

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

Before Commissioners: Joseph T. Kelliher, Chairman;  
Sudeen G. Kelly, Marc Spitzer,  
Philip D. Moeller, and Jon Wellinghoff.

PJM Interconnection, L.L.C.

Docket Nos. ER06-765-000  
ER06-765-001

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued March 22, 2007)

1. On December 21, 2006, H-P Energy Resources LLC (H-P), on behalf of itself and Monongahela Power Company and The Potomac Edison Company, both doing business as Allegheny Power, and PJM Interconnection, L.L.C., submitted an uncontested offer of settlement and settlement agreement (Settlement). This proceeding involves a dispute over an unexecuted Interconnection Service Agreement (ISA) among the aforementioned parties, which were set for hearing and settlement judge procedures.<sup>1</sup> A copy of the revised ISA was filed with the Settlement. The parties state that the Settlement resolves the outstanding issues in this proceeding, and that no party in this proceeding opposes the Settlement.<sup>2</sup>
2. On January 9, 2007, the Commission Trial Staff filed comments in support of the Settlement. No other comments were filed. On January 23, 2007, the Presiding Administrative Law Judge certified the Settlement to the Commission as uncontested.<sup>3</sup>
3. The Settlement is fair and reasonable and 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 rate schedule

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<sup>1</sup> *H-P Energy Resources, L.L.C.*, 115 FERC ¶ 61,216 (2006) (May 19, 2006 Order). In response to the filing of the ISA, H-P filed a protest in the instant proceeding and a complaint, which was assigned Docket No. EL06-62-000. The two proceedings were consolidated and set for hearing. The parties state that the complaint was eventually withdrawn and the instant settlement reached. *See* Settlement at 1-3.

<sup>2</sup> *See* Settlement at 1.

<sup>3</sup> *PJM Interconnection, L.L.C.*, 118 FERC ¶ 63,017 (2007).

sheets submitted as part of the settlement are in compliance with Order 614. *See Designation of Electric Rate Schedule Sheets*, Order No. 614, 65 Fed. Reg. 18,221, (FERC Statutes & Regulations, Regulations Preambles July 1996-December 2000, ¶ 31,096 (2000)). 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.<sup>4</sup>

4. The revised ISA<sup>5</sup> is accepted for filing effective March 21, 2006, consistent with the May 19, 2006 Order. This order terminates Docket Nos. ER06-765-000 and ER06-765-001.

By the Commission.

( S E A L )

Philis J. Posey,  
Acting Secretary.

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<sup>4</sup> 16 U.S.C. § 824e (2000).

<sup>5</sup> Substitute Original Service Agreement No. 1459 under FERC Electric Tariff Sixth Revised Volume No.1, Superseding Original Service Agreement No. 1459.