

January 2015 Meeting Summaries

These are summaries of orders voted by the Federal Energy Regulatory Commission at its January 22, 2015 public meeting. The summaries are produced by FERC's Office of External Affairs and are intended to provide only a general synopsis of the orders. These summaries are not intended as a substitute for the Commission's official orders. To determine the specific actions and the Commission's reasoning, please consult the individual orders when they are posted to FERC's eLibrary found at www.ferc.gov.

E-1, E-2 & E-3 – Press Release

E-4 – Press Release

FERC approves a revised reliability standard

E-5, *Protection System Maintenance Reliability Standard*, Docket No. RM14-8-000. The order approves a revised Reliability Standard, PRC-005-3 (Protection System Maintenance), which adds certain auto-reclosing relays to the currently approved standard (PRC-005-2). The order also directs North American Electric Reliability Corporation to modify the standard to include supervisory devices associated with applicable reclosing relay schemes.

FERC grants in part a complaint

E-7, *PáTu Wind Farm, LLC v. Portland General Electric Company*, Docket Nos. EL15-6-000 & QF06-17-002. This order grants in part a complaint filed by PáTu Wind Farm alleging that Portland General violated the Federal Power Act, the Commission's open access regulations, and PáTu's rights as a qualifying facility under section 210 of the Public Utility Regulatory Policies Act of 1978. The order finds that Portland General must purchase PáTu's entire net output (all energy, less onsite uses and losses) delivered to Portland General. The order dismisses the remaining portions of the complaint and leaves any claim of possible monetary reparations owed to PáTu to the Public Utility Commission of Oregon or an appropriate court.

FERC conditionally accepts in part a proposed market-to-market coordination process

E-8, *Southwest Power Pool, Inc.*, Docket No. ER13-1864-000. The order conditionally accepts in part and rejects in part Southwest Power Pool's (SPP) proposed market-to-market coordination process with Midcontinent Independent System Operator following a FERC staff-led technical conference. The order also directs SPP to submit compliance filings and informational reports.

FERC conditionally accepts a compliance filing

E-9, *Midcontinent Independent System Operator, Inc.*, Docket No. ER13-2376-002. This order conditionally accepts the filing made by Midcontinent Independent System Operator (MISO) and Northern Indiana Public Service Company (NIPSCO) proposing revisions to NIPSCO's Attachment O of MISO's Open Access Transmission, Energy and Operating Reserve Markets Tariff to modify the existing formula rate protocols. This filing was made to comply with the Commission's prior directives requiring several adjustments to the protocol provisions related to the transparency of the information exchange process and the ability of customers to challenge transmission owners' implementation of the formula rate. The order conditionally accepts the proposed protocols to be effective January 1, 2014, as requested, subject to a further compliance filing.

FERC conditionally accepts a compliance filing

E-10, *Midcontinent Independent System Operator, Inc.*, Docket No. ER13-2375-002. This order conditionally accepts the filing made by Midcontinent Independent System Operator (MISO) and Southern Indiana Gas & Electric Company (Southern Indiana) proposing revisions to Southern Indiana's Attachment O of MISO's Open Access Transmission, Energy and Operating Reserve Markets Tariff to modify the existing formula rate protocols. This filing was made to comply with the Commission's prior directives requiring several adjustments to the protocol provisions related to the scope of participation in the challenge and review procedures, the transparency of the information exchange process, and the ability of customers to challenge transmission owners' implementation of the formula rate. The order conditionally accepts the proposed protocols to be effective January 1, 2014, as requested, subject to a further compliance filing.

FERC denies rehearing

E-11, *Midcontinent Independent System Operator, Inc.*, Docket No. ER13-2379-001, *et al.* This order denies rehearing of the Commission's orders requiring adjustments to several formula rate protocols in Attachment O of Midcontinent Independent System

Operator's Open Access Transmission, Energy and Operating Reserve Markets Tariff. The required adjustments related to the scope of participation in the challenge and review procedures, transparency of the information exchange process and the ability of customers to challenge transmission owners' implementation of the formula rate.

FERC conditionally accepts a compliance filing

E-12, *Midcontinent Independent System Operator, Inc.*, Docket Nos. ER13-2379-002 and ER14-2379-003. This order conditionally accepts the filing submitted by Midcontinent Independent System Operator (MISO) and MISO transmission owners proposing revisions to Attachment O of MISO's Open Access Transmission, Energy and Operating Reserve Markets Tariff (Tariff) to modify the existing formula rate protocols. The order also conditionally accepts the filing made by MISO and the Central Minnesota Municipal Power Agency (Central Minnesota) to modify Central Minnesota's Attachment O formula rate protocols under MISO's Tariff. These filings were made to comply with the Commission's prior directives requiring several adjustments to the protocol provisions related to the transparency of the information exchange process and the ability of customers to challenge transmission owners' implementation of the formula rate. The order conditionally accepts the proposed protocols to be effective January 1, 2014, as requested, subject to a further compliance filing.

FERC establishes hearing procedures

E-13, *Midwest Independent Transmission System Operator, Inc.*, Docket No. ER10-1791-003. This order establishes a paper hearing in response to a decision by the United States Court of Appeals for the Seventh Circuit, remanding to the Commission the determination, in light of current conditions, of what if any limitation on export pricing to PJM Interconnection, LLC for Multi-Value Projects by Midwest Independent System Operator is justified.

FERC denies request for clarification and rehearing

E-14, *Illinois Municipal Electric Agency*, Docket No. ER14-1681-001. This order denies a request for clarification, or in the alternative rehearing, of a May 2, 2014 order that granted Illinois Municipal Energy Agency's (Illinois MEA) requested waiver of the PJM Interconnection, LLC Reliability Assurance Agreement's internal resource requirement for Illinois MEA's Naperville, Illinois, load in the Commonwealth Edison Locational Deliverability Area for the 2017/18 Delivery Year. The order denies Illinois MEA's request for clarification or rehearing to extend the waiver to the life of Illinois MEA's resource investments and commitments or, at a minimum, for the five-year minimum term of its election of the Fixed Resource Requirement Alternative.

FERC denies rehearing

E-15, *PJM Interconnection, L.L.C.*, Docket No. ER14-503-002. This order denies rehearing of a Commission order accepting revisions to the PJM Reliability Assurance Agreement and the PJM Open Access Transmission Tariff to recognize limits on the amount of capacity from external generation resources that can be reliably committed in the PJM forward capacity auctions. The Illinois Municipal Electric Agency and American Municipal Power, Inc. with Northern Illinois Municipal Power Agency had sought rehearing on the capacity import limits issue.

FERC denies rehearing

E-16, *South Carolina Gas & Electric Company*, Docket Nos. ER13-107-006, ER13-107-007. This order denies requests for rehearing filed by South Carolina Gas & Electric (SCE&G) and LS Power Transmission LLC and LS Power Holdings LLC, and finds that SCE&G's Order No. 1000 compliance filing partially complies with the directives in the Commission's second compliance order issued May 15, 2014. The order accepts SCE&G's compliance filing to be effective April 19, 2013, and directs a further compliance filing due within 30 days.

FERC conditionally accepts compliance filing, orders further compliance filing

E-17, *Midcontinent Independent System Operator, Inc., et al.*, Docket No. ER13-187-006, *et al.* The order conditionally accepts MISO's June 4, 2014 and July 14, 2014 third round Order No. 1000 regional compliance filings, subject to a further compliance filing due within 30 days, and denies requests for rehearing of the Commission's second compliance order issued May 15, 2014.

FERC denies in part and grants in part requests for rehearing and clarification

E-18, *PJM Interconnection, LLC*, Docket No. ER13-198-003. This order denies in part and grants in part requests for rehearing and clarification of the Commission's May 15, 2014 second compliance order issued in response to Order No. 1000 compliance filings. The order also finds that PJM Interconnection's and the PJM Transmission Owners' (collectively, PJM Parties) respective Order No. 1000 compliance filings partially comply with the directives in the Commission's second compliance order and accepts, subject to conditions, PJM Parties' respective proposed Operating Agreement revisions and Open Access Transmission Tariff revisions. The order directs the PJM Parties to submit, within 30 days, a further compliance filing.

FERC grants a petition for declaratory order

E-20, *NM Neptune, LLC*, Docket No. EL14-83-000. This order grants NM Neptune's petition for a declaratory order requesting that the Commission disclaim jurisdiction over NM Neptune under sections 201 and 203(a)(1) of the Federal Power Act.

FERC grants a request for rehearing

G-1, *Transwestern Pipeline Company, LLC*, Docket No. RP15-23-001. This order grants the Indicated Shippers' request for rehearing of the Commission's October 30, 2014 order that addressed Transwestern's general rate case filed in accordance with section 4 of the Natural Gas Act. The October 2014 order accepted and suspended Transwestern's tariff records to be effective April 1, 2015, and established a hearing on all issues, including the proposed rate design. In their November 26, 2014 request for rehearing, the Indicated Shippers argued that Transwestern's proposed Adjusted Straight Fixed Variable (SFV) rate design is inconsistent with Commission policy. The order grants the Indicated Shippers' request for rehearing, and rejects Transwestern's Adjusted SFV rate design. The order directs Transwestern to file an unadjusted SFV rate design within 30 days of the date of the order.

FERC denies rehearing

H-1, *KC Pittsfield*, Project No. 14512-001. This order denies rehearing of Commission staff's November 4, 2014 order dismissing KC Pittsfield's application for a preliminary permit to study the feasibility of developing the proposed Old Cow Creek Open-Channel Turbines Hydro Project No. 14512. The order affirms Commission staff's finding that KC Pittsfield's proposal would use project facilities currently licensed to Pacific Gas and Electric Company (PG&E) for its Kilarc-Cow Creek Project No. 606, and for which PG&E's license surrender application is pending before the Commission.

FERC denies rehearing

H-2, *New Summit Hydro, LLC*, Project No. 14612-001. The order denies Summit Metro Parks' request for rehearing of Commission staff's October 16, 2014 order issuing a preliminary permit to New Summit for New Summit Pumped Storage Project No. 14612, a 1,500-megawatt project proposed to be located near the city of Norton in Medina and Summit counties, Ohio. The order concludes that Summit Metro Parks failed to demonstrate that the permit application should be considered as an application for a successive (i.e., second) permit for the site or that it was entitled to written notice of New Summit's application under the Federal Power Act and the Commission's regulations.

FERC denies rehearing

H-3, *Northern States Power Company*, Project No. 2610-010. The order denies American Whitewater's request for rehearing of Commission staff's November 6, 2014 order extending the term of Northern States Power Company's license for its Saxon Falls Project No. 2610 for five years, in order to coordinate the expiration date with that of the downstream Superior Falls Project. The Saxon Falls Project is located on the Montreal River in Iron County, Wisconsin, and in Gogebic County, Michigan. The order states that existing recreational facilities at Saxon Falls are adequate through the extension of the license term, and American Whitewater's requests for additional recreational enhancements would be more appropriately examined in the context of the relicensing process.

FERC rescinds preliminary permit, denies preliminary permit application

H-4, *Green Energy Storage Corp.*, Project No. 14613-001. The order rescinds Commission staff's October 29, 2014 order that issued a preliminary permit to Green Energy Storage Corp. for the proposed Weed Heights Pumped Storage Project No. 14613, to be located off stream near the town of Yerington in Lyon County, Nevada. The order also denies Green Energy's preliminary permit application, and dismisses Singatse Peak Services, LLC's request for rehearing as moot. The order, noting that the proposed project area is an active Superfund site under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), finds that no purpose would be served by issuing a permit for the site as it would be unlikely that a permittee would be able to take any significant steps toward developing a license application during the pendency of the CERCLA process that will take many years to resolve.