



South Texas Project Electric Generating Station P.O. Box 289 Wadsworth, Texas 77483

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EBSA/PUBLIC DISCLOSURE

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October 15, 2009

Top Hat Plan Exemption
Employee Benefits Security Administration
Room N-1513
U.S. Department of Labor
200 Constitution Avenue NW
Washington, D.C. 20210

Ladies and Gentlemen:

For your information and records, this document is being filed with the Secretary of Labor as an update to the original filings made in accordance with Department of Labor ("DOL") Regulation Section 2520.104-23, for the deferred compensation plans maintained by STP Nuclear Operating Company as listed below. The original filings were made when such plans became subject to Part I of the Employee Retirement Income Security Act of 1974, as amended, as required under DOL Regulation Section 2520.104-23 (b)(2). This letter is an update to the statements required and previously filed under DOL Regulation Section 2520.104-23(b)(1), with respect to the plans, as the alternative form of compliance with the reporting and disclosure requirements of Part I of ERISA for unfunded pension plans (i.e., "top hat plans").

1. The name and address of the Employer

STP Nuclear Operating Company
P.O. Box 289
Wadsworth, TX 77483

2. The EIN assigned to the Employer by the IRS:

76-0517597

3. Required Declaration:

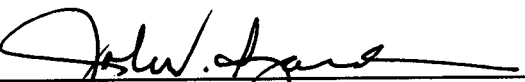
STP Nuclear Operating Company maintains the plans primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.

4. Top hat plans maintained by STP Nuclear Operating Company and the number of employees in each:

- STP Nuclear Operating Company Deferred Compensation Plan, which has amended and restated effective January 1, 2009, currently covers 17 employees.
- STP Nuclear Operating Company Benefit Restoration Plan, which was amended and restated effective January 1, 2009, currently covers 4 employees.
- STP Nuclear Operating Company Savings Restoration Plan, which was amended and restated effective January 1, 2009, currently covers 23 employees.

The plan administrator of the plans will forward documents relating to the Plan to the Secretary of Labor upon request as required by Section 104(a)(6) of ERISA and DOL Regulation Section 2520.104-23(b)(2).

STP NUCLEAR OPERATING COMPANY

By 

Name: John V. Izard

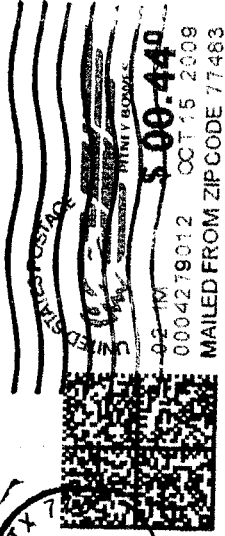
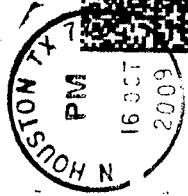
Title: Mgr, Compensation, Benefits & HRIS

cc: Rob Fowler, Baker Botts

Employee Benefits



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