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

VISTRA’S EMERGENCY OPERATIONS PLAN ANNUAL FILING FOR 2023

Ambit Texas, LLC (Ambit), Brightside Solar, LLC (Brightside), Coletto Creek Power, LLC (Coletto Creek), Comanche Peak Power Company LLC (Comanche Peak), Emerald Grove Solar (Emerald Grove), LLC, Ennis Power Company, LLC (Ennis), Hays Energy, LLC (Hays), La Frontera Holdings, LLC (La Frontera), Luminant ET Services Company LLC (ET Services), Luminant Generation Company LLC (Luminant Generation), Midlothian Energy, LLC (Midlothian), Oak Grove Management Company LLC (Oak Grove), TriEagle Energy LP (TriEagle), TXU Energy Retail Company LLC (TXU Energy), Upton County Solar 2, LLC (Upton Solar), Value Based Brands LLC (VBB), and Wise County Power Company, LLC (Wise) collectively make this annual filing regarding their emergency operations plan for 2023, as required by 16 Tex. Admin. Code (TAC) § 25.53(c)(3).

Brightside, Coletto Creek, Comanche Peak, Emerald Grove, Ennis, Hays Energy, La Frontera, Luminant Generation, Midlothian, Oak Grove, Upton Solar, and Wise are each registered power generation companies (PGCs) and are collectively referred to herein as “Luminant PGCs.” Ambit, ET Services, TriEagle, TXU Energy, and VBB are each certificated retail electric providers (REP) and are collectively referred to herein as “Vistra REPs.” The Luminant PGCs and Vistra REPs are collectively referred to as Vistra.

Pursuant to 16 TAC § 25.53(c)(3), Vistra files this document, which includes: (i) an updated list of emergency contacts as provided under § 25.53(c)(4)(B)¹; (ii) an attestation from the entity’s highest-ranking representative, official, or officer with binding authority over Vistra (a) stating that Vistra did not make a change to its emergency operations plan that materially affects how the entity would respond to an emergency,² and (b) setting out the required

¹ 16 Tex. Admin. Code (TAC) § 25.53(c)(3)(B)(i).

² *Id.* § 25.53(c)(3)(B)(ii).

affirmations from subsection (c)(4)(C)³; and (iii) a record of distribution in accordance with subsection (c)(4)(A).⁴ The record of distribution is filed under seal, due to the inclusion of confidential contact information; the remaining contents of this annual filing are attached to this pleading and filed publicly.

Respectfully submitted,

By: Gabe Vazquez (with permission)
Gabe Vazquez
State Bar No. #24037638

Vistra Corp.
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³ *Id.* § 25.53(c)(3)(B)(iii).

⁴ *Id.* § 25.53(c)(4)(A). Although 16 TAC § 25.53(c)(3)(B) does not require inclusion of the record of distribution for an annual filing for an entity that did not make any changes to its emergency operations plan that materially affect how it would respond to an emergency, Vistra is providing, for reference, a record distribution containing the current list of personnel with access to and training on the emergency operations plan and the most recent date of access to or training on the emergency operations plan.

Vistra Texas Emergency Contacts

Required by PUCT §25.53 Electric Service Emergency Operations Plans

March 15, 2023

Core Team Role	Primary Individual	Secondary Individual
ERCOT Emergency Contact	Name: Ned Bonskowski Email: ned.bonskowski@vistracorp.com Phone: 214.288.2456	Name: Ian Haley Email: ian.haley@vistracorp.com Phone: 512.673.9655
PUCT Emergency Contact ¹	Name: Ned Bonskowski Email: ned.bonskowski@vistracorp.com Phone: 214.288.2456	Name: John Munn Email: john.munn@vistracorp.com Phone: 972.868.2823
OPUC Emergency Contact ¹	Name: Ned Bonskowski Email: ned.bonskowski@vistracorp.com Phone: 214.288.2456	Name: John Munn Email: john.munn@vistracorp.com Phone: 972.868.2823
TDEM Emergency Contact	Name: Ned Bonskowski Email: ned.bonskowski@vistracorp.com Phone: 214.288.2456	n/a

¹ John Munn is secondary emergency contact for Vistra REPs only.

AFFIDAVIT OF JAMES A. BURKE

STATE OF TEXAS

§

§

COUNTY OF DALLAS

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BEFORE ME, the undersigned Notary Public, on this day appeared James A. Burke, who being first duly sworn according to law upon his oath, deposed and said:

1. I am Chief Executive Officer of Vistra Corp. and each of the following indirect subsidiaries of Vistra Corp., upon whose behalf I am making this affidavit:
 - a. Brightside Solar, LLC, Coletto Creek Power, LLC, Comanche Peak Power Company LLC, Emerald Grove Solar, LLC, Ennis Power Company, LLC, Hays Energy, LLC, La Frontera Holdings, LLC, Luminant Generation Company LLC, Midlothian Energy, LLC, Oak Grove Management Company LLC, Upton County Solar 2, LLC, and Wise County Power Company, LLC, which are each registered power generation companies (“PGCs”) and which are collectively referred to herein as “Luminant PGCs.”
 - b. Ambit Texas, LLC, Luminant ET Services Company LLC, TriEagle Energy LP, TXU Energy Retail Company LLC, and Value Based Brands LLC, which are each certificated retail electric providers (“REP”) and which are collectively referred to herein as “Vistra REPs.”
 - c. The Luminant PGCs and Vistra REPs are collectively referred to herein as “Vistra.”
2. I have personal knowledge of the facts stated in this affidavit, and they are true and correct.
3. Vistra did not make a change to its Emergency Operations Plan (“EOP”), as filed with the Public Utility Commission of Texas on April 18, 2022, that materially affects how Vistra would respond to an emergency.
4. 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.
5. The EOP has been reviewed and approved by the appropriate executives.
6. Drills have been conducted to the extent required by 16 Tex. Admin. Code § 25.53(f).

7. The EOP or an appropriate summary has been or will be distributed to local jurisdictions as needed.
8. Vistra maintains business continuity plans that address returning to normal operations after disruptions caused by an incident.
9. Vistra's emergency management personnel who are designated to interact with local, state, and federal emergency management officials during emergency events have completed the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management System training.


JAMES A. BURKE

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:


Notary Public, State of Texas

