

141 FERC ¶ 61,199
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

December 10, 2012

In Reply Refer To:
City of Azusa, California
Docket Nos. ER12-489-000
ER12-489-001

Margaret E. McNaul, Esq.
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Re: *City of Azusa, California*, Docket No. ER12-489-000
Offer of Settlement and Settlement Agreement

Dear Ms. McNaul:

1. On March 2, 2012, you filed an Offer of Settlement and Settlement Agreement (Settlement) in the above-captioned proceeding. The party sponsoring the Settlement is the City of Azusa, California (Azusa). On March 22, 2012, Commission Trial Staff filed comments in support of the Settlement.¹ On April 5, 2012, the Settlement Judge certified the Settlement to the Commission as uncontested.²

2. The Settlement resolves all issues set for hearing in Docket No. ER12-489-000 concerning revisions to Azusa's Transmission Revenue Requirement for purposes of its participation in the California Independent System Operator Corporation (CAISO) as a

¹ Other participants that either support or do not oppose the Settlement Agreement are the Commission Trial Staff; Southern California Edison Company Pacific Gas and Electric Company; the M-S-R Public Power Agency and the City of Santa Clara, California; the Modesto Irrigation District; and Trans Bay Cable LLC.

² *City of Azusa, Cal.*, 139 FERC ¶ 63,001 (2012).

participating transmission owner.³ The Settlement appears to be fair and reasonable and in the public interest, and is hereby approved.

3. Azusa will make any refunds necessary to implement the rates established in the Settlement. Within thirty (30) days after making such refunds, Azusa shall file with the Commission a compliance report confirming that it has provided refunds in accordance with the terms of the Settlement.

4. The Commission's approval of this Settlement does not constitute approval of, or precedent regarding, any principle or issue in these proceedings. Paragraph 14 of the Settlement provides that the standard of review for modifications to the Settlement shall be the just and reasonable standard. 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 (2006).

5. The revised tariff provisions submitted in the e-Tariff filing system reflect the settlement rates included in the Settlement. Therefore, Azusa has complied with *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008), and the revised tariff provisions are accepted.

6. This letter order terminates Docket Nos. ER12-489-000 and ER12-489-001. A new sub-docket will be assigned in Docket No. ER12-489 upon receipt of the compliance refund report.

By direction of the Commission.

Kimberly D. Bose,
Secretary.

cc: All parties of record

³ *City of Azusa, Cal.*, 138 FERC ¶ 61,049 (2012).