



Control Number: 24462



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Dow Hydrocarbons and Resources Inc.  
P.O. Box 3387  
Houston, Texas 77253-3387  
400 West Sam Houston Pkwy. S  
Houston, Texas 77042-1299

November 10, 2005

Filing Clerk  
Public Utility Commission of Texas  
1701 N. Congress Avenue Austin,  
Texas 78701

Re: Project No. 24462, *Performance Measures for the Retail Electric Market*  
Dow Hydrocarbons and Resources Inc.,  
Calendar Year 2005, **Third Quarter Report (07/05-09/05)**

Dear Filing Clerk:

Pursuant to P.U.C. Substantive Rule 25.88, Dow Hydrocarbons and Resources Inc. (DHRI) hereby files its performance measures report for the third quarter of 2005.<sup>1</sup>

DHRI requests that the DOE EIA Form 826 reports filed under Measure A-1 be afforded confidential treatment pursuant to P.U.C. Procedural Rule 22.71 (d). Accordingly, DHRI is filing two copies of these reports in separate sealed envelopes, each containing a confidential label listing the information required by Rule 22.71 (d). Additionally, DHRI has not provided electronic versions of the EIA reports because doing so would appear to violate Rule 22.71 (d)(3) under which electronic copies of confidential materials are not to be submitted unless specific arrangements have been made.

As required by P.U.C. Substantive Rule 25.88(c)(1), an original and four (4) copies of this cover letter and public portion of the accompanying report are being submitted, along with an electronic version of the public report. **Two additional copies are being provided to be date-stamped and returned in the enclosed postage prepaid envelope.**

<sup>1</sup> DHRI was granted its REP certification (Certificate No. 10082) on February 11, 2004 in Docket No. 29064.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions or if I can otherwise be of assistance.

Sincerely,

A handwritten signature in black ink that reads "Marita J. Murdock". The signature is written in a cursive style with a large, stylized "M" and "J".

Marita J. Murdock  
Commercial Coordinator  
Power, Hydrogen & Industrial Gas

cc: Matthew S. Harding, Esq.  
Dow Hydrocarbons and Resources Inc.  
400 W. Sam Houston Pkwy S. Houston,  
Texas 77042 Phone: 713-978-3465 Email:  
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## **SCHEDULE B: REPORTING REQUIREMENTS FOR REPS**

This schedule summarizes the report required by REPs. REPs must participate and comply with ERCOT reporting requirements in a timely and accurate fashion.

**Measure A-1: Customers Served by Non-Affiliated REPs.** REPs shall file an electronic and paper copy of each monthly DOE EIA Form 826 report for the reporting period.

***Response: see attached DOE EIA Form 826 reports for the reporting period.***

**Measure A-2: Number of Active REPs.** Obtained from the information provided for Measure A-1.

***Response: see attached DOE EIA Form 826 reports for the reporting period.***

**Measure B-1: Customer Enrollment Success Rate (Optional).** If a REP does not agree with the data reported by ERCOT, the REP may report individual data to support its position. If a REP contests data in the ERCOT report relating to its performance and did not have an opportunity previously to obtain its data from ERCOT, the REP shall have an additional 15 days following the date of the ERCOT report to provide a contesting report. At a minimum, the REP report shall contain the following information for each TDU service territory: the number of 814\_01s or 814\_16s sent, the number of 814\_02s or 814\_17s received, and the number of 814\_05s expected and received. Do not include transactions cancelled with an 814\_08. A REP may include information regarding Protocol compliance of any transaction within the switch or move-in lifecycle.

***Response: not applicable.***

**Measure B-2: Meter Read Transaction Success Rate (Optional).** If a REP does not agree with the data reported by ERCOT, the REP may report individual data to support its position. If a REP contests data in the ERCOT report related to its performance and did not have an opportunity previously to obtain its data from ERCOT, the REP shall have an additional 15 days following the date of the ERCOT report to provide a contesting report. At a minimum, the REP report shall contain the following information for each TDU service territory: the number of switches or move-ins containing a request for historical usage and the number of 867\_02s (historical usage) received for each, the number of 814\_26 (ad hoc historical usage request) transactions sent and the number of 867\_02s received, and the number of 867\_04s (initial meter reads) and 867\_03s (monthly meter reads) expected and the number received. REPs shall also report the number of 867\_03 cancels as a fraction of the total number of 867\_03s received. A REP may also include information regarding Protocol compliance of any meter read transaction.

***Response: not applicable.***

**PUC Subst. R. 25.88**

**Dow Hydrocarbons and Resources Inc.**

**Measure B-3: Billing Success.** REPs shall report the number of estimated bills sent to active customers each month. REPs shall also report the percentage of late bills that have not been sent to active customers as a fraction of the REP's total active customer base. In addition, late, outstanding bills shall be reported according to the following four aging categories:

- 1) Outstanding bills that are more than one day overdue, but less than 30 days overdue. Bills spanning more than one billing month should not be included.
- 2) Outstanding bills that are between 30-60 days overdue
- 3) Outstanding bills that are between 60-90 days overdue
- 4) Outstanding bills that are overdue more than 90 days

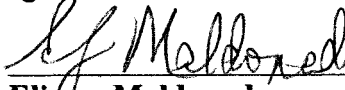
**Response:** Estimated bills are sent to 100% of our customers each month, followed by adjusted invoices as final and true-up information is received from ERCOT. 0% of our bills are overdue.

**Measure B-4: Inter-Company Invoices (Optional).** If a REP does not agree with the data reported by the TDUs, the REP may report individual data to support its position. At a minimum, the REP shall report the number of 810\_02s (TDU invoice) expected, the number received, and the number received outside the timeframes specified by the TDU tariffs. The REP shall also report the percentage of 810\_02 cancel transactions as a fraction of the total number of 810\_02s received.

**Response:** not applicable.

**ATTESTATION**

The foregoing report was prepared in accordance with the requirement P.U.C. SUBST. R. 25.88(e)(2) under the direction of the undersigned. All power marketing activities conducted by Dow Hydrocarbons and Resources Inc. in Texas are within my area of responsibility, authority and control. Pursuant to the requirements of this report, and of the P.U.C. Rules, employees under my supervision have diligently conducted an internal review to confirm the accuracy of the information contained in the foregoing performance measures report. The foregoing responses are true and correct to the best of my knowledge and belief.

  
**Eliezer Maldonado**  
**Commercial Manager**  
**Dow Hydrocarbons and Resources Inc.**