

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Joseph T. Kelliher, Chairman;
Nora Mead Brownell, and Suedeen G. Kelly.

Wisconsin Public Service Corporation

Docket No. ER05-409-000

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued October 21, 2005)

1. On July 29, 2005, Wisconsin Public Service Corporation (WPSC) filed a Stipulation and Agreement (Settlement) between WPSC and the Cities of Marshfield and Manitowoc, Wisconsin, the Alger Delta Cooperative Electric Association, and the Badger Power Marketing Association (BPMA) (collectively, the Algoma Group) to resolve all issues concerning WPSC's depreciation filing in the above captioned docket. Wisconsin Public Power, Inc. (WPPI), the only other active intervenor, did not oppose the Settlement.
2. On August 9, 2005, Commission Trial Staff filed comments in support of the Settlement. No other comments were filed. On August 30, 2005, the presiding judge certified the settlement to the Commission as uncontested.
3. The Settlement resolves the book depreciation rates for WPSC's non-nuclear production facilities. The Settlement also provides that the Settlement does not preclude the Algoma Group from contending in any future proceeding that the depreciation rates filed in this proceeding or the replacement depreciation rates filed in any future proceeding are unjust and unreasonable. The just and reasonable standard is to apply to any changes in the filed depreciation rates.
4. The subject settlement is in the public interest and is hereby approved. The rate schedule sheets submitted as part of the settlement are in compliance with Order 614. *Designation of Electric Rate Schedule Sheets*, Order No. 614, FERC Stats. & Regs. ¶ 31,096 (2000)). The rate schedules are hereby accepted for filing to be effective as specified in the settlement. The Commission's approval of this settlement does not constitute approval of, or precedent regarding any principle or issue in this proceeding.

5. This order terminates Docket No. ER05-409-000.

By the Commission.

(S E A L)

Magalie R. Salas,
Secretary.