

**An ESCO “Bill of Rights” for
Billing and Settlement**

Econnergy Presentation

November 11, 2003

- A presentation by Total Gas and Electric at the last BAWG meeting (9/25/03) discussed the ongoing difficulties and frustrations shared by many ESCOs relating to bill verification and settlement:
 - Information/data availability and retention
 - Validation of hourly loads and settlements
 - Variations in data management/retention policies across TOs
 - Modeling procedures, parameters and assumptions:
 - Discovery and Validation
 - Tracking of settlement adjustments overtime, and disclosure of the causes and impacts therewith
 - Disclosure, accountability and responsiveness (NYISO & TOs) to ESCO DRs.



Position:

By right of their position in the market as competitive suppliers of electric commodity, ESCOs are entitled to full and open access to all of the data, algorithms, methods and procedures used to calculate (and re-calculate and re-calculate and re-calculate and re-calculate.....) their NYISO invoices, in accordance with accepted industry accounting practices and investor requirements.

Proposal:

ESCOs agree to hold some closed-door working session(s) to:

- ◆ Identify areas of the billing and settlement process that remain problematic
- ◆ Draft up a list of improvements to existing processes (e.g. data retention) and policies that support greater disclosure and transparency in billing and settlement
- ◆ Present list to the BAWG and NYISO Governance Structure.

Summary: ESCOs should not have to “apologize” and/or “walk on eggshells” to get the data and information to which they are entitled, to understand and validate the charges they incur while doing business in this marketplace, and how those charges are calculated by the NYISO and the TOs