



## Filing Receipt

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**PROJECT NO. 53385**

**PROJECT TO SUBMIT EMERGENCY     §     PUBLIC UTILITY COMMISSION  
OPERATIONS PLANS AND RELATED     §  
DOCUMENTS UNDER 16 TAC § 25.53     §                     OF TEXAS**

**CONSTELLATION ENERGY GENERATION LLC'S ANNUAL UPDATE TO ITS  
EMERGENCY OPERATIONS PLAN PURSUANT TO  
PUC SUBST. R. 25.53(c)(3) FOR 2023**

Constellation Energy Generation, LLC (“Constellation”), on behalf of its Power Generation Company (“PGC”) and Retail Electric Provider (“REP”) affiliates, hereby submits its annual Emergency Operations Plan (“EOP”) update pursuant to 16 Tex. Admin. Code (“TAC”) § 25.53(c)(3). This update applies to all PGCs and REPs included in Constellation’s previously-submitted EOP, which include: Constellation Handley Power, LLC, Colorado Bend II Power, LLC, Wolf Hollow II Power, LLC, Constellation Wind, LLC, Constellation NewEnergy, Inc., and NET Power, LLC.<sup>1</sup> As supported by the attached Affidavits, Constellation made no changes to its EOP in the previous calendar year that materially affect how it would respond to an emergency. Constellation continues to comply with all applicable provisions of 16 TAC § 25.53 regarding its existing EOP that was previously submitted to the PUCT and to ERCOT.<sup>2</sup> Further, Constellation made certain changes to its emergency contacts, and is therefore contemporaneously submitting an updated emergency contacts list pursuant to 16 TAC § 25.53(c)(3)(B)(i).

Lastly, Constellation has attached affidavits that include the required attestations pursuant to both 16 TAC § 25.53(c)(3)(B)(ii) and 16 TAC § 25.53(c)(3)(B)(iii).<sup>3</sup>

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<sup>1</sup> The previously-submitted EOP also applied to High Plains Wind Power, LLC (High Plains). That facility has been deactivated, and High Plains is no longer registered as a PGC. *See Application of High Plains Wind Power, LLC to Relinquish its Power Generation Company Registration*, Project No. 53495, Notice of Approval (June 1, 2022).

<sup>2</sup> *See* Project No. 53385, Electric Service Emergency Operations Plan of the Constellation Energy Generation, LLC Power Generation Company and Retail Electric Provider Affiliates, Item Nos. 298 and 308 (Apr. 18, 2022).

<sup>3</sup> Such affidavits contain all required components of 16 TAC 25.53(c)(4)(C).

Dated: March 15, 2023

Respectfully Submitted,

/s/ Todd Brecher

Todd L. Brecher  
Associate General Counsel  
CONSTELLATION ENERGY GENERATION, LLC

# AFFIDAVIT

STATE OF Montana §  
COUNTY OF Lewis & Clark §

Before me, the undersigned notary public, on this 9<sup>th</sup> Day of March 2023 appeared Ronald DeGregorio, to me known to be the person whose name is subscribed to the foregoing instrument, who being duly sworn according to law, deposes and says:

1. My name is Ronald DeGregorio. I am over the age of eighteen and am a resident of the State of Florida. I am competent to testify to all the facts stated in this Affidavit, and I have the authority to make this Affidavit on behalf of NET Power, LLC ("NET Power").

2 I am providing this affidavit in my capacity as Chief Executive Officer of NET Power and in relation to the Emergency Operations Plan ("EOP") previously filed into Project No. 53385 on April 18, 2022.

3. I further swear or affirm that upon information and belief formed after reasonable inquiry, the facts stated below are true as they may apply to NET Power:

- NET Power has not made any changes to the EOP in the previous calendar year that materially affect how NET Power would respond to an emergency;
- Relevant operating personnel are familiar with and have received training on the applicable contents and execution of the EOP, and 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;
- The EOP has been reviewed and approved by the appropriate executives;
- Drills have been or will be conducted to the extent required by subsection (f) of PUC Subst. R. § 25.53;
- The EOP or an appropriate summary is available to local jurisdictions if requested;
- There are business continuity procedures that apply to NET Power; and
- Emergency management personnel who are designated to interact with local, state, and federal emergency management officials on behalf of NET Power during emergency events have received the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management Systems training.

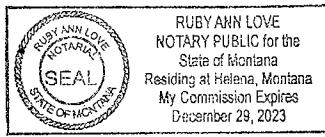
Further affiant sayeth not.



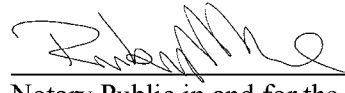
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Ronald DeGregorio  
Chief Executive Officer  
NET Power, LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 9<sup>th</sup> day of March 2023.



This notarial act was performed using communication technology

A handwritten signature in black ink, appearing to read "Ruby Ann Love", written over a horizontal line.

Notary Public in and for the  
State of Montana

My Commission Expires: 12-29-2023

# AFFIDAVIT

STATE OF WISCONSIN       §  
   §  
COUNTY OF BROWN       §

Before me, the undersigned notary public, on this day personally appeared Daniel Verbanac, to me known to be the person whose name is subscribed to the foregoing instrument, who being duly sworn according to law, deposes and says:

1. My name is Daniel J. Verbanac. I am over the age of eighteen. I am competent to testify to all the facts stated in this Affidavit, and I have the authority to make this Affidavit on behalf of Constellation NewEnergy, Inc. ("Constellation").

2 I am providing this affidavit in my capacity as President & CEO of Constellation and in relation to the Emergency Operations Plan ("EOP") previously filed into Project No. 53385 on April 18, 2022.

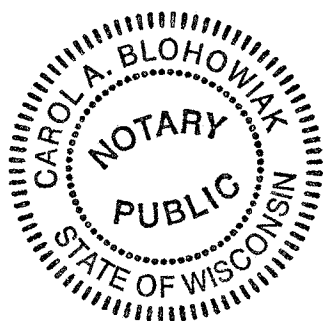
3. I further swear or affirm that upon information and belief formed after reasonable inquiry, the facts stated below are true as they may apply to Constellation:

- Constellation has not made any changes to the EOP in the previous calendar year that materially affect how Constellation would respond to an emergency;
- Relevant operating personnel are familiar with and have received training on the applicable contents and execution of the EOP, and 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;
- The EOP has been reviewed and approved by the appropriate executives;
- Drills have been conducted to the extent required by subsection (f) of PUC Subst. R. § 25.53;
- The EOP or an appropriate summary is available to local jurisdictions if requested;
- There are business continuity procedures that apply to Constellation; and
- Emergency management personnel who are designated to interact with local, state, and federal emergency management officials on behalf of Constellation during emergency events have received the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management Systems training.

Further affiant sayeth not.

Daniel J. Verbanac

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 10<sup>th</sup> day of March 2023.



Carol Blohowiak  
Notary Public in and for the State of Wisconsin

My Commission Expires On: January 29, 2025

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# AFFIDAVIT

STATE OF PENNSYLVANIA

§

COUNTY OF Delaware

§

§

Before me, the undersigned notary public, on this day personally appeared William Swahl, to me known to be the person whose name is subscribed to the foregoing instrument, who being duly sworn according to law, deposes and says:

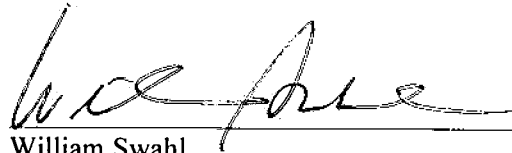
1. My name is William Swahl. I am over the age of eighteen and am a resident of the State of Pennsylvania. I am competent to testify to all the facts stated in this Affidavit, and I have the authority to make this Affidavit on behalf of Constellation Handley Power, LLC, Colorado Bend II Power, LLC, Wolf Hollow II Power, LLC, and Constellation Wind, LLC (collectively, "Constellation Entities").

2 I am providing this affidavit in my capacity as President of the Constellation Entities and in relation to the Emergency Operations Plan ("EOP") previously filed into Project No. 53385 on April 18, 2022.

3. I further swear or affirm that upon information and belief formed after reasonable inquiry, the facts stated below are true as they may apply to the Constellation Entities:

- The Constellation Entities have not made any changes to the EOP in the previous calendar year that materially affect how the Constellation Entities would respond to an emergency;
- Relevant operating personnel are familiar with and have received training on the applicable contents and execution of the EOP, and 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;
- The EOP has been reviewed and approved by the appropriate executives;
- Drills have been conducted to the extent required by subsection (f) of PUC Subst. R. § 25.53;
- The EOP or an appropriate summary is available to local jurisdictions if requested;
- There are business continuity procedures that apply to the Constellation Entities; and
- Emergency management personnel who are designated to interact with local, state, and federal emergency management officials on behalf of the Constellation Entities during emergency events have received the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management Systems training.

Further affiant sayeth not.

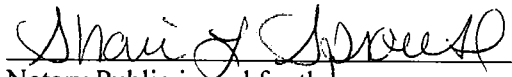


William Swahl

President

Constellation Handley Power, LLC,  
Colorado Bend II Power, LLC,  
Wolf Hollow II Power, LLC,  
Constellation Wind, LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 10 day of March 2023.



Notary Public in and for the  
State of Pennsylvania

My Commission Expires: August 19, 2026

