

150 FERC ¶ 61,220  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Cheryl A. LaFleur, Chairman;  
Philip D. Moeller, Tony Clark,  
Norman C. Bay, and Colette D. Honorable.

North American Electric Reliability  
Corporation

Docket No. NP11-238-002

ORDER ON REMAND SETTING ASIDE PENALTY

(Issued March 24, 2015)

1. This case is before the Commission on remand from a decision of the United States Court of Appeals for the District of Columbia Circuit, vacating the Commission's decision to uphold the imposition of a monetary penalty on the Southwestern Power Administration (SWPA) by the North American Electric Reliability Corporation (NERC).<sup>1</sup> As directed by the court, we hereby set aside the \$19,500 penalty previously imposed on SWPA for violation of certain Reliability Standards under section 215 of the Federal Power Act.<sup>2</sup>

The Commission orders:

The assessment of a \$19,500 penalty amount against SWPA is hereby set aside, effective the date of issuance of this order.

By the Commission.

( S E A L )

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

---

<sup>1</sup> *Southwestern Power Administration v. FERC*, 763 F.3d 27 (D.C. Cir. 2014).

<sup>2</sup> *Id.* at 30, 36; *see* 16 U.S.C. § 824o (2012).