

130 FERC ¶ 61,240  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Jon Wellinghoff, Chairman;  
Marc Spitzer, Philip D. Moeller,  
and John R. Norris.

Northern Virginia Electric Cooperative, Inc.

Docket No. ER09-940-000

ORDER APPROVING UNCONTESTED SETTLEMENT AGREEMENT

(Issued March 26, 2010)

1. On November 13, 2009, Northern Virginia Electric Cooperative, Inc. (NOVEC), on behalf of itself and Virginia Electric and Power Company, Old Dominion Electric Cooperative, North Carolina Electric Membership Corporation, and PJM Interconnection, LLC (collectively, Settling Parties) submitted an explanatory statement and unopposed offer of settlement (Settlement) resolving all issues in this proceeding, which concerns NOVEC's proposed rate schedule for providing Reactive Supply and Voltage Control from Generation or Other Sources Service (reactive power) from the Hopewell and Portsmouth generating facilities.<sup>1</sup>
2. The Settlement is a "black box" agreement. The Settling Parties state that NOVEC will collect an annual revenue requirement of \$315,000.00 for providing reactive power from the Hopewell and Portsmouth generating facilities, effective June 1, 2009, as set forth in the revised rate schedule.<sup>2</sup>
3. Section 14 of the Settlement provides that the standard of review for the terms of the Settlement for the Settling Parties, non-parties, and the Commission is the just and reasonable standard, and that nothing in the Settlement is intended to impose the public interest standard or to prevent the Commission from acting *sua sponte* with respect to this proceeding or the revised rate schedule.

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<sup>1</sup> The Hopewell generating facility is an 89 MW coal-fired plant located in Hopewell, Virginia. The Portsmouth generating facility is a 115 MW coal-fired plant located in Portsmouth, Virginia.

<sup>2</sup> Northern Virginia Electric Cooperative, FERC Electric Tariff, Revised Rate Schedule No.1, Original Sheet No.1.

4. The Settlement is fair, reasonable, and in the public interest and is hereby approved. Commission 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 set forth in section 206 of the Federal Power Act, 16 U.S.C. § 824e (2006).

5. This order terminates Docket No. ER09-940-000.

The Commission orders:

The Settlement is hereby approved.

By the Commission.

( S E A L )

Nathaniel J. Davis, Sr.,  
Deputy Secretary.