

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

February 21, 2007

In Reply Refer To:
Mystic Development, LLC
Docket Nos. ER06-427-000
ER06-427-003
ER06-427-004
ER06-427-005

Skadden, Arps, Slate, Meagher & Flom, LLP
1440 New York Ave., N.W.
Washington, DC 20005

Attention: John N. Estes, III
Counsel, Mystic Development, LLC

Reference: Mystic Development, LLC

Dear Mr. Estes:

1. On December 28, 2006, you filed a Settlement Agreement, Uncontested Offer of Settlement, Request for Expedited Approval and Conditional Motion for Interim Rate Relief (collectively, the Settlement), on behalf of Mystic Development, LLC, ISO New England Inc., Concord Municipal Light Plant, Exelon Corporation, Massachusetts Department of Telecommunications and Energy, Massachusetts Municipal Wholesale Electric Company, NSTAR Electric & Gas Corporation, Reading Municipal Light Department, and Wellesley Municipal Light Plant, in Docket No. ER06-427-003. On December 29, 2006, the Massachusetts Attorney General filed comments stating that it had no objections to the Settlement. On January 3, 2007, the Commission Trial Staff filed comments in support of the Settlement. No other comments were received. On January 4, 2007, Presiding Judge Robert K. Rogers, Jr. certified the Settlement to the Commission as uncontested.

2. The Settlement is in the public interest and is hereby accepted, as requested, as of January 1, 2007. The Commission's acceptance of the Settlement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding.

3. Mystic Development, LLC is hereby ordered to issue refunds as provided for in paragraph 5 of the Settlement Agreement, and to file a refund report with the Commission within 10 business days after the refunds are paid in full as set forth in such paragraph 5.

4. The Settlement Agreement provides that the standard of review to be applied to all challenges to or proposed modifications of the Settlement Agreement thereafter, either by a party to the settlement agreement, by a non-signatory, or by the Commission on its own motion, shall be the “just and reasonable” standard under section 206 of the Federal Power Act.¹ 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 FPA.

5. This order terminates Docket Nos. ER06-427-000, ER06-427-003, ER06-427-004, and ER06-427-005. (Docket Nos. ER06-427-001 and ER06-427-002 were terminated earlier.) A new subdocket number will be assigned to Docket No. ER06-427 upon filing of the required refund report.

By direction of the Commission.

Magalie R. Salas,
Secretary.

Cc: All parties

¹ 16 U.S.C. § 824e (2006).