

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC 20426

May 8, 2006

In Reply Refer To:

Docket Nos. ER05-6-045  
EL04-135-047  
EL02-111-065  
EL03-212-061

Skadden, Arps, Slate, Meagher & Flom LLP  
Attn: Noel Symons, Esq.  
Lebawit Girma, Esq.  
Attorneys for Cinergy Services, Inc.  
1440 New York Ave., N.W.  
Washington, DC 20005

Dear Messrs. Symons and Girma:

1. On February 21, 2006, you filed a Settlement Agreement (Settlement) for American Municipal Power-Ohio, Inc. (AMP-Ohio) and Cinergy Services, Inc., on behalf of The Cincinnati Gas & Electric Company and PSI Energy, Inc. (collectively, Cinergy), in the above-referenced dockets. The Settlement resolves AMP-Ohio's shift-to-shipper claim against Cinergy in these dockets, which would transfer seams elimination cost adjustment charges (SECA) to Cinergy. No comments were filed. On April 6, 2006, the Presiding Administrative Law Judge certified the Settlement to the Commission as an uncontested partial settlement.

2. The Settlement is in the public interest and is hereby approved. The Commission's approval of the Settlement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding. The Commission retains the right to investigate the rates, terms, and conditions under the just and reasonable and not unduly discriminatory or preferential standard of Section 206 of the Federal Power Act, 16 U.S.C. § 824e (2000).

3. This letter terminates Docket Nos. ER05-6-045, EL04-135-047, EL02-111-065, and EL03-212-061.

By direction of the Commission.

Magalie R. Salas,  
Secretary.

cc: All Parties