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Received - 2023-03-14 04:16:19 PM
Control Number - 53385
ItemNumber - 1123

**King Mountain Upton Wind, LLC
700 Universe Blvd.
Juno Beach, FL 33408**

March 14, 2023

Filing Clerk
Public Utility Commission of Texas
1701 N. Congress Ave.
P.O. Box 13326
Austin, TX 78711-3326

RE: Project No. 53385, *Project to Submit Emergency Operations Plans and Related Documents under 16 TAC § 25.53*

King Mountain Upton Wind, LLC Emergency Operations Plan

Enclosed for filing, and consistent with the filing requirements in 16 Texas Administrative Code (TAC) §§ 25.53(c)(3)(A) and 25.53(c)(4), are the following:

- An executive summary of King Mountain Upton Wind, LLC's (King Mountain) Emergency Operations Plan (EOP);
- An affidavit from King Mountain's highest-ranking officer;
- A confidential version of King Mountain's EOP and its communications plan.

Please do not hesitate to contact me if you should need any more information.

Sincerely,

/s/ Tracy C. Davis

Tracy C. Davis
Senior Counsel
NextEra Energy Resources, LLC
5920 W. William Cannon Dr., Bldg. 2
Austin, TX 78749
Office: (512) 236-3141
Email: tracy.c.davis@nexteraenergy.com

On behalf of King Mountain Upton Wind, LLC

Enclosures

King Mountain Upton Wind, LLC Emergency Operations Plan (EOP)/Emergency Action Plan

Executive Summary

The purpose of this Emergency Operations Plan Executive Summary update from 2022 is to address changes in the 2023 EOP, specifically changes addressing Cyber Security (appendix 4). Changes from the 2022 plan address how the company responds to potential cyber disruptions and is now easier to follow via a table which directs how to respond to various observations/conditions.

This plan addresses the following:

- Natural Disaster /Severe Weather Event (APPENDIX 1)
- Fire Response Event (APPENDIX 2)
- Physical Security Event (APPENDIX 3)
- **Cyber Security Event (APPENDIX 4) UPDATED for 2023**
- Capacity/Transmission Event (APPENDIX 5)
- Environmental Event (APPENDIX 6)
- Gas Pipeline Event (APPENDIX 7)
- Oil Pipeline Event (APPENDIX 8)
- Pandemic Event (APPENDIX 9)
- Immediate Site Evacuation Procedure (APPENDIX 10)
- Delayed Site Evacuation Procedure (APPENDIX 11)
- Designated Egress Routes & Muster Areas for Evacuations (APPENDIX 12)
- Personnel Injuries and Serious Health Conditions (APPENDIX 13)
- Personnel Injuries and Serious Health Conditions (Supplemental information for Wind only) (APPENDIX 14)
- Summary of Alternative Fuel & Storage Capacity (APPENDIX 15)
- Emergency Shortage of Water (APPENDIX 16)
- Priorities for Recovery of Generation Capacity (APPENDIX 17)
- Critical Failure Points & Mitigation (APPENDIX 18)
- Staffing During Severe Weather Events (APPENDIX 19)
- Summary of Weatherization Plans & Procedures (APPENDIX 20)

This document has been reviewed and accepted by NextEra Energy Resources, LLC's (NextEra) VP of Operations and Support Services

Distribution of the Emergency Operations Plan includes:

Name	Title	Date EOP Trained
Aaron Chavarria	Site Manager	01/25/2023
Cody Morlock	Regional Site Manager	01/25/2023

Affidavit is attached

Specific Page numbers by section:

- Approval and implementation of EOP – Page 2
- Individuals to maintain & implement as well as update the EOP – Page 2
- EOP revision control Summary
 - Dated statement since the prior EOP and supersedes previous EOP – Page 2
 - Date of EOP approval – Page 2
- Communication Plan – Supplement
- A plan to maintain pre-identified supplies for Emergency response – Page 29
- A plan for staffing during an emergency response – Page 42
- A plan on how to identify weather-related hazards – Page 10
- Weather Emergency Annex
 - Cold or Hot Weather Emergency – Page 43
 - Fuel Switching Equipment – Not Applicable
- Water Shortage Annex – Page 39
- Restoration of Service Annex – Page 40
- Pandemic & Epidemic Annex – Page 28
- Hurricane Annex – Not Applicable
- **Cyber Annex – Page 21 – UPDATED for 2023**
- Physical Security Incident – Page 17

AFFIDAVIT OF MATTHEW ROSKOT

STATE OF FLORIDA §
 §
COUNTY OF PALM BEACH §

1. My name is Matthew Roskot. I am the President of King Mountain Upton Wind, LLC (“Generator”).
2. I swear or affirm that I have personal knowledge of the facts set forth in this Affidavit and am authorized to make this Affidavit on behalf of Generator. Each of these facts set forth in this Affidavit is true and correct.
3. I am familiar with Generator’s Emergency Operations Plan (“EOP”) filed with the Public Utility Commission of Texas in accordance with P.U.C. Substantive Rule 25.53. I am the entity’s highest-ranking officer with binding authority over the Generator.
4. The EOP contains confidential, security-sensitive information that requires filing under seal in accordance with P.U.C. Procedural Rule 22.71(d).
5. As required by P.U.C. Substantive Rule 25.53(c)(4)(C)(i), I affirm that all relevant operating personnel for Generator are familiar with the contents of the EOP and that such personnel are instructed to follow the applicable portions of the EOP except to the extent deviations are appropriate as a result of specific circumstances during the course of an emergency.
6. I affirm that the EOP has been reviewed and approved by the appropriate executives, as required by P.U.C. Substantive Rule 25.53(c)(4)(C)(ii).
7. I affirm that an emergency drill will be conducted in 2023 as required by P.U.C. Substantive Rule 25.53(f). Generator will notify commission staff and appropriate Texas Division of Emergency Management personnel of one of these drills at least 30 days prior to the date of such drill.
8. I affirm that the EOP or an appropriate summary has been distributed to local jurisdictions as needed, pursuant to P.U.C. Substantive rule 25.53(c)(4)(C)(iv).
9. I affirm that Generator maintains a business continuity plan that addresses returning to normal operations after disruptions caused by an incident, as required by P.U.C. Substantive Rule 25.53(c)(4)(C)(v).
10. I affirm that Generator’s emergency management personnel who are designated to interact with local, state, and federal emergency management officials during emergency event have received the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management System trainings, as required by P.U.C. Substantive Rule 25.53(c)(4)(C)(vi).

MR

Matthew Roskot

SUBSCRIBED AND SWORN TO before me, the undersigned authority, on this 13th
day of March, 2023, to certify which witness my hand and seal of office.

My Commission Expires:

Lois M. Crews
Notary Public, State of Florida

