amount of capacity that has been subject to auction as approved by the Commission.	0	0	0	0
9. Total amount of capacity that will be retired within 12 months.	0	0	0	0
10. Annual capacity sales to affiliated retail electric providers (REPs).	0	0	0	0
11. Annual wholesale energy sales.	2,636,450	0	0	0
12. Annual retail energy sales.	0	0	0	0
13. Annual energy sales to affiliate REPs.	0	0	0	0

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### Generating Capacity Reports – Table 3

[illegible]

**Generating Capacity Reports – Table 4**

1. Provide the facility name and unit name of each generating unit that is jointly owned. For each such unit provide the names of the joint owners and their respective ownership percentages.

Not Applicable

2. Provide the facility name and unit name of each generating unit that is owned but not controlled. For each such unit, provide the name of the controlling party and briefly describe the nature of the other party's control of the unit.

Barney M Davis Unit 1 – BMD 1- Morgan Stanley Capital Group - Physical Heat Rate Call Option from 12/01/2011 through 4/30/2012 which changed to a Financial Heat Rate Call Option from 5/1/2012 through 12/31/2012.

Barney Davis Energy Center - BDEC - Morgan Stanley Capital Group - Physical Heat Rate Call Option from 12/01/2011 through 4/30/2012 which changed to a Financial Heat Rate Call Option from 5/1/2012 through 12/31/2012.

3. Provide the facility and unit name of each generating unit that is located on the boundary between two power regions (i.e., reliability councils) and able to deliver electricity directly into either power region. For each such unit, provide the total energy sales to each power region during the preceding year.

Not Applicable

4. If the reporting party is subject to PUJA Sec. 39.154(e), provide the facility name and unit name of each "grandfathered" unit that is located in an ozone non-attainment area. Attach to this report copies of any applications to the Texas Natural Resources Conservation Commission (TNRCC) for a permit for the emission of air contaminants related to the grandfathered units. Also attach a written description of the progress made since the last Generating Capacity Report on achieving approval of each such TNRCC permit.

Not Applicable

5. For each power region (i.e., reliability council) in Texas in which the reporting party owns generation facilities, identify the amount of transmission import capability that has been reserved and is available to import electricity during the summer peak into the power region from generating facilities that are owned by the reporting party or its affiliate in another power region.

None

**AFFIDAVIT**

*(Must be notarized by a public notary)*

STATE OF TEXAS §  
COUNTY OF Travis §

BEFORE ME, the undersigned authority, on this day personally appeared the undersigned, who, after being duly sworn, stated on their oath that they are entitled to make this Affidavit, and that the statements contained below and in the foregoing are true and correct.

I swear or affirm that the attached report was prepared under my direction, and that I have the authority to submit this report on behalf of the reporting party. I further swear or affirm that all statements made in the report are true, correct and complete and that any substantial changes in such information will be provided to the Public Utility Commission of Texas in a timely manner.

Signature of Authorized Representative



Benny Ethridge  
Printed Name

Barney M. Davis, LP  
Name of Reporting Party



Sworn and subscribed before me this 14<sup>th</sup> day of February, 2013  
Month Year

Marybeth Hunt

Notary Public in and for the State of Texas