

Energy Future Holdings



COMMITMENTS REPORT CARD

	COMMITMENT		STATUS
Energy Future Holdings	✓ Done	Reorganize the company into three separate and distinct business units with separate boards, management teams and headquarters.	CEOs announced for each business unit 10/07; Oncor independent board members announced and Luminant HQ moved to Lincoln Plaza 2/08; TXU Energy HQ moved to Irving 3/08.
	✓ Done	Maintain headquarters for each business in the DFW area.	TXU Energy moved to new Irving headquarters; Luminant, Oncor, and EFH will remain in downtown Dallas.
	✓ Ongoing	Hold majority ownership in EFH Corp. and Oncor for at least five years.	Hold period began 10/10/07.
	✓ Done	Create a Sustainable Energy Advisory Board (SEAB) to strengthen environmental policies and institute corporate policies tied to climate stewardship.	SEAB created 5/08 and will fulfill commitment through active, ongoing participation and quarterly meetings.
	✓ Ongoing	Ensure employee compensation, health benefits and retirement programs.	Benefits transferred to EFH, 10/07; continue to ensure in place.
TXU energy	✓ Done	Deliver a 15% residential price cut to legacy PTB customers.	Final price cut delivered 10/07 and remains in place, including through '08 market runup.
	✓ Done	Guarantee price protection against changing market conditions through December 2008 for legacy PTB customers.	Price protection for eligible customers provided during '08 with additional protections delivered in '09.
	✓ Ongoing	Provide \$150 million in low-income customer assistance over five years, through 2012 (\$125 million, ~10% discount for qualifying customers and \$25 million in bill payment assistance).	Funding in place; customer assistance proved critical during Summers and economic downturn. Completed annual workshops for social service agencies.
	✓ Ongoing	Waive deposits for certain residential customers.	Implemented for low-income customers 62+ years old, and those with good payment history (Summers '07-'09)
	✓ Done	Form a new Low Income Advisory Committee (LIAC) comprised of leaders in the social service delivery sector.	LIAC created 4/08; 3 meetings held in both '08 and '09; supported customer protections and Low Income Energy Efficiency Assistance Program (LIEEAP) design.
	✓ Ongoing	Five year commitment through 2012 to invest \$100 million in new tools for customers to manage their own electricity usage through innovative energy efficiency and conservation approaches.	Funding in place; Power Monitor pilot launched in South Texas, 2/08; iThermostat launched in North Texas, 6/08; LIEEAP launched, 12/08.
Luminant	✓ Done	Terminate eight planned coal units.	Request submitted to terminate air permit applications, 10/07; TCEQ approved withdrawal of permits, 9/08.
	✓ Ongoing	Provide increased investment in alternative energy.	Continued development of a possible agreement with Shell WindEnergy for a 3,000 MW wind project in the Texas Panhandle, 2/09; Issued IGCC/gasification RFP, 12/07.
	✓ Suspended	Start planning process for two IGCC commercial demonstration plants to be located in Texas.	IGCC RFP issued, 12/07; suspended 8/09 due to current market conditions.
	✓ Ongoing	Offset 100% of key emissions from new coal-fueled power plants and reduce nitrogen oxides, sulfur dioxide, and mercury emissions by 20% from 2005 total levels from coal-fueled power plants through nation's largest voluntary emissions reduction program.	In 2/08 released details of voluntary emissions reduction program, including new emissions control technologies to meet the offset and reduction commitments. Phased construction began 4/08.
	✓ Ongoing	Double wind energy purchases to 1500 MW, and maintain status as the largest buyer of wind power in Texas.	More than 900 MW of wind energy purchased, maintaining status as largest purchaser in Texas.
	✓ Done	Join the FutureGen Alliance.	Joined the FutureGen Alliance, 12/07; did not renew membership for 2009 following DOE's funding withdrawal.
	✓ Ongoing	Join USCAP.	Applied for membership to USCAP 11/07 but not accepted.
ONCOR	✓ Done	Voluntarily expedite the company's 14.101 filing.	Filed expedited 14.101 report with PUC including commitments regarding Oncor, 4/07.
	✓ Ongoing	Minimum capital spend of \$3.6 billion for 5 years, through 2012.	In progress and to be fulfilled by 2012.
	✓ Ongoing	Implement an aggressive demand reduction program including an additional 5-year, \$100 million investment in conservation and energy efficiency.	Committed in 7/08 to \$16 million over the next five years to fund the largest low-income weatherization effort by the Texas Association of Community Action Agencies.
	✓ Ongoing	No rate increases as a result of the transaction.	No rate increases resulting from the transaction were included in the rate case filed in June of 2008.
	✓ Done	No filing of a system-wide rate case until 2008.	Oncor rate case filed 6/08.
	✓ Ongoing	No new debt as a result of the transaction.	No incremental debt due to ongoing recapitalization.
	✓ Ongoing	Debt limited so that Oncor's debt-to-equity ratio is at or below the assumed debt-to-equity ratio established by PUC.	Current ratio on target: 60% debt to 40% equity.
	✓ Done	Agreement to resolve all outstanding 14.101 issues.	Reached agreement in principle with PUC Staff and most major parties 10/07; PUC filed final order 2/08.
	✓ Done	A one-time, \$72 million retail customer credit.	Oncor began the process of refunding approximately \$72 million for eligible consumers, 7/08.
In progress	Provide annual reports to the PUC regarding commitments.	Annual report filed in 2009 and will be filed annually.	