

January 2016

Commission Meeting Summaries

These are summaries of orders voted by the Federal Energy Regulatory Commission at its January 21, 2016 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 - Press Release

E-2 – Press Release

G-1 through G-4 – Press Release

FERC approves an uncontested settlement agreement

E-3, *Southwest Power Pool, Inc.*, Docket No. ER14-1174-000, *et al.* The order approves an uncontested settlement agreement filed to resolve all issues between and among the parties in the dispute over the Midcontinent Independent System Operator, Inc. – Southwest Power Pool, Inc. Joint Operating Agreement, in Docket No. ER14-1174-000, *et al.*

FERC dismisses rehearing requests

E-4, *Southwest Power Pool, Inc.*, Docket No. ER14-1174-001, *et al.* The order dismisses rehearing requests as moot in light of the uncontested settlement filed resolving the parties' dispute over the Midcontinent Independent System Operator, Inc. – Southwest Power Pool, Inc. Joint Operating Agreement, filed in Docket No. ER14-1174-000, *et al.* (item E-3, discussed above).

FERC accepts tariff revisions, subject to condition

E-5, *Midcontinent Independent System Operator, Inc.*, Docket No. ER16-56-000. The order accepts, subject to condition, tariff revisions filed to remove the “hurdle rate” mechanism previously accepted by the Commission in Docket No. ER14-2445-001. The hurdle rate is being removed in light of the uncontested settlement filed resolving the parties' dispute over the Midcontinent Independent System Operator, Inc. – Southwest

Power Pool, Inc. Joint Operating Agreement, filed in Docket No. ER14-1174-000, *et al.* (item E-3, discussed above).

FERC grants in part and denies in part a filing

E-6, *Entergy Services, Inc.*, Docket No. QM14-3-000. This order grants, in part, Entergy Services' application, filed in accordance with section 210(m) of the Public Utility Regulatory Policies Act of 1978 and section 292.310 of the Commission's regulations, to terminate the requirement that the Entergy Operating Companies enter into new obligations or contracts with qualifying facilities with net capacities in excess of 20 MW, effective October 23, 2015, the date of Entergy Services' completed application. In addition, the order denies, in part, Entergy Services' application with respect to new obligations or contracts with Dow Chemical Company's over-20 MW Plaquemine qualifying facility.

FERC grants a filing

E-7, *Arkansas Electric Cooperative Corporation*, Docket No. QM15-3-000. This order grants Arkansas Electric Cooperative's request to terminate its Public Utilities Regulatory Policies Act of 1978 requirement to enter into new contracts or obligations to purchase energy and capacity made available by qualifying facilities that have a net capacity greater than 20 MW located within the service area of Midcontinent Independent System Operator, Inc.

FERC denies rehearing request

E-8, *Pacific Gas and Electric Company*, Docket No. ER15-2418-001, *et al.* This order denies a request for rehearing of the Commission's October 9, 2015 order accepting PG&E's proposed revisions to a Network Integration Transmission Service Agreement with the San Francisco Bay Area Rapid Transit District, suspending the filing for five months, subject to refund, and consolidating the proceeding with the ongoing hearing and settlement judge procedures in Docket No. EL15-30-000. In doing so, the order denies PG&E's request for rehearing of the Commission's decision to deny PG&E's request for waiver of the prior notice requirements and its request for nominal suspension of the revised service agreement.

FERC grants request for clarification

E-10, *California Independent System Operator Corporation*, Docket No. ER15-1783-001. This order grants CAISO's request for clarification of the Commission's October 1, 2015 order accepting revised tariff provisions governing CAISO's Capacity Procurement Mechanism (CPM). The October 1 order mistakenly stated that the Commission found CAISO's proposal to implement a soft offer cap of \$6.31/kW-month (or \$75.68/kW-

year), plus a 20 percent adder, for bids submitted during the CPM solicitation process to be just and reasonable. This order clarifies that the accepted soft offer cap is \$6.31/kW-month or \$75.68/kW-year.

FERC denies a petition for a declaratory order

E-11, *Backyard Farms Energy LLC and Devonshire Energy LLC*, Docket No. EL15-96-000. This order denies a petition for a declaratory order submitted by Backyard Farms Energy and Devonshire Energy (collectively, MBR Entities) requesting that the Commission declare that, for the purpose of making required “change in status” filings, MBR Entities are not affiliates of or under common control with either (a) the funds and accounts managed by Fidelity Management & Research Company or its affiliates and subsidiaries in the capacity of investment manager (Fidelity Accounts) or (b) the funds and accounts managed by FIL Limited or its affiliates and subsidiaries. The order also denies MBR Entities’ alternative request that the Commission waive any requirement that MBR Entities notify the Commission of a change in status in connection with any future “passive” investments that are made by any of the Fidelity Accounts or FIL Limited.

FERC approves a final rule

M-1, *Instant Final Rule Transferring Certain Dispute Resolution Service Matters to the Commission’s Landowner Helpline*, Docket No. RM15-26-000. This instant final rule revises the Commission’s regulations to substitute the Commission’s recently established Landowner Helpline in place of the Commission’s Dispute Resolution Service as the contact for handling dispute-related calls, emails, and letters pertaining to the construction and operation of jurisdictional infrastructure projects.

FERC denies rehearing request

H-1, *Public Utility District No. 2 of Grant County, Washington*, Project No. 2114-278. The order denies Pat Kelleher’s request for rehearing of the Commission Secretary’s notice rejecting Mr. Kelleher’s request for rehearing of the Commission’s delegated staff order approving as-built site plan drawings and updating recreation tables filed by PUD No. 2 of Grant County for the Priest Rapids Hydroelectric Project No. 2114, located on the mid-Columbia River, in portions of Grant, Yakima, Kittitas, Douglas, Benton, and Chelan counties, Washington.

FERC authorizes new natural gas pipeline facilities

C-2, *Texas Gas Transmission, LLC*, Docket No. CP15-105-000. This order grants the authorizations necessary for Texas Gas to construct and operate its proposed Western Kentucky Lateral Project, a 22.5-mile, 24-inch-diameter natural gas pipeline. The project will provide 230,000 dekatherms per day of transportation service for the

Tennessee Valley Authority, which will use the natural gas as fuel to produce electricity at its existing electric generation plant in Muhlenberg County, Kentucky.