



## Filing Receipt

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**Public Version**

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**Electric Service Emergency Operations Plan of the  
Constellation Energy Generation, LLC  
Power Generation Company and Retail Electric Provider Affiliates**

Constellation Energy Generation, LLC (Constellation) maintains this Electric Service Emergency Operations Plans (EOP) on behalf of the following affiliated entities:

<b>Entity</b>	<b>Entity Type</b>
Constellation Handley Power, LLC	Power Generation Company
Colorado Bend II Power, LLC	Power Generation Company
Wolf Hollow II Power, LLC	Power Generation Company
High Plains Wind Power, LLC <sup>1</sup>	Power Generation Company
Constellation Wind, LLC <sup>2</sup>	Power Generation Company
NET Power, LLC	Power Generation Company
Constellation NewEnergy, Inc.	Retail Electric Provider

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<sup>1</sup> High Plains Wind Power, LLC's (High Plains) generation facility has been deactivated. On April 14, 2022, High Plains filed in PUCT Project No. 53495 to relinquish its status as a PGC. Because High Plains is not an active generation facility, the substantive information in this EOP is largely not relevant to it. However, High Plains is included in this EOP pending its formal relinquishment of PGC status.

<sup>2</sup> Constellation Wind, LLC is the PGC for Sendero Wind Energy, LLC and Whitetail Wind Energy, LLC.

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### Executive Summary

This Electric Service Emergency Operations Plan (EOP) addresses the requirements of Public Utility Commission of Texas (PUCT) Subt. R. § 25.53.

- Covered Entities

This EOP applies to the following Power Generation Company (PGC) and Retail Electric Provider (REP) affiliates of Constellation Energy Generation, LLC (Constellation):

Entity	Entity Type
Constellation Handley Power, LLC	Power Generation Company
Colorado Bend II Power, LLC	Power Generation Company
Wolf Hollow II Power, LLC	Power Generation Company
High Plains Wind Power, LLC <sup>2</sup>	Power Generation Company
Constellation Wind, LLC	Power Generation Company
NET Power, LLC <sup>3</sup>	Power Generation Company
Constellation NewEnergy, Inc.	Retail Electric Provider

- Periodic Review

This EOP will be reviewed and updated on an annual basis. Material updates to the EOP will be filed with the PUCT pursuant to the requirements set forth in PUCT Subs. R. § 25.23(c)(3) and will be submitted to ERCOT.

- EOP Purpose and Activation

The EOP describes generally how the Constellation PGC and REP entities will prepare for and respond to emergency situations and threats. In many cases, the EOP describes and cross-references attached company policy and procedure documents that address the subject matter in more detail. The EOP is applicable to each Constellation PGC and REP entity.

The EOP will be activated based on the real-time evaluation of specific emergent conditions. Physical security, cyber security, grid condition, generating facility and severe weather threats each have different stakeholders with the ability to initiate EOP activities based on

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<sup>2</sup> High Plains Wind Power, LLC's (High Plains) generation facility has been deactivated. On April 14, 2022, High Plains filed in PUCT Project No. 53495 to relinquish its status as a PGC. Because High Plains is not an active generation facility, the substantive information in this EOP is largely not relevant to it. However, High Plains is included in this EOP pending its formal relinquishment of PGC status.

<sup>3</sup> NET Power, LLC is not currently generating wholesale electricity and is not anticipated to reach COD before 2024.

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specific threat monitoring information. Key stakeholders take action as defined in the EOP once activated.

- Employee Training and Drills

This EOP will be made available to appropriate Constellation employees, who will also receive training on this EOP. Pursuant to PUCT Subt. R. § 25.53(c)(4)(A), the following personnel have been identified to receive training on this EOP:

Name	Title	Date of EOP Training <sup>4</sup>
[REDACTED]	Managing Director, Portfolio Operations	(by June 30, 2022)
[REDACTED]	Director, State Govt Affairs	(by June 30, 2022)
[REDACTED]	Director, Operations	(by June 30, 2022)
[REDACTED]	Plant Manager, Constellation Power	(by June 30, 2022)
[REDACTED]	Plant Manager, Constellation Power	(by June 30, 2022)
[REDACTED]	Plant Manager, Constellation Power	(by June 30, 2022)
[REDACTED]	Plant Manager, Constellation Power	(by June 30, 2022)
[REDACTED]	VP, Fleet Support	(by June 30, 2022)
[REDACTED]	VP, Retail Operations	(by June 30, 2022)

Constellation will also conduct and report drills relating to its EOP on an annual basis as required by PUCT Subt. R. § 25.53(f).

- Summary of EOP Content

The content of the EOP has been organized to track substantive requirements of PUCT Subt. R. § 25.53, including by referencing applicable sections and subsections in headings. Below is a list of EOP sections and corresponding page numbers.

EOP Section	Summary	Page
EOP Approval and Implementation	Describes the applicability of the EOP, individuals responsible for maintaining the EOP,	5

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<sup>4</sup> As indicated, employees designated for training on the EOP will receive such training by June 30, 2022.

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	revision history of the EOP, and effective date of the EOP	
Communications Plan	Describes procedures for communicating during emergency events with the media, customers, fuel suppliers, local and state governmental entities, state regulatory authorities, and ERCOT	5-7
Emergency Supplies	Describes procedures for maintaining adequate supply of critical items	7
Staffing During Emergency Response	Describes procedures for staffing of facilities during emergency events	7-8
Weather-Related Hazards	Describes procedures for preparing for and responding to weather-related hazards	8
Weather Emergency Annex	Describes general and site-specific procedures for preparing for and responding to weather emergencies, and addresses fuel switching	10
Water Shortage Annex	Describes site-specific procedures for addressing water shortages	11
Restoration of Service Annex	Describes procedures for responding to events that could cause abnormal operations and necessitate restoration of service	12
Pandemic and Epidemic Annex	Describes procedures to prepare for and respond to pandemic events and allow for operations to be maintained	13
Hurricane Annex	Describes procedures for facilities in hurricane zones to prepare for, respond to, and recover from hurricanes	14
Cyber Security Annex	Describes enterprise cybersecurity controls and procedures	15-16
Physical Security Incident Annex	Describes enterprise physical security controls and procedures	17-18
EOP Drills Annex	Describes administration of EOP drills	19
Emergency Contacts	Information on emergency contacts for applicable entities	20

- Affidavits

Affidavits pursuant to PUCT Subt. R. § 25.53(c)(4)(C) are attached to this EOP.

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### PUCT Subt. R. § 25.53(d)(1) – EOP Approval and Implementation

#### Applicability of EOP

This EOP governs emergency response plans of the Constellation entities that operate as power generation companies (PGCs) and retail electric providers (REPs) in Texas. These entities are identified on page (1).

#### Individuals responsible for maintaining and implementing the EOP, and those who can change the EOP

The following personnel are responsible for maintaining the EOP and can change the EOP:

Position	Entities Covered
Managing Director, Portfolio Operations	PGCs
Vice President, Fleet Support	PGCs
Vice President, Retail Operations	REPs

#### Revision Control Summary

EOP Updates		
Version:	Date of Change	Description of Update
2022.V1	April 18, 2022	Initial submission of joint EOP pursuant to PUCT Subt. R. § 25.53.

#### Effective Date and Replacement of Prior EOPs

This EOP was approved and became effective April 18, 2022. This EOP supersedes any prior EOPs of the entities covered herein.

### PUCT Subt. R. § 25.53(d)(2) – Communications Plan

#### Media Communications

In the event of an emergency at one of Constellations' Texas facilities, the company will take the following action to communicate with the media.

- Issue company statements or press releases describing what is happening during the event. Periodic additional updates will be provided to the media if the event is ongoing.

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Constellation will also leverage social media to disseminate information about an event as appropriate.

- Hold press briefings with company spokespersons, as needed, over the phone or in-person near the impacted facility to give media more information about the event and updates about ongoing developments.
- In response to media inquiries, either share company statements/press releases issued or respond to questions directly. The company may also direct media to attend future press briefings where more information about an event would be shared.
- Monitor traditional media reports to ensure information being shared by the media is accurate.
- Monitor social media continuously to ensure the public is being directed to the latest information being distributed by the company.

### Communications with Customers and Complaint Responses

When possible, Constellation seeks to communicate with customers prior to and in anticipation of emergency events to provide information and assist customers in preparing for such events. In the event of an emergency or interruption to customers' service, Constellation communicates with its customers, as applicable, in a variety of ways including via social media, emails, website updates, etc. Constellation also prepares its call centers to respond to questions and works with customers to address specific concerns and needs.

When customer complaints arise during emergency events, they are routed to Constellation's Escalated Customer Service team to review and address the customer's concern.

### Communications with Fuel Suppliers

Constellation's Gas Trading team will take actions during an emergency, as appropriate based on the specific circumstances, to confirm that its fuel suppliers are aware of the event and work with them to prevent or limit interruptions in fuel supply to the extent possible. In the event a fuel supply interruption is identified, Gas Trading will seek to procure needed supply through alternative means. This may include reaching out directly to alternative suppliers and/or the transporter itself to secure needed supply.

### Local and State Governmental Entities, Officials and Emergency Operations Centers

During an emergency event Constellation will reach out to local and state governmental entities, officials and Emergency Operations Centers to inform them what is happening and provide them relevant information and the latest press releases/statements being issued by the company. Constellation will also take external stakeholder calls and answer questions about ongoing developments, and direct media to appropriate communications contacts.

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### Public Utility Commission of Texas (PUCT)/Office of Public Utility Counsel (OPUC)/Electric Reliability Council of Texas (ERCOT)

Constellation's State Government Affairs, Wholesale Market Development, Portfolio Operations, and Legal teams maintain regular open lines of communication with the PUCT, OPUC, and ERCOT. In preparation for emergency events, Constellation provides needed updates on preparations and planned emergency operations. During an event in which Constellation's services are impacted, Constellation will communicate information regarding the event, including, as applicable, estimates of return to normal operation and other status updates.

#### **PUCT Subt. R. § 25.53(d)(3) – Emergency Supplies**

Constellation addresses seasonal readiness supplies in internal policy SM-EP-3023, "Supply Seasonal Readiness Guidelines." Specifically, SM-EP-3023 describes the supply process for preparing for reliable operations during summer and winter seasons. This plan is designed to be used in conjunction with site-specific seasonal readiness plans. The plan directs generation site supply leads to provide bi-weekly updates on seasonal readiness and maintain contact lists, lists of critical spare items, and lists of seasonal critical items. SM-EP-3023 also contains a checklist which covers a 90-day period of seasonal readiness with respect to supplies. SM-EP-3023 is attached as Attachment 1. Additionally, Constellation's retail business maintains a Retail Operations Business Continuity Plan that details processes for responding to threats that may cause a business disruption, including events related to loss of critical suppliers.

#### **PUCT Subt. R. § 25.53(d)(4) – Staffing During Emergency Response**

OP-EP-601, "Business Continuity Planning and Crisis Management Program," identifies plans that describe how Constellation's generation fleet in Texas responds to disruptions of business and plant operations. The plans identify procedures to enable organizations to continue critical business processes while faced with disruptive and/or emergent events, including severe weather. Business continuity plans specifically address staffing, the identification of critical staff, and ensuring necessary business and operational processes continue while crises are managed. OP-EP-601 is attached as Attachment 2. In addition to OP-EP-601, OP-EP-104 (Seasonal Readiness Program), OP-EP-300 (Management of Abnormal Operations), and OP-EP-325 (Severe Weather), and site-specific procedures comprise a playbook for addressing seasonal readiness and extreme weather. The playbook enables the sites to address environmental conditions and contain details specific to contingency packages, locations of temporary enclosure installations, specialty vendors to call, OEMs to be on site, staffing/24 hour staffing, OCC expectations, and other response items. OP-EP-104, OP-EP-300, and OP-EP-325 are attached as Attachments 3, 4, and 5.



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Additionally, Constellation's retail business maintains a Retail Operations Business Continuity Plan that details processes for responding to threats that may cause a business disruption.

**PUCT Subt. R. § 25.53(d)(5) – Weather-Related Hazards**

Constellation maintains various policies and procedures that address weather-related hazards. OP-EP-104, "Seasonal Readiness Program," describes the process of preparing for reliable operations during the summer and winter periods and is used in conjunction with site-specific seasonal weather readiness procedures. These processes provide for sites to prepare for risks associated with weather events on a seasonal basis. OP-EP-104 is attached as Attachment 3. OP-EP-325, "Severe Weather," describes the process to be used in preparing for and responding to natural events that could disrupt operations at generation facilities, including events related to severe weather, natural disasters, or other events that could impact core business functions. The procedure is used in conjunction with site-specific abnormal operating procedures such as severe weather preparation, station blackout, and/or system restoration. OP-EP-325 is attached as Attachment 5.

To facilitate awareness of and preparation for specific extreme weather hazards, Constellation's internal weather team prepares weather reports on a daily basis providing regional and national forecasts for an approximately 10-day period. Constellation's weather team provides additional support as needed during weather-related hazards, including by utilizing third-party data resources and its internal analytical tools.

Additionally, Constellation's retail business maintains a Retail Operations Business Continuity Plan that details processes for responding threats that may cause a business disruption, including events related to extreme weather.

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**PUCT Subt. R. § 25.53(e)(2) – Annexes**

**PUCT Subt. R. § 25.53(e)(2)(A) - Weather Emergency Annex**

Preparation for Weather Emergencies

Constellation Operating Procedure OP-EP-104, “Seasonal Readiness Program,” describes the process of preparing for reliable operations during the summer and winter periods and is used in conjunction with site-specific seasonal readiness procedures, which include site-specific task lists, checklists, and other documents that may be used to supplement the procedures to support effective implementation of readiness activities. Seasonal readiness is executed in three stages: preparation, performance, and post-run. For each facility, a Site Seasonal Readiness Coordinator performs a multitude of readiness tasks including, but not limited to, developing an action plan, tracking readiness work activities, and deploying and verifying various checklists (e.g., heating system maintenance, equipment status, thermal inspections). OP-EP-104 is attached as Attachment 3.

OP-EP-325, “Severe Weather,” describes the process to be used in preparing for and responding to natural events that could disrupt operations at generation facilities, including events related to severe weather, natural disasters, or other events that could impact core business functions. The procedure is used in conjunction with site-specific abnormal operating procedures such as severe weather preparation, station blackout, and/or system restoration. OP-EP-325 is attached as Attachment 5

Fuel Switching Equipment

Constellation does not operate generation units in Texas with dual-fuel capability.

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**PUCT Subt. R. § 25.53(e)(2)(B) - Water Shortage Annex**

**Constellation Handley Power, LLC:** The facility addresses water shortages through its agreements with third-parties. The facility purchases water from the City of Fort Worth. In the event there is an emergency shortage of water, the facility installs water trailers on site to provide supplemental water.

**Colorado Bend II Power, LLC:** The facility utilizes two deep wells for makeup water. In the event there is an emergency shortage of water, Colorado Bend would take immediate action to secure emergency water.

**Wolf Hollow II Power, LLC:** The facility has installed equipment to allow it to draw additional water from local water sources in the event of a water emergency.

**NET Power, LLC:** The facility will address water shortages through agreements with third-parties. In the event of an emergency shortage of water, the facility will transport required supplies on-site in trailers or other necessary conveyances to provide supplemental water.

**Constellation Wind, LLC:** The Texas facilities do not use water in the generation of electricity. In the event there is an emergency shortage of water, the facility will evaluate usage and determine if portable water must be acquired from off site to supply the facility.

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**PUCT Subt. R. § 25.53(e)(2)(C) - Restoration of Service Annex**

OP-EP-300, “Management of Abnormal Operations,” describes how Constellation’s generation fleet in Texas responds to external events that could cause abnormal operations. The procedure provides direction on communications and actions necessary to respond to abnormal conditions. The procedure directs generation site leadership to evaluate and determine appropriate activities and risks associated with recovering generation after an emergency or abnormal event. Constellation’s natural gas generation facilities also maintain unit-specific startup procedures that would be used in the event of a failed start or unit trip to facilitate effective operation of the facility. Constellation wind generation facilities also maintain unit-specific startup procedures for High Wind and Icing events. OP-EP-300 is attached as Attachment 4.

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**PUCT Subt. R. §§ 25.53(e)(2)(D), 25.53(e)(3)(A) - Pandemic and Epidemic Annex**

OP-EP-602, “Pandemic Plan,” provides guidelines applicable to Constellation’s Texas generation facilities for preparing for and responding to a pandemic event in order to maintain continued safe and reliable plant operations during a pandemic. The approach is to minimize illness transmission and mitigate the impact of the illness at site and support facilities. The plan addresses the preparatory, action, and recovery phases. OP-EP-602 is attached as Attachment 6.

Additionally, Constellation’s Retail Operations Business Continuity Plan addresses pandemic preparation and response, as well as related human resources procedures.

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**PUCT Subt. R. §§ 25.53(e)(2)(E), 25.53(e)(3)(B) - Hurricane Annex**

Colorado Bend II Power, LLC maintains a hurricane preparation procedure, OP-CB-253, that provides detailed processes to prepare for and respond to hurricanes. NET Power, LLC also maintains a hurricane preparation procedure, NPLS-OA-HUR. Both procedures outline pre-season hurricane preparation activities, actions that are required to prepare for a hurricane when one is declared, and hurricane recovery procedures. Hurricane preparations include, but are not limited to, maximizing specified inventories, stocking of food, batteries, propane, and water, securing loose items and equipment, and testing emergency communications and power generation equipment. Constellation's other generation facilities in Texas are not located in hurricane zones. OP-CB-253 is attached as Attachment 7 and NPLS-OA-HUR is attached as Attachment 8.

Constellation's Retail Operations Business Continuity Plan as well as other procedures such as the Retail Crisis Management Protocol and High Rise Evacuation Plan will be utilized as appropriate in the event of a hurricane.

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**PUCT Subt. R. §§ 25.53(e)(2)(F), 25.53(e)(3)(C) - Cyber Security Annex**

[Redacted]

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[Redacted]

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[Redacted Content]

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**EOP Drills Annex**

Constellation currently participates in various drills each calendar year. Colorado Bend II Power, LLC and Net Power, LLC also conduct annual Hurricane Drills. Constellation will comply with the PUCT Subt. R. § 25.53(f) requirements relating to conducting and reporting EOP drills. Colorado Bend II Power, LLC and NET Power, LLC will also conduct and report hurricane-related drills as may be required by PUCT Subt. R. § 25.53(f).

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**Emergency Contacts**

Pursuant to PUCT Subt. R. § 25.53(c)(4), Constellation has separately filed a list of primary and backup emergency contacts.

Attachment 1

SM-EP-3023

*Supply Seasonal Readiness Guidelines*

Confidential Attachment – Redacted From Public Version

Attachment 2

OP-EP-601

*Business Continuity Planning and Crisis Management Program*



Confidential Attachment – Redacted From Public Version

Attachment 3

OP-EP-104

*Seasonal Readiness Program*

Confidential Attachment – Redacted From Public Version

Attachment 4

OP-EP-300

*Management of Abnormal Operations*

Confidential Attachment – Redacted From Public Version

Attachment 5

OP-EP-325

*Severe Weather*

Confidential Attachment – Redacted From Public Version

Attachment 6

OP-EP-602

*Pandemic Plan*



Confidential Attachment – Redacted From Public Version

Attachment 7

OP-EP-253

*Colorado Bend II Hurricane Preparation*

Confidential Attachment – Redacted From Public Version

Attachment 8

NPLS-OA-HUR

*NET Power Hurricane Preparation*

Confidential Attachment – Redacted From Public Version

# 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") submitted to ERCOT herewith and filed into Project No. 53385.

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:

- Relevant operating personnel are familiar with and have or will receive 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 and limited by paragraph 4 below;
- 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 will receive the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management Systems training by June 30, 2022.

4. The Constellation Entities intend to conduct a drill if required by subsection (f) of PUC Subst. R. § 25.53 by December 31, 2022 and will provide notice to the Commission at least 30 days before that drill is conducted. Once that drill is conducted, the Constellation Entities will notify the Commission.

5. I further swear or affirm the information, statements and/or representations contained in the Emergency Operations Plan are true, complete, and correct to the best of my knowledge and belief.

Further affiant sayeth not.




William Swahl

President

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

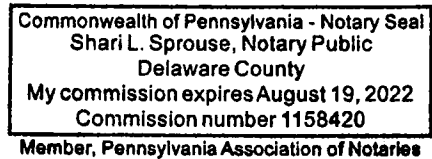
SWORN TO AND SUBSCRIBED TO BEFORE ME on the 18<sup>th</sup> day of April 2022.



Notary Public in and for the

State of Pennsylvania

My Commission Expires: August 19, 2022



# AFFIDAVIT

STATE OF TEXAS           §  
                                     §  
COUNTY OF TRAVIS       §

Before me, the undersigned notary public, on this day personally appeared Ron 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”) submitted to ERCOT herewith and filed into Project No. 53385.

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:

- Relevant operating personnel are familiar with and have or will receive 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 and limited by paragraph 4 below;
- The EOP or an appropriate summary is available to local jurisdictions if requested;
- There are business continuity procedures that apply to the NET Power facility; 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 will receive the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management Systems training by June 30, 2022.

4. NET Power intends to conduct a drill if required by subsection (f) of PUC Subst. R. § 25.53 by December 31, 2022 and will provide notice to the Commission at least 30 days before that drill is conducted. Once that drill is conducted, NET Power will notify the Commission.

5. I further swear or affirm the information, statements and/or representations contained in the Emergency Operations Plan are true, complete, and correct to the best of my knowledge and belief.



Further affiant sayeth not.

*Ronald DeGregorio*

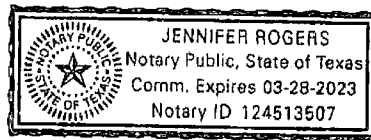


04/15/2022  
11:42 AM CDT

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Ronald DeGregorio  
Chief Executive Officer  
NET Power, LLC

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 15th day of April 2022.



Online Notary Public. This notarial act involved the  
use of online audio/video communication technology.

*Jennifer B. Rogers*



04/15/2022  
11:44 AM CDT

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Notary Public in and for the  
State of Texas

My Commission Expires: March 28, 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 Verbanac. I am over the age of eighteen and am a resident of the State of Wisconsin. 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 of Constellation and in relation to the Emergency Operations Plan ("EOP") submitted to ERCOT herewith and filed into Project No. 53385.

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:

- Relevant operating personnel are familiar with and have or will receive 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 and limited by paragraph 4 below;
- 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 will receive the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management Systems training by June 30, 2022.

4. Constellation intends to conduct a drill if required by subsection (f) of PUC Subst. R. § 25.53 by December 31, 2022 and will provide notice to the Commission at least 30 days before that drill is conducted. Once that drill is conducted, Constellation will notify the Commission.

5. I further swear or affirm the information, statements and/or representations contained in the Emergency Operations Plan are true, complete, and correct to the best of my knowledge and belief.

Further affiant sayeth not.

Daniel J. Verbanac  
Daniel Verbanac  
President  
Constellation NewEnergy, Inc.

SWORN TO AND SUBSCRIBED TO BEFORE ME on the 18th day of April 2022.

Carola Blohowiak  
Notary Public in and for the  
State of Wisconsin

My Commission Expires: January 29, 2025

