

143 FERC ¶ 61,035  
FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

April 12, 2013

In Reply Refer To:  
Midwest Independent Transmission  
System Operator, Inc.  
Docket No. ER13-928-000

Midwest Independent Transmission  
System Operator, Inc.  
Attention: Michael L. Kessler  
720 City Center Drive  
Carmel, IN 46032

Dear Mr. Kessler:

1. On February 12, 2013, you filed, in the above-referenced proceeding, an expedited filing of the Midwest Independent Transmission System Operator, Inc. (MISO) to clarify qualification of System Support Resources as Planning Resources.<sup>1</sup> As discussed below, we will accept the filing effective March 20, 2013.
2. MISO proposes two revisions to the language of Module E-1, section 69A.3.1.h, of its Open Access Transmission, Energy and Operating Reserve Markets Tariff (Tariff). The first revision modifies the first sentence of Module E-1, section 69A.3.1.h as follows:

Market Participants that request a change in status for a Planning Resource in accordance with the System Support Resource (SSR) provisions described in ~~Section 38.2.7 Attachment Y~~ will no longer qualify as a Planning Resource effective as of the actual proposed date that the of such change of status of the Resource changes as discussed in Attachment Y, unless the Market Participant withdraws its Attachment Y request prior to Retire or Suspend pursuant to Section 38.2.7. such date.

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<sup>1</sup> Midwest Independent Transmission System Operator, Inc., FERC Electric Tariff, 69A.3.1.h, Mothballing, Decommissioning or Retirement of Resources, 1.0.0.

3. The second revision modifies the second sentence of Module E-1, section 69A.3.1.h as follows:

Market Participants that convert Unforced Capacity into ~~using~~ a Z[onal]R[esource]C[redit] that clears from a Planning Resource that has cleared in the P[lanning]R[esource]A[uction] will not be eligible to Retire ~~use the SSR provisions for the Planning Resource, or mothball, decommission or Suspend retire~~ such Planning Resource, until the year following the Planning Year for which such ZRC cleared in a PRA unless the Market Participant substitutes another ZRC within the same L[ocal]R[esource]Z[one] that did not clear in the PRA.

4. MISO states that the first revision clarifies that a Resource will continue to be able to qualify as a Planning Resource until the actual date that the Resource either Retires or Suspends operation, rather than the date that was specified in an Attachment Y notice. MISO states that the second revision is only a minor clarification to explain what using a ZRC means in the context of a Planning Resource that has cleared in the PRA.

5. Notice of MISO's February 12, 2013 filing was published in the *Federal Register*, 78 Fed. Reg. 123,058 (2013), with interventions or protests due on or before March 5, 2013. Timely motions to intervene were filed by Detroit Edison Electric Company, Consumers Energy Company, Exelon Corporation, Ameren Services Company, Wisconsin Electric Power Company, and American Municipal Power. A timely motion to intervene and comments were filed by Alliant Energy Corporate Services, Inc. (Alliant). On March 13, 2013, MISO filed a Motion for Leave to Answer and Answer.

6. Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214 (2012), the timely, unopposed motions to intervene serve to make the entities that filed them parties to this proceeding.

7. Rule 213(a)(2) of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.213(a)(2) (2012), prohibits an answer to a protest or answer unless otherwise ordered by the decisional authority. We will accept MISO's answer because it has provided information that assisted us in our decision-making process.

8. Alliant's comments support MISO's proposed new Tariff language. However, Alliant states that the proposed new Tariff language does not go far enough and only addresses the situation where the Resource owner decides to enter into an SSR Agreement. Accordingly, Alliant suggests that MISO further modify its proposed revisions to Module E-1, section 69A.3.1.h such that generators that enter into a written agreement to continue operating for reliability purposes in lieu of executing an SSR Agreement should also be able to continue to serve as a Planning Resource until such

time that they Retire or Suspend operations. Specifically, Alliant proposes the following further modification to the first sentence of Module E-1, section 69A.3.1.h:<sup>2</sup>

Market Participants that request a change in status for a Planning Resource in accordance with the ~~System Support Resource (SSR)~~ provisions described in Section 38.2.7 will no longer qualify as a Planning Resource effective as of the actual date that the status of the Resource changes to Retire or Suspend pursuant to Section 38.2.7.

9. MISO answers that although it recognizes Alliant's concerns, these concerns are already addressed in Section 38.2.7.d.ii of the Tariff, and therefore, Alliant's proposed modification to Section 69A.3.1.h is unnecessary. MISO states that Section 38.2.7.d.ii permits the owner or operator of a Resource to "change its mind" and avoid becoming an SSR Unit if the owner or operator agrees in writing to continue to operate the Resource without entering into an SSR Agreement until alternative reliability measures have been taken. Accordingly, MISO explains that in such instance, the subject Resource would not become subject to an SSR Agreement and Section 69A.3.1.h would not preclude the Resource from becoming a Planning Resource.

10. The Commission finds that Section 38.2.7.d.ii adequately addresses Alliant's concerns; therefore, Alliant's proposed modification is unnecessary.

11. The Commission accepts MISO's proposed revisions to Module E-1, section 69A.3.1, effective March 20, 2013.

By direction of the Commission.

Kimberly D. Bose,  
Secretary.

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<sup>2</sup> Alliant superimposed its proposed revision over MISO's proposed revisions to the language in Module E-1, section 69A.3.1.h.