

153 FERC ¶ 61,095  
FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

October 27, 2015

In Reply Refer To:  
Midcontinent Independent System  
Operator, Inc.  
Docket Nos. ER15-765-000  
ER15-765-001

Richard P. Bonnefield, Esq.  
Attorney for White Pine Electric Power, L.L.C.  
Van Ness Feldman, LLP  
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Dear Mr. Bonnefield:

1. On August 6, 2015, you filed, in the above-referenced proceeding, an Offer of Settlement on behalf of White Pine Electric Power, L.L.C. (White Pine) and the intervenors in this proceeding.<sup>1</sup> On August 26, 2015, Commission Trial Staff filed comments in support of the Settlement. No other comments were filed. On August 27, 2015, the Settlement Judge certified the Settlement to the Commission as an uncontested settlement.<sup>2</sup>
2. The Settlement addresses White Pine Unit No. 2 System Support Resource costs and compensation.

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<sup>1</sup> White Pine states that the following entities that have intervened in this proceeding either support or do not oppose the Settlement: Alliant Energy Corporate Services, Cloverland Electric Cooperative, Michigan Public Service Commission, Upper Peninsula Power Company, Wisconsin Electric Power Company, Wisconsin Public Service Corporation, and WPPI Energy. Settlement at 1. White Pine states that Midcontinent Independent System Operator, Inc. (MISO) also supports the Settlement. *Id.*

<sup>2</sup> *Midcontinent Indep. Sys. Operator, Inc.*, 152 FERC ¶ 63,021 (2015).

3. The Settlement provides that:

[t]he standard of review applicable to proposed modifications to the Settlement, either on the Commission's own motion or on behalf of a signatory or a non-signatory to this Settlement, shall be the "just and reasonable" standard of review rather than the "public interest" standard of review as set forth in *United Gas Pipe Line v. Mobile Gas Service Corp.*, 350 U.S. 332 (1956) and *Federal Power Commission v. Sierra Pacific Power Co.*, 350 U.S. 348 (1956) (the *Mobile-Sierra* doctrine), as interpreted in *Morgan Stanley Capital Group, Inc. v. Public Utility Dist. No. 1*, 554 U.S. 527, 128 S. Ct. 2733 (2008).<sup>3</sup>

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

5. MISO is directed to file revised tariff sheets in eTariff format,<sup>4</sup> within 30 days of the date of issuance of this order, to reflect the Commission's action in this order.

6. This letter order terminates Docket Nos. ER15-765-000 and ER15-765-001.

By direction of the Commission.

Kimberly D. Bose,  
Secretary.

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<sup>3</sup> Settlement at Art. 4.3.

<sup>4</sup> *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008).