

150 FERC ¶ 61,218
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

March 23, 2015

In Reply Refer To:
Hillman Power Company, L.L.C.
Docket Nos. ER13-2076-000 and
EL13-89-000

Winston & Strawn LLP
1700 K Street, N.W.
Washington, DC 20006

Attention: Raymond B. Wuslich, Esq.

Dear Mr. Wuslich:

1. On November 15, 2013, you filed, in the above-referenced proceedings, a Settlement Agreement, including a revised rate schedule, among Hillman Power Company, L.L.C. (Hillman) and Consumers Energy Company (Consumers) (collectively, Settling Parties). On December 5, 2013, Commission Trial Staff filed comments in support of the Settlement Agreement. No other comments were filed. On December 9, 2013, the Settlement Judge certified the Settlement Agreement to the Commission as an uncontested settlement.¹

2. The Settlement Agreement addresses Hillman's proposed rate schedule under which Hillman will provide Reactive Supply Service under Schedule 2 of the Midcontinent Independent System Operator, Inc.'s Open Access Transmission, Energy and Operating Reserve Markets Tariff (Tariff) for an annual revenue requirement of \$56,000 beginning on October 1, 2013.

3. The Settlement Agreement provides that:

[t]he standard of review the Commission shall apply when acting on proposed modifications to the Settlement under paragraphs 1 and 2 of this Article VIII shall be the "just and reasonable" standard of review rather

¹ *Hillman Power Co.*, 145 FERC ¶ 63,016 (2013).

than the “public interest” standard of review. Changes proposed by a non-party or by the Commission acting *sua sponte* shall also be subject to the “just and reasonable” standard of review.²

4. The Settlement Agreement resolves all issues in dispute in these proceedings. The Settlement Agreement appears to be fair and reasonable and in the public interest, and is hereby approved. The Commission’s approval of this Settlement Agreement does not constitute approval of, or precedent regarding, any principle or issue in these proceedings.

5. The Settlement Agreement was not filed in the eTariff format required by Order No. 714.³ Therefore, the Settling Parties are directed to file in eTariff format, within 30 days of the date of issuance of this order, tariff revisions to reflect the Commission’s action in this order.

6. This letter order terminates Docket Nos. ER13-2076-000 and EL13-89-000.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

² Settlement Agreement, Art. VIII(4).

³ *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008).