

153 FERC ¶ 61,086
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

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

TransAlta Wyoming Wind LLC

Docket No. ER15-2539-000

ORDER ACCEPTING MARKET-BASED RATE TARIFF REVISIONS

(Issued October 26, 2015)

1. In this order, we accept tariff revisions filed by TransAlta Wyoming Wind LLC (Wyoming Wind),¹ to become effective October 27, 2015, as discussed below. Also, we conclude that Wyoming Wind may remove certain restrictions on its market-based rate authority from its market-based rate tariff.

Background

2. Wyoming Wind states that it owns and operates a 144 megawatt (MW) wind-powered generation facility in Uinta County, Wyoming within the PacifiCorp-East balancing authority area (Wyoming Wind Facility). Wyoming Wind states that the Wyoming Wind Facility includes interconnecting transmission facilities, including a collector substation that collects the energy generated by the wind farm. According to Wyoming Wind, the entire output from the Wyoming Wind Facility is sold to Iberdrola Renewables, LLC pursuant to a long-term power purchase agreement.²

¹ TransAlta Centralia Generation LLC, TransAlta Energy Marketing Corporation, TransAlta Energy Marketing (U.S.) Inc., and TransAlta Wyoming Wind LLC are each a direct subsidiary of either TransAlta Holdings U.S. Inc. or TransAlta Corporation (collectively, TransAlta MBR Entities).

² Wyoming Wind states that it is an exempt wholesale generator and was granted market-based rate authority by the Commission. *See Allegheny Energy Unit 1 and Unit 2, L.L.C.*, 89 FERC ¶ 61,272 (1999) (delegated letter order).

3. On August 27, 2015, pursuant to section 205 of the Federal Power Act,³ Wyoming Wind submitted several revisions to its market-based rate tariff. Wyoming Wind notes that its existing market-based rate tariff does not provide for the sale of ancillary services at market-based rates in the Southwest Power Pool, Inc. (SPP) market. Wyoming Wind states that it has not made any sales of ancillary services in SPP to date but is seeking authorization to offer ancillary services in SPP in the future, and is therefore prospectively updating the ancillary services language in its market-based rate tariff to include SPP. Wyoming Wind states that it is also correcting a product name included in the provision of its market-based rate tariff providing for the sale of ancillary services in the ISO New England, Inc. market. Finally, Wyoming Wind further states that it is making clean-up revisions and standardizing non-substantive formatting differences, which includes fixing typographical errors.

4. Additionally, Wyoming Wind states that, prior to being acquired by TransAlta Holdings U.S. Inc., Wyoming Wind was owned by FPL Energy National Wind, LLC, an indirect, wholly owned subsidiary of NextEra Energy Resources, LLC.⁴ According to Wyoming Wind, when it was affiliated with Florida Power & Light Company, a franchised public utility with a balancing authority area in peninsular Florida, FPL Energy Wyoming, LLC committed to not make market-based rate sales in peninsular Florida. Wyoming Wind states that due to its acquisition by TransAlta Holdings U.S. Inc., Wyoming Wind is no longer affiliated with Florida Power & Light Company.⁵ Accordingly, Wyoming Wind proposes to remove the restriction on sales in peninsular Florida and revise its market-based tariff accordingly.

Notice

5. Notice of Wyoming Wind's filing was published in the *Federal Register*, 80 Fed. Reg. 53,150 (2015), with interventions and protests due on or before September 17, 2015. None was filed.

³ 16 U.S.C. § 824d (2012).

⁴ On December 13, 2013, the Commission authorized TransAlta Holdings U.S. Inc. to acquire all of the outstanding equity membership interests in Wyoming Wind from FPL Energy National Wind, LLC. Prior to the acquisition, Wyoming Wind was called FPL Energy Wyoming, LLC. *See FPL Energy Wyoming, LLC*, 145 FERC ¶ 62,191 (2013).

⁵ According to Wyoming Wind's most recent updated market power analysis for the Northwest region, Wyoming Wind and its affiliates do not own any generation in peninsular Florida or in the Southeast region. *See TransAlta MBR Entities, Triennial Market Power Analysis Filing*, Docket No. ER10-2847-001 (filed Dec. 31, 2013).

Discussion

6. We will grant Wyoming Wind's request to remove from its market-based rate tariff the prohibition on market-based rates sales in peninsular Florida. Given that Wyoming Wind is no longer affiliated with Florida Power & Light Company, there is no need to limit Wyoming Wind's market-based rate tariff to exclude sales in peninsular Florida.⁶

7. We also will accept Wyoming Wind's additional market-based rate tariff revisions, which include updating the ancillary services language to include SPP, correcting a product name in the ISO New England, Inc. ancillary services provision, clean-up revisions, and standardizing non-substantive formatting differences, which includes fixing typographical errors.

The Commission orders:

Wyoming Wind's revised market-based rate tariff is hereby accepted for filing, effective October 27, 2015, as requested, as discussed in the body of this order.

By the Commission.

(S E A L)

Kimberly D. Bose,
Secretary.

⁶ See FPL Energy Wyoming, LLC, Notice of Consummation, Docket No. EC14-19-000 (filed Dec. 20, 2013).