



## Filing Receipt

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**Control Number - 53385**

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**PROJECT NO. 53385**

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

**CITY OF AUSTIN D/B/A AUSTIN ENERGY’S EMERGENCY OPERATIONS  
PLAN - 2023 ANNUAL REVIEW**

Pursuant to 16 Tex. Admin. Code § 25.53, the City of Austin d/b/a Austin Energy, (“Austin Energy”), files this annual 2023 update under (c)(3)(B), and in support shows as follows:

**I. AUSTIN ENERGY EMERGENCY CONTACTS**

On May 31, 2022, Austin Energy filed its Emergency Operations Plan (“EOP”) with the Public Utility Commission of Texas (“Commission”) in Project No. 53385, Project to Submit Emergency Operations Plans and Related Documents Under 16 TAC §25.53.<sup>1</sup> Austin Energy has not made any changes to the list of primary or backup emergency contacts for the entity, including identification of specific individuals who can immediately address urgent requests and questions from the Commission during an emergency.

**II. AUSTIN ENERGY CONCURRENT REQUIRED SUBMISSIONS**

Austin Energy concurrently submits an attestation from the entity’s highest-ranking representative, official, or officer with binding authority over the entity stating that Austin Energy did not make a change to its EOP that materially affects how the entity would respond to an emergency. Furthermore, Austin Energy concurrently submits the affidavit required by Texas Admin. Code § 25.53(c)(4)(C).

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<sup>1</sup>See Austin Energy Emergency Operations Plan; May 31, 2022, Project No. 53385, Item Number 655; [Interchange - Documents \(texas.gov\)](#).

### **III. NACOGDOCHES GENERATING FACILITY'S EMERGENCY OPERATIONS PLAN - 2023 ANNUAL REVIEW**

Austin Energy is the entity responsible for Nacogdoches Generating Facility. NAES Corporation is the entity contracted by Austin Energy to operate Nacogdoches Generating Facility. As the owner of Nacogdoches Generating Facility, on May 31, 2022, Austin Energy submitted NAES Corporation's EOP to the Commission in Project No. 53385,<sup>2</sup> Project to Submit EOP and Related Documents Under 16 TAC §25.53, with Austin Energy's EOP.

In the previous calendar year, no changes were made to Nacogdoches Generating Facility's EOP that materially affects how the Nacogdoches Generating Facility would respond to an emergency.

### **IV. NACOGDOCHES GENERATING FACILITY EMERGENCY CONTACTS**

Since Austin Energy filed the EOP for Nacogdoches Generating Facility on May 31, 2022,<sup>3</sup> no changes have been made to the list of primary or backup emergency contacts for Nacogdoches Generating Facility, including identification of specific individuals who can immediately address urgent requests and questions from the Commission during an emergency.

### **V. CONCURRENT REQUIRED SUBMISSIONS FOR NACOGDOCHES GENERATING FACILITY**

Austin Energy submits the foregoing pleading of no changes to the emergency contacts for Nacogdoches Generating Facility as provided pursuant to Texas Admin. Code § 25.53.

Austin Energy's attestation, from the entity's highest-ranking representative, official, or officer with binding authority over Nacogdoches Generating Facility, states the entity did not make a change to its EOP that materially affects how the entity would respond to an emergency. Austin

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<sup>2</sup> *Id.*

<sup>3</sup> *Id.*

Energy's required affidavit pursuant to Texas Admin. Code § 25.53(c)(4)(C) is also applicable to Nacogdoches Generating Facility.

Respectfully submitted,

**CITY OF AUSTIN D/B/A AUSTIN ENERGY**

/s/ Ariane V. Arth

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**ATTESTATION IN COMPLIANCE WITH 16 TEXAS ADMINISTRATIVE CODE § 25.53**

I hereby attest the City of Austin d/b/a Austin Energy (the entity) did not make a change to its Emergency Operations Plan, as filed on May 31, 2022, with the Public Utility Commission of Texas ("Commission") as Item 655 in Project No. 53385, that materially affects how the entity would respond to an emergency. I certify I am the entity's highest-ranking representative, official, or officer with binding authority over the entity.

I hereby attest that Nacogdoches Generating Facility did not make a change to its Emergency Operations Plan, as filed on May 31, 2022, with the Commission as Item 655 in Project No. 53385, that materially affects how Nacogdoches Generating Facility would respond to an emergency. I certify I am the highest-ranking representative, official, or officer with binding authority over Nacogdoches Generating Facility.

Jackie A. Sargent  
Signature

Jackie A. Sargent

**Printed Name**

General Manager, Austin Energy

**Title**

3/6/2023

**Date**

**Notary Acknowledgement**

STATE OF Texas §

§

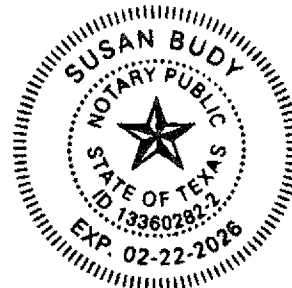
COUNTY OF Travis §

Before me, the undersigned notary, on this day personally appeared Jackie A. Sargent, known to me (or proven to me) to be the person whose name is subscribed to the foregoing Declaration and acknowledged to me s/he executed it for the purposes therein expressed.

Given under my hand and seal this 6<sup>th</sup> day of March, 2023.

Notary Public in and for the State of Texas.

S. Budy  
[Notary Signature]





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**AFFIDAVIT PURSUANT TO 16 TEXAS ADMINISTRATIVE CODE § 25.53(c)(4)(C)**

BEFORE ME, the undersigned Notary Public, on this day appeared the undersigned affiant JACKIE A. SARGENT, General Manager of Austin Energy, whose identity is known to me and, being by me duly sworn, stated as follows:

1. My name is Jackie Sargent. I am over the age of 18 years and I am competent to make this Affidavit.
2. I am currently employed by the City of Austin d/b/a Austin Energy (Austin Energy) as General Manager, the entity's highest-ranking representative, official, or officer with binding authority over the entity.
3. I affirm that relevant operating personnel are familiar with and have received training on the contents of Austin Energy's Emergency Operations Plan (EOP). 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.
4. I affirm that Austin Energy's EOP has been reviewed and approved by the appropriate executives.
5. I affirm that Austin Energy's drills have been conducted to the extent required by subsection (f) of 16 Texas Administrative Code §25.53.
6. I affirm that Austin Energy's EOP or an appropriate summary has been distributed to local jurisdictions as needed.
7. I affirm that Austin Energy maintains a business continuity plan that addresses returning to normal operations after disruptions caused by an incident.
8. I affirm that Austin Energy's emergency management personnel who are designated to interact with local, state, and federal emergency management officials during emergency events have received the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management System training.
9. As the entity responsible for Nacogdoches Generating Facility, Austin Energy concurrently submits NAES Corporation's Emergency Operations Plans.
10. As the highest-ranking representative, official, or officer with binding authority over the entity, Austin Energy, I affirm that:
  - A. Nacogdoches Generating Facility's relevant operating personnel are familiar with and have received training on the applicable contents and execution of Nacogdoches Generating Facility's 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;
  - B. Nacogdoches Generating Facility's EOP has been reviewed and approved by the appropriate executives;
  - C. Nacogdoches Generating Facility's drills have been conducted to the extent required by subsection (f) of 16 Texas Administrative Code §25.53;
  - D. The EOP or an appropriate summary has been distributed to local jurisdictions as needed;
  - E. NAES Corporation maintains a business continuity plan that addresses returning to normal operations after disruptions caused by an incident;
  - F. NAES Corporation's emergency management personnel who are designated to interact with local, state, and federal emergency management officials during emergency events

have received the latest IS-100, IS-200, IS-700, and IS-800 National Incident Management System training.

11. I declare that I have knowledge of the facts stated in this Affidavit, including reliance upon reports and reliance upon employees with personal knowledge; and that I have authority to submit this Affidavit on behalf of Austin Energy. I further swear that, to the best of my knowledge, all the statements made in this Affidavit are true, complete, and correct.

Jackie A. Sargent  
Signature

Jackie A. Sargent  
Printed Name

General Manager, Austin Energy  
Title

3/6/2023  
Date

**Notary Acknowledgement**

STATE OF Texas §  
§  
COUNTY OF Travis §

Before me, the undersigned notary, on this day personally appeared Jackie A. Sargent, known to me (or proven to me) to be the person whose name is subscribed to the foregoing Declaration and acknowledged to me s/he executed it for the purposes therein expressed.

Given under my hand and seal this 6<sup>th</sup> day of March, 2023.

Notary Public in and for the State of Texas

S. Budy  
[Notary Signature]

