BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Continue

Implementation and Administration of California

Renewables Portfolio Standard Program.

Rulemaking 11-05-005 (Filed May 10, 2011)

Direct Energy Business, LLC

2006-2007 VERIFIED and August 2011 SEMI-ANNUAL COMPLIANCE REPORT PURSUANT TO THE CALIFORNIA RENEWABLES PORTFOLIO STANDARD

PUBLIC (REDACTED)

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| Direct Energy Business, LLC | 2006 | |
|-----------------------------|------|--|
| 1-Aug-11 | | |

| RPS Summary Report | MWh | % |
|--------------------------------------|-----------|------|
| Prior Year Total Retail Sales | 5,235,220 | |
| Annual Procurement Target (APT) | 52,352 | 1.0% |
| Total RPS Eligible Procurement | 54,030 | 1.0% |
| Annual Procurement Surplus/(Deficit) | 1,678 | |
| Adjusted Procurement Percentage* | | 1.0% |

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

| RPS Eligible Procurement | MWh | % | |
|--------------------------------|--------|--------|--|
| Biomass | 0 | 0.0% | |
| Digester Gas | 0 | 0.0% | |
| Biodiesel | 0 | 0.0% | |
| Landfill Gas | 0 | 0.0% | |
| Muni Solid Waste | 0 | 0.0% | |
| Biopower Subtotal | 0 | 0.0% | |
| Geothermal | 54,030 | 100.0% | |
| Small Hydro | 0 | 0.0% | |
| Conduit Hydro | 0 | 0.0% | |
| Solar PV | 0 | 0.0% | |
| Solar Thermal | 0 | 0.0% | |
| Wind | 0 | 0.0% | |
| Ocean/Tidal | 0 | 0.0% | |
| Fuel Cells | 0 | 0.0% | |
| Total RPS Eligible Procurement | 54,030 | 100.0% | |

| Flexible Compliance | MWh |
|----------------------------|-----|
| IPT Deferral | 0 |
| Earmarking | 0 |
| Banked Procurement Applied | 0 |
| Total Flexible Compliance | 0 |

| Deficits and Penalties | 2006 |
|--|------|
| Preliminary Procurement (Deficit) | 0 |
| Adjusted Annual Procurement Deficit | 0 |
| Adjusted Deficit Deferred | 0 |
| Potential Penalty | \$0 |
| Current Penalty (with flexible compliance) | \$0 |

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

| Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include |
|--|
| attachments as needed). |

Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)(2)(C)(ii).)

[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferral promotes ratepayer interests and RPS objectives, Showing of good cause, Insufficient transmission]

| Direct Energy Business, LLC | 2007 | |
|-----------------------------|------|--|
| 1-Aug-11 | | |

| RPS Summary Report | MWh | % |
|--------------------------------------|-----------|------|
| Prior Year Total Retail Sales | 5,173,971 | |
| Annual Procurement Target (APT) | 104,092 | 2.0% |
| Total RPS Eligible Procurement | 338,989 | 6.6% |
| Annual Procurement Surplus/(Deficit) | 234,897 | |
| Adjusted Procurement Percentage* | | 6.6% |

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

| RPS Eligible Procurement | MWh | % | |
|--------------------------------|---------|--------|--|
| Biomass | 0 | 0.0% | |
| Digester Gas | 0 | 0.0% | |
| Biodiesel | 0 | 0.0% | |
| Landfill Gas | 0 | 0.0% | |
| Muni Solid Waste | 0 | 0.0% | |
| Biopower Subtotal | 0 | 0.0% | |
| Geothermal | 338,989 | 100.0% | |
| Small Hydro | 0 | 0.0% | |
| Conduit Hydro | 0 | 0.0% | |
| Solar PV | 0 | 0.0% | |
| Solar Thermal | 0 | 0.0% | |
| Wind | 0 | 0.0% | |
| Ocean/Tidal | 0 | 0.0% | |
| Fuel Cells | 0 | 0.0% | |
| Total RPS Eligible Procurement | 338,989 | 100.0% | |

| Flexible Compliance | MWh |
|----------------------------|-----|
| IPT Deferral | 0 |
| Earmarking | 0 |
| Banked Procurement Applied | 0 |
| Total Flexible Compliance | 0 |

| Deficits and Penalties | 2007 |
|--|------|
| Preliminary Procurement (Deficit) | 0 |
| Adjusted Annual Procurement Deficit | 0 |
| Adjusted Deficit Deferred | 0 |
| Potential Penalty | \$0 |
| Current Penalty (with flexible compliance) | \$0 |

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

| Check box (x) if LSE is i | ncluding supplemental | materials necess | sary for a full and | complete | report (includ | de |
|---------------------------|-----------------------|------------------|---------------------|----------|----------------|----|
| attachments as needed |) . | | | | | |

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| Direct Energy Business, LLC | 2008 |
|-----------------------------|------|
| 1-Aug-11 | |

| RPS Summary Report | MWh | % |
|--------------------------------------|-----------|------|
| Prior Year Total Retail Sales | 3,943,615 | |
| Annual Procurement Target (APT) | 143,528 | 3.6% |
| Total RPS Eligible Procurement | 13,527 | 0.3% |
| Annual Procurement Surplus/(Deficit) | (130,001) | |
| Adjusted Procurement Percentage* | | 3.6% |

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

| RPS Eligible Procurement | MWh | % |
|--------------------------------|--------|--------|
| Biomass | 0 | 0.0% |
| Digester Gas | 0 | 0.0% |
| Biodiesel | 0 | 0.0% |
| Landfill Gas | 0 | 0.0% |
| Muni Solid Waste | 0 | 0.0% |
| Biopower Subtotal | 0 | 0.0% |
| Geothermal | 0 | 0.0% |
| Small Hydro | 0 | 0.0% |
| Conduit Hydro | 0 | 0.0% |
| Solar PV | 0 | 0.0% |
| Solar Thermal | 0 | 0.0% |
| Wind | 13,527 | 100.0% |
| Ocean/Tidal | 0 | 0.0% |
| Fuel Cells | 0 | 0.0% |
| Total RPS Eligible Procurement | 13,527 | 100.0% |

| Flexible Compliance | MWh | |
|----------------------------|---------|--|
| IPT Deferral | 0 | |
| Earmarking | 0 | |
| Banked Procurement Applied | 130,001 | |
| Total Flexible Compliance | 130,001 | |

| Deficits and Penalties | 2007 |
|--|-----------|
| Preliminary Procurement (Deficit) | (130,001) |
| Adjusted Annual Procurement Deficit | 0 |
| Adjusted Deficit Deferred | 0 |
| Potential Penalty | \$0 |
| Current Penalty (with flexible compliance) | \$0 |

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

| Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include |
|--|
| attachments as needed). |

 Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)

[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferr

| Direct Energy Business, LLC | 2009 |
|-----------------------------|------|
| 1-Aug-11 | |

| RPS Summary Report | MWh | % |
|--------------------------------------|-----------|-------|
| Prior Year Total Retail Sales | 3,566,055 | |
| Annual Procurement Target (APT) | 179,189 | 5.0% |
| Total RPS Eligible Procurement | 374,333 | 10.5% |
| Annual Procurement Surplus/(Deficit) | 195,144 | |
| Adjusted Procurement Percentage* | | 10.5% |

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

| RPS Eligible Procurement | MWh | % | |
|--------------------------------|---------|--------|--|
| Biomass | 3,737 | 1.0% | |
| Digester Gas | 0 | 0.0% | |
| Biodiesel | 0 | 0.0% | |
| Landfill Gas | 0 | 0.0% | |
| Muni Solid Waste | 0 | 0.0% | |
| Biopower Subtotal | 3,737 | 1.0% | |
| Geothermal | 113,065 | 30.2% | |
| Small Hydro | 33,705 | 9.0% | |
| Conduit Hydro | 0 | 0.0% | |
| Solar PV | 0 | 0.0% | |
| Solar Thermal | 0 | 0.0% | |
| Wind | 223,826 | 59.8% | |
| Ocean/Tidal | 0 | 0.0% | |
| Fuel Cells | 0 | 0.0% | |
| Total RPS Eligible Procurement | 374,333 | 100.0% | |

| Flexible Compliance | MWh | |
|----------------------------|-----|--|
| IPT Deferral | 0 | |
| Earmarking | 0 | |
| Banked Procurement Applied | 0 | |
| Total Flexible Compliance | 0 | |

| Deficits and Penalties | 2007 |
|--|------|
| Preliminary Procurement (Deficit) | 0 |
| Adjusted Annual Procurement Deficit | 0 |
| Adjusted Deficit Deferred | 0 |
| Potential Penalty | \$0 |
| Current Penalty (with flexible compliance) | \$0 |

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

| Check box (x) if LSE is including s | upplemental materials | necessary for a full a | and complete report (i | nclude |
|-------------------------------------|-----------------------|------------------------|------------------------|--------|
| attachments as needed). | | | | |

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[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferr

| Direct Energy Business, LLC | 2010 |
|-----------------------------|------|
| 1-Aug-11 | |

| RPS Summary Report | MWh | % |
|--------------------------------------|-----|-------|
| Current Year Total Retail Sales | | |
| Annual Procurement Target (APT) | | 20.0% |
| Total RPS Eligible Procurement | | 13.6% |
| Annual Procurement Surplus/(Deficit) | | |
| Adjusted Procurement Percentage* | • | 20.0% |

* 'Adjusted Procurement Percentage' includes flexible compliance as proposed by the LSE, it is not necessarily used to determine compliance.

| RPS Eligible Procurement | MWh | % |
|--------------------------------|-----|--------|
| Biomass | 0 | 0.0% |
| Digester Gas | 0 | 0.0% |
| Biodiesel | 0 | 0.0% |
| Landfill Gas | 0 | 0.0% |
| Muni Solid Waste | 0 | 0.0% |
| Biopower Subtotal | 0 | 0.0% |
| Geothermal | 0 | 0.0% |
| Small Hydro | | 39.8% |
| Conduit Hydro | 0 | 0.0% |
| Solar PV | 0 | 0.0% |
| Solar Thermal | 0 | 0.0% |
| Wind | | 60.2% |
| Ocean/Tidal | 0 | 0.0% |
| Fuel Cells | 0 | 0.0% |
| Total RPS Eligible Procurement | | 100.0% |

| Flexible Compliance | MWh |
|----------------------------|-----|
| IPT Deferral | 0 |
| Earmarking | 0 |
| Banked Procurement Applied | |
| Total Flexible Compliance | |

| Deficits and Penalties | 2007 |
|--|------|
| Preliminary Procurement (Deficit) | |
| Adjusted Annual Procurement Deficit | 0 |
| Adjusted Deficit Deferred | 0 |
| Potential Penalty | \$0 |
| Current Penalty (with flexible compliance) | \$0 |

** Potential Penalty is calculated based on 'Adjusted Annual Procurement Deficit' and may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance.

| Check box (x) if LSE is including supplemental materials necessary for a full and complete report (include |
|--|
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Any supplemental materials should state each reason asserted in support of deferral or waiver of penalty, consistent with allowable reasons for non-compliance listed below. (D.03-12-065, D.03-06-071, D.06-05-010 and Public Utilities Code Section 399.14(a)

[Insufficient response to RFO, Contracts already executed will provide future deliveries sufficient to satisfy current year deficits, Inadequate public goods funds to cover above-market costs, Seller non-performance, Lack of effective competition, Deferr

RPS Compliance Report: Accounting

Direct Energy Business, LLC 1-Aug-11

| Line# | RPS Baseline Calculation | (MWh) |
|-------|----------------------------------|-----------|
| 1 | 2001 Total CA Retail Sales | 1,314,520 |
| 2 | 2001 CA RPS-Eligible Procurement | 0 |
| ļω | 2005 Fotal CA Retail Sales | 5,235,220 |
| 4 | 2005 Baseline Procurement Amount | 0 |

| Input Require |
|---------------|
| Forecasted E |
| Actual Data |

| | | | | | Act | tual | | | | | | | 0.000 | For | ecast | | | | |
|-----|---|------|------|-----------|-----------|-----------|-----------|-----------|-------|-------|-------|-------|-------|-----------|-----------|-----------|------------|-----------|-----------|
| | RPS Procurement and Targets (MWh) | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 |
| - 5 | Bundled Retail Sales | N/A | N/A | 5,235,220 | 5,173,971 | 3,943,615 | 3,566,055 | 2,946,270 | | | | | | 3,921,386 | 3,759,505 | 3,604,306 | 3,455,514 | 3,312,865 | 3,176,104 |
| - 6 | Total RPS Eliable Procurement | N/A | N/A | 0 | 54.030 | 338,989 | 13.527 | 374,333 | | | | | | 0 | 0 | 0 | 1 0 | 0 | 0 |
| 7 | Annual Procurement Target (APT) | N/A | N/A | 0 | 52,352 | 104.092 | 143,528 | 179,189 | | | | | | 784,277 | 751,901 | 720.861 | 691,103 | 662,573 | 635,221 |
| 8 | Incremental Procurement Target (IPT) | N/A | N/A | N/A | 52,352 | 51,740 | 39,436 | 35,661 | | | | | | 0 | 0 | 0 | T0 | 0 | 0 |
| 9 | Preliminary Procurement Surplus/(Deficit) | N/A | N/A | 0 | 1,678 | 234,897 | (130,001) | 195,144 | | | | | | (784,277) | (751,901) | (720,861) | (691, 103) | (662,573) | (635,221) |
| 10 | APT Percentage | N/A | N/A | N/A | 1.0% | 2.0% | 3.6% | 5.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% | 20.0% |
| 11 | Actual Procurement Percentage | N/A | N/A | 0.0% | 1.0% | 6.6% | 0.3% | 10.5% | 13.6% | 2.8% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% |
| 12 | Adjusted Procurement Percentage* | N/A | N/A | N/A | 1.0% | 6.6% | 3.6% | 10.5% | 20.0% | 2.8% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% |

| | | | | | Ac | tual | | | | | | | | | | | | Forecast | | | | | | |
|----|--|------|------|------|------|------|------|---------|------|------|-----|------|------|----|---------------|------|--------|----------|-----|-------|--------|------|-------|-------|
| | Flexible Compliance - IPT Deferral | 2003 | 2004 | 2005 | 2006 | 2007 | 200 | 8 3 | 2009 | 2010 | | 2011 | 2012 | 20 | 13 | 2014 | 2015 | 2 | 016 | 2017 | | 2018 | 2019 | 2020 |
| 13 | Maximum Deficit Eligible for Deferral | N/A | N/A | N/A | 0 | 0 | 9,85 | 9 | 0 | | | | | | | | 10,226 | 9,8 | 803 | 9,399 | 9 | 011 | 8,639 | 8,282 |
| | Bundled | | | | | | | | | | | | | | | | | | | | | | | |
| 14 | Deficit being Carried Forward to Year + 1 | N/A | N/A | N/A | 0 | 1 0 | 0 | | 0 | 0 | | 0 1 | 0 | 1 | | 0 | 0 | | 0 | 0 | | 0 | 0 | - 0 |
| 15 | Deficit being Carried Forward to Year +2 | N/A | N/A | N/A | 0 | 0 | 1 0 | | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 16 | Deficit being Carried Forward to Year + 3 | N/A | N/A | N/A | 0 | 1 0 | 1 0 | | 0 | 0 | | 0 1 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | 0 | 1 0 |
| 17 | Total Current Year Deficit Carried Forward | N/A | N/A | N/A | 0 | 0 | 0 | | 0 | 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 18 | Remaining Deficit from Year - 1 to Be Filled in Current Year | N/A | N/A | N/A | N/A | 0 | 0 | | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | \neg | 0 | 0 | 0 |
| 19 | Remaining Deficit from Year - 2 to Be Filled in Current Year | N/A | N/A | N/A | N/A | N/A | 0 | | 0 | - 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | Ð | - 0 |
| 20 | Remaining Deficit from Year - 3 to Be Filled in Current Year | N/A | N/A | N/A | N/A | N/A | N/A | \ | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 21 | Total Prior Year Deficits That Must Be Filled This Year | N/A | N/A | N/A | 0 | 0 | 0 | | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 22 | Current Year Surplus Procurement Applied to Year - 1 Deficit | N/A | N/A | N/A | N/A | 0 | 0 | 1 | 0 | 0 | | 0 i | 0 | (| | 0 | 0 | | 0 | 0 | | 0 1 | 0 | 0 |
| 23 | Current Year Surplus Procurement Applied to Year - 2 Deficit | N/A | N/A | N⊬A | N/A | N/A | 0 | | 0 | 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | -0 | 0 |
| 24 | Current Year Surplus Procurement Applied to Year - 3 Deficit | N/A | N/A | N/A | N/A | N/A | N/A | · 1888 | 0 | 0 | | 0 | 0 | (| | 0 | 0 | T I | 0 | 0 | | 0 | 0 | 0 |
| 25 | Total Deliveries Applied to Prior Year IPT Deficits | N/A | N/A | N/A | N/A | 0 | 0 | | 0 | 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| | TREC | | | | | | | | | | | | | | | | | | | | | | | |
| 14 | Deficit being Carried Forward to Year + 1 | N/A | N/A | N/A | 0 | 0 | - 0 | | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | - 0 |
| 15 | Deficit being Carried Forward to Year + 2 | N/A | N/A | N/A | 0 | 0 | 1 0 | | 0 | 0 | 1 | 0 | 0 | | | 0 | 1 0 | | 0 | 0 | 0.00 | 0 | 0 | i i |
| 16 | Deficit being Carried Forward to Year + 3 | N/A | N/A | N/A | . 0 | 0 | 1 0 | | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 17 | Total Current Year Deficit Carried Forward | N/A | N/A | N/A | 0 | 0 | 0 | | 0 | 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 18 | Remaining Deficit from Year - 1 to Be Filled in Current Year | N/A | N/A | N/A | N/A | 0 | 0 | | 0 | - 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | \neg | 0 | 0 | 0 |
| 19 | Remaining Deficit from Year - 2 to Be Filled in Current Year | N/A | N/A | N/A | N/A | N/A | 0 | | 0 | - 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | -0 | 0 |
| 20 | Remaining Deficit from Year - 3 to Be Filled in Current Year | N/A | N/A | N/A | N/A | N/A | N/A | \ | 0 | 0 | - 1 | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 21 | Total Prior Year Deficits That Must Be Filled This Year | N/A | N/A | N/A | N/A | 0 | 0 | | 0 | 0 | | 0 | 0 | | | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 22 | Current Year Surplus Procurement Applied to Year - 1 Deficit | N/A | N/A | N/A | N/A | 0 | - 0 | | 0 | 0 | | 0 | 0 | 1 | CONTRACTOR OF | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 23 | Current Year Surplus Procurement Applied to Year - 2 Deficit | ΝA | N/A | N/A | N⊬A | N/A | 0 | | 0 | 0 | | 0 | 0 | (| | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |
| 24 | Current Year Surplus Procurement Applied to Year - 3 Deficit | N/A | N/A | ΝίΑ | N/A | N/A | N/A | 1 30000 | 0 | 0 | | 0 | 0 | (| | 0 | 1 0 | | 0 | 0 | | 0 | 0 | 0 |
| 25 | Total Deliveries Applied to Prior Year IPT Deficits | N/A | N/A | N/A | N/A | 0 | 0 | | ٥ | 0 | | 0 | 0 | | 1 | 0 | 0 | | 0 | 0 | | 0 | 0 | 0 |

| _ | | | | | Ac | (ual | | | | | | | | For | ecast | | | | |
|--------|---|------|------|------|------|------|---------|------|------|------|------|------|------|---------|---------|---------|---------|---------|---------|
| | Flexible Compliance - Earmarking | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 |
| 26 | Portion of Current Year Deficit Eligible for Earmarking | N/A | NΑ | N/A | 0 | 0 | 120,142 | 0 | | | | | | 774,052 | 742,097 | 711,462 | 682,092 | 653,934 | 626,939 |
| | Bundled | | | | | | | | | | | | | | | | | | |
| 7 | Future Year Deliveries Earmarked from Year + 1 | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | - 0 | 0 | -0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 |
| 28 | Future Year Deliveries Earmarked from Year + 2 | N/A | N/A | N/A | 0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 | - 0 | 0 | 0 | . 0 | 0 | 0 | 0 |
| 9 | Future Year Deliveries Earmarked from Year + 3 | N/A | N/A | N/A | 0 | 0 | 0 | 0 | - 0 | - 0 | 0 | - 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 0 | Total Projected Procurement Earmarked to Current Year | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -0 | 0 | - 0 | 0 | 0 | - 0 | - 0 |
| П | Current Year Deliveries Earmarked to Year - 1 | N/A | N/A | N/A | N/A | 0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 | 0 | - 0 |
| ? | Current Year Deliveries Earmarked to Year - 2 | N/A | N/A | N/A | N/A | N/A | 0 | 0 | - 0 | 0 | 0 | 0 | - 0 | 0 | 0 | . 0 | 0 | 0 | 0 |
| 3 | Current Year Deliveries Earmarked to Year - 3 | N/A | N/A | N/A | N/A | N/A | N/A | 0 | 0 | - 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1 | Total Deliveries Earmarked to Prior Year Earmarked Deficits | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | - 0 | - 0 |
| \neg | TREC | | | | | | | | | | | | | | | | | | |
| 7 | Future Year Deliveries Earmarked from Year + 1 | N/A | N/A | N/A | -0 | 0 | 0 | 0 | 0 | - 0 | 0 | -0 | 0 | 0 | 0 | 0 | 0 | - 0 | - 0 |
| В | Future Year Deliveries Earmarked from Year + 2 | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | - 0 | - 0 | - 0 | 0 | 0 | 0 | - 0 | 0 | 0 |
| 9 | Future Year Deliveries Earmarked from Year + 3 | N/A | N/A | N/A | 0 | 0 | - 0 | 0 | 0 | 0 | 0 | - 0 | -0 | 0 | - 0 | 0 | 0 | 0 | 0 |
| 0 | Total Projected Procurement Earmarked to Current Year | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | -0 | 0 | Ð | 0 | 0 | 0 | 0 | - 0 | - 0 |
| 1 | Current Year Deliveries Earmarked to Year - 1 Current Year Deliveries Earmarked to Year - 2 | N/A | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 | - 0 |
| 2 | Current Year Deliveries Earmarked to Year - 2 | N/A | N/A | N/A | N/A | N/A | 0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 | - 0 | 0 | 0 | 0 | 0 |
| 3 | Current Year Deliveries Earmarked to Year - 3 | N/A | N/A | N/A | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 0 | 0 |
| 4 | Total Deliveries Earmarked to Prior Year Earmarked Deficits | N⊬A | N/A | N/A | -0 | 0 | 0 | 0 | 0 | 0 | Ð | 0 | 0 | - 0 | 0 | 0 | -0 | - 0 | - 0 |

| | | | | | Ac | tual | | | | | | | | For | recast | | | | |
|----|---|------|-------|-------|-------|----------------|---------|---------|----------|------|------|------|------|---------|---------|------------------|---------|---------|---------|
| 3 | Bundled Surplus Procurement Bank | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 |
| 35 | Surplus Procurement Bank Balance as of Prior Year | N/A | N/A | 0 | 0 | 1,678 | 236,575 | 106,574 | 301,718 | | | | | 126,022 | 126,022 | 126,022 | 126,022 | 126,022 | 126,022 |
| 36 | Application of Banked Surplus Procurement to Current Year Deficit | N/A | N/A | | | (C) S = 12 (E) | 130,001 | | <u> </u> | | | | | | | ł da kartinia ka | | | |
| 37 | Adjusted Current Year Annual Surplus Procurement | N/A | N/A | 0 | 1,678 | 234,897 | 0 | 195,144 | | | | | | 0 | 0 | 0 | 0 | 0 | 0 |
| 38 | Cumulative Surplus Procurement Bank Balance | N/A | N/A | 0 | 1.678 | 236.575 | 106,574 | 301,718 | | | | | | 126,022 | 126.022 | 126.022 | 126.022 | 126.022 | 126,022 |
| | | | | | Ac | tual | | | | | | | | For | recast | | | | |
| 8 | TREC Surplus Procurement Bank | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 |
| 35 | Surplus Procurement Bank Balance as of Prior Year | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N⁄A | - 0 | - 0 | - 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 43 | Surplus TRECs in Current Year | N/A | N/A | N∕A | N/A | N/A | N/A | N/A | N/A | - 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | N/A |
| 17 | Total Banked TRECs | N/A | i N/A | i N⁄A | N/A | I N/A | i N/A | i N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 1 0 | 0 | T 0 | 0 |
| 14 | Banked TRECs Eligible to Apply to Current Year | N/A | N/A | N∕A | N/A | N/A | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 36 | Application of Banked Surplus Procurement to Current Year Deficit | N/A | N/A | N∕A | N/A | N/A | N/A | N/A | N/A | - 0 | 0 | 0 | .0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 46 | Cumulative Surplus Procurement Bank Balance | N/A | N/A | N/A | N/A | N/A | NUA | N/A | | | 0 | . 0 | | 0 | 0 | 0 | | 1 0 | 1 0 |

| | | | | | Ac | ual | | | | | | | | Fore | ecast | | | | |
|----|--|------|------|------|------|------|------|------|------|------|------|------|------|-----------|-----------|-----------|-----------|-----------|-----------|
| ſ | Adjusted Deficit | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 |
| 39 | Adjusted Annual Procurement Deficit | N/A | N/A | N∕A | - 0 | 0 | 0 | 0 | 0 | | | | | (784,277) | (751,901) | (720,861) | (691,103) | (662,573) | (635,221) |
| 40 | Adjusted Deficit Deferred | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 41 | Potential Penalty | N/A | N/A | N/A | \$0 | \$0 | \$0 | \$0 | \$0 | | | | | | | | | | |
| 42 | Current Penalty (with flexible compliance) | N/A | N/A | N/A | \$0 | \$0 | \$0 | \$0 | \$0 | | | | | | | | | | |

Potential Penalty may be deferred or waived if LSE provides allowable reasons and/or uses flexible compliance

RPS Compliance Report: Bundled Earmarking Detail

Input Required

Direct Energy Business, LLC

Note: All deliveries from transactions that transfer both renewable energy credits and energy from the seller to the buyer but does not meet the Commission's criteria for considering a procurement transaction a bundled transaction for purposes of compliance in deamarking with deliveries prior to March 11, 2010, will be counted as bundled deliveries of both renewable energy credits and energy for prior the seller to the buyer but does not meet the Commission's criteria for considering a procurement transaction a bundled transaction for purposes of compliance with the California renewables portfolio standard. TREC contracts used enamarking with deliveries prior to March 11, 2010 on a dater 11, 2010 on a dater March 11, 2010 on a dater Mar

| Total Annual Earmarked Generation (MWh) | | | | tual | 1 | | | | | | | ecast | | | | |
|--|------------|-----------------|------|------|------|------|------|------|---|------|------|-------|-----------|------|------|------|
| | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 0 | 2018 | 2019 | 2020 |
| Contracted Generation Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 | N/A | Ö | ŏ | ő | l ö | ő | ŏ | ŏ | Ö | 0 | ř | ŏ | ŏ | Ď | l ö | 0 |
| Allocated to Year - 2 | N/A | N/A | ō | ō | ō | ō | ō | ō | ō | ō | Ö | ō | ō | ō | ō | ō |
| Allocated to Year - 3 | N/A | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| | | | | | | | | | | | | | | | | |
| intract Name Contracted Generation | | | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A N/A | N/A | | | | | | | | | | | | | | |
| Allocated to Year - 2 Allocated to Year - 3 | N/A | N/A | N/A | | | | | | | | | | | | | |
| ntract Name Contracted Generation | | | | | | | | | | | | | | | | |
| ible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| ntract Name Contracted Generation | | | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | 1 | | | | | | 1 | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| ntract Name Contracted Generation | | | | | | | | | | | | | | | | |
| ible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| ntract Name Contracted Generation | | | | | | | | | | | | | | | | |
| pible for IYEARI deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| intract Name Contracted Generation | | | | | | | | | | | | | | | | 1 |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | 1 | |
| Allocated to Year - 2 Allocated to Year - 3 | N/A N/A | N/A | | | | | | | | | | | | | | |
| ntract Name Contracted Generation | 1071 | | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| intract Name Contracted Generation | | 1011 | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | 1 | |
| intract Name Contracted Generation | | | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| ntract Name Contracted Generation | | | | | | | | | 100000000000000000000000000000000000000 | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year Allocated to Year - 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | Blooding Street | | | | | | | | | | | | | | 1 |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| ntract Name Contracted Generation | | | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | 1 | |
| ntract Name Contracted Generation | | | | | | | | | | | | | | | | |
| gible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | 1 |
| Allocated to Year - 2 | N/A N/A | N/A | | | 1 | | 1 | 1 | 1 | | 1 | 1 | 1 | | 1 | |

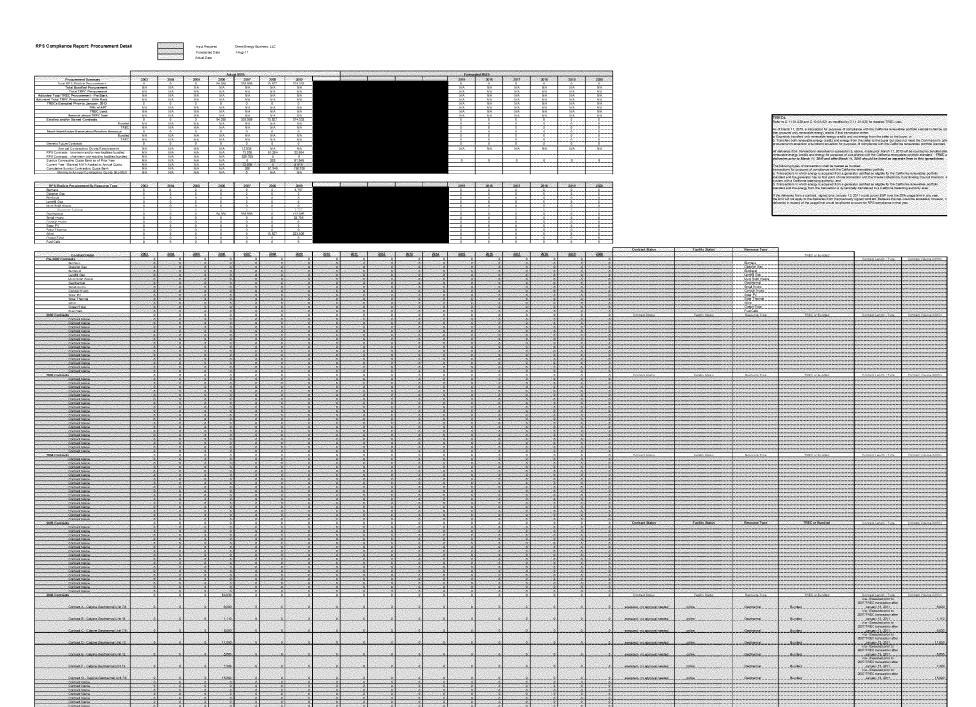
RPS Compliance Report: TREC Earmarking Detail

input Required Direct Energy Business, LLC
Forecasted Data 1-Aug-11
Actual Data

Note: All deliveries from transactions that transfer both renewable energy credits and energy from the seller to the buyer but does not meet the Commission's criteria for considering a procurement transaction a bundled transaction for purposes of compliance with the California renewables portfolio standard, made prior to March 11, 2010 will be counted as bundled deliveries of both renewable energy credits and energy for purposes of compliance with the California renewables portfolio standard. TREC contract used for earmarking with deliveries prior to March 11, 2010 and after March 11, 2010 should be listed in the separate earmarking tabs based on whether deliveries were made prior to March 11, 2010 or after March 11, 2010.

Earmarking of TREC contracts is only allowed between an RPS-obligated LSE and one RPS-eligible generator that is providing all the RECs.

| | 200500000000 | | | tual | | | 1 | | | | | ecast | | | | |
|---|--------------|---|-------------------------|------|---------------|-------------------------------|------------|-----------------|----------------|--------------|--|--|--|------------|---|-----------------|
| Total Annual Earmarked Generation (MWh) | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | 2020 |
| Contracted Generation | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 2 | N/A | N/A | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 3 | N/A | N/A | N/A | 0 | 0 | 0 |] 0 | 0 | | 0 | 0 | | | 0 | 0 | 0 |
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| Contract Name Contracted Generation Eligible for [YEAR] deficit Withdrawal from Current Year | ۱ ، | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | ο | 0 | 0 | 0 | 0 | 0 | 0 |
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| Allocated to Year - 2 | N/A | N/A | | | | 1 | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | N/A | | | | | | | | | | | | | |
| Contract Name Contracted Generation | | | | | | | | | | | | | | | | |
| Eligible for IYEARI deficit Withdrawal from Current Year Allocated to Year - 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 2 | N/A | 22342504222460 | | | | | | | | | | | | | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| Contract Name Contracted Generation | | 101 | | | | | | | | | | | | | | |
| Eligible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 | 1 | | | 1 | | | | | 1 | I | | | | 1 | | |
| Allocated to Year - 2 | N/A | 1 | | | | | 1 | | | I | | 1 | | 1 | | |
| Allocated to Year - 3 Contract Name Contracted Generation | N/A | N/A | | | | | | | | | | | | | | |
| Eligible for [YEAR] deficit Withdrawal from Current Year | ۱ ، | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
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| Allocated to Year - 2 | N/A | H1101000000000000000000000000000000000 | 1 | | | 1 | | | | | | | | | | |
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| Contract Name Contracted Generation | | | | | | | | | | | | | | | | |
| Eligible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 | N/A | | | | | | | | | | | | | | | |
| Allocated to Year - 2 Allocated to Year - 3 | N/A N/A | N/A | | | | | | | | | | | | | | |
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| Eligible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Allocated to Year - 1 | | | | | | | | | | | | | | | | |
| Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
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| Contract Name Contracted Generation | | | | | | | | | | | | | | | | |
| Eligible for [YEAR] deficit Withdrawal from Current Year | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
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| Allocated to Year - 2 | N/A | | | | | | | | | | | | | | | |
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| Allocated to Year - 2 | N/A | | | | | | | | | 1 | | 1 | | 1 | | |
| Allocated to Year - 3 | N/A | N/A | | | | | | | | | | | | | | |
| Contract Name Contracted Generation | | | | | | | | | | | | | | | | |
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RPS Compliance Report: Calculations

| RPS | aseline Inputs (MWh) |
|-------|--|
| Line# | Calculation Notes |
| | ursuant to D.07-07-025, the 2005 Initial Baseline Procurement Amount for the electric service providers (ESPs) is calculated using the |
| | ollowing equation(s): 2001 CA RPS-eligible Procurement / 2001 total CA retail sales X 2005 total CA retail sales |
| 1-4 | SPs beginning retail sales in California between January 1, 2002 and December 31, 2005, the analogous formula is: |
| | CA RPS-eligible procurement in first year of CA retail sales / first-year CA retail sales X 2005 total CA retail sales |
| | SPs beginning retail sales after December 31, 2005, the Baseline Procurement Amount is equal to first year's RPS-Eligible Procurement |

| RPS | Procurement and Targets (MWh) | |
|-----|---|---|
| | Calculation | Notes |
| 1 | User supplied data | Annual Retail Sales |
| 2 | Data from "Procurement Detail" tab | In current and past years, this line should equal Total RPS Eligible Procurement in procurement detail tab. |
| 3 | Prior year Line 7 + Line 8 | |
| 8 | 1% of line 5 {Y-1} | |
| 9 | Line 6 - Line 7 | |
| 10 | Line 7 / Line 5 {Y-1} | |
| 11 | Line 6 / Line 5 {Y-1} | In 2003, 2003 RPS procurement is divided by 2001 retail sales rather than 2002 retail sales. |
| 12 | (Line 6 + Line 17 + Line 25 + Line 30 + | RPS procurement percentage after applying flexible compliance, assuming all allowable planned deliveries |
| | Line 34 + Line 36) / Line 5 {Y-1} | come online as planned. |

| Flexi | ble Compliance - IPT Deferral | |
|--------|--|---|
| | Calculation | Notes |
| 13 | Up to 0.25% of Prior Year Retail Sales | The first year with an IPT, 100% of the IPT can be deferred for up to 3 years without explanation. |
| 14-16 | User supplied data | |
| 17 | Sum of Lines 14:16 | Current year deficit carried forward. Warning if cell value is greater than Line 13. |
| 18-20 | Record of Lines 14:16 | Deferred IPT obligations due in current year. |
| 21 | Sum of Lines 18-20 | Total deferred IPT obligations due in current year |
| | User supplied data | Past year IPT obligations retired with current year surplus procurement. Per accounting rules D. 06-10-050, |
| 22-24 | | Attachment A, page 9-10, current year deliveries may only be applied to past year IPT deficits after |
| 22-2-7 | | earmarked deliveries have been subtracted, and after any deliveries needed to meet current year APT have |
| | | also been subtracted (D.03-06-0711, Conclusion of Law 25). |
| 25 | Sum of Lines 22-24 | Total current year surplus applied to prior year IPT obligations due in current year |

| Flexil | ble Compliance - Earmarking | |
|--------|-----------------------------------|--|
| | Calculation | Notes |
| 26 | Line 9 + Line 13 + Line 34 | Portion of current year deficit greater than allowable IPT Deferral |
| 27-29 | Data from "Earmarking Detail" tab | User supplied data |
| 30 | Sum of Lines 27:29 | |
| | Data from "Earmarking Detail" tab | |
| 31-33 | _ | User supplied data. |
| | | |
| 34 | Sum of Lines 31:33 | Total current year surplus subtracted to meet prior years Earmarking obligations due in current year |

| Surp | lus Procurement Bank | |
|------|--------------------------------------|--|
| | Calculation | Notes |
| 35 | Line 38 {Y-1} | |
| 36 | User supplied data | |
| 37 | Line 9+ Line 25 + Line 34 | Current year surplus procurement less any prior year IPT obligations and/or Earmarking obligations |
| 38 | Sum of Lines 35:37 | |
| 43 | Row 16 from "Procurement Detail" tab | TRECs that must be banked because the entity is over the TREC limit |
| | Data from "Procurement Detail" tab | Value if entity has not exceeded its TREC limit in the current year, and has excess TRECs from exceeding |
| 44 | | the limit in a prior year. |
| 45 | Line 43 - Line 45 | |
| 47 | Line 35 + Line 43 | |
| 46 | Sum of Lines 35:37 | |

| Adju | sted Deficit | |
|------|---|--|
| | Calculation | Notes |
| 39 | Line 9 + balance of IPT obligations after 3 years + balance of Earmarking obligations | In any current year, the adjusted annual procurement deficit is the LSE's annual deficit less any deliveries used to meet IPT or Earmarking obligations for prior years deficits. Any portion of adjusted annual |
| | after 3 years | procurement deficit that remains after the following three years is subject to penalty. |
| 40 | Balance of IPT obligations after 3 years + balance of Earmarking obligations after 3 | In any current year, the adjusted deficit temporarily excused is the sum of IPT deferral and Earmarked deliveries (line 17+ line 30). Any portion of line 40 remaining after 3 years will be reflected in line 39 and |
| | | subject to penalty. |
| 41 | Line 39 * \$50.0 | Per accounting rules, LSEs must list penalty based the size of on adjusted annual procurement deficit, even if allowable reasons are being given for why the penalty is not yet due and payable. Penalties are assessed at \$0.05/kWh deficit. |
| 42 | (Line 39 + 40) * \$50.0 | LSE's have the opportunity to make up annual procurement deficits through existing flexible compliance rules. Accordingly, if an LSE has a deficit in year 1, and is able to fully exercise flexible compliance mechanisms, the penalty for year 1 compliance may not apply. |

OFFICER VERIFICATION FORM

I am an officer of the reporting corporation herein, and am authorized to make this verification on its behalf. The statements in the foregoing document are true of my own knowledge, except as to matters which are therein stated on information or belief, and as to those matters I believe them to be true. The spreadsheet format used to file this compliance report has not been altered from the version issued or approved by Energy Division.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on Swy 27, 2011 at HOKTON, TX

California. (Name of city)

(Signature and Title of Corporate Officer)

Bray Dohrwardt, Vice President