

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 9, 2006

In Reply Refer To:
Midwest Independent Transmission System
Operator, Inc.
Docket No. ER06-714-000

Midwest Independent Transmission System Operator, Inc.
701 City Center Drive
Carmel, IN 46032

Attention: Sally L. Clore
Senior Contract Associate

Reference: Large Generator Interconnection Agreement

Dear Ms. Clore:

1. On March 10, 2006, you submitted for filing a Large Generator Interconnection Agreement (Interconnection Agreement) dated March 10, 2006, among FirstEnergy Nuclear Operating Company (FirstEnergy), American Transmission Systems, Inc. (ATSI), and Midwest Independent Transmission System Operator, Inc. (Midwest ISO). You state that the Interconnection Agreement addresses increased generating capacity at the existing Davis-Besse Nuclear Power Station operated by FirstEnergy, the interconnection customer. You request waiver of the Commission's prior notice requirements to allow the Interconnection Agreement to take effect March 11, 2006.
2. Notice of this filing was published in the *Federal Register*, 71 *Fed. Reg.* 14,879 (2006), with protests or interventions due on or before March 31, 2006. None were filed.
3. The proposed Interconnection Agreement generally conforms to Midwest ISO's *pro forma* Large Generator Interconnection Agreement (LGIA), in Attachment X to the Midwest ISO Open Access Transmission and Energy Markets Tariff (TEMT). In addition, the proposed Interconnection Agreement includes revisions to Midwest ISO's *pro forma* LGIA that were pending before the Commission in Docket No. ER05-1475¹

¹ On September 12, 2005, as amended September 15 and 16 and December 15, 2005, Midwest ISO filed, in Docket No. ER05-1475, various proposed revisions to its *pro forma* LGIA. On February 13, 2006, the Commission conditionally accepted those proposed revisions, effective November 16, 2005, and directed Midwest ISO to make a

and in Docket No. ER06-356.² Insofar as the proposed Interconnection Agreement proposes the same revisions to Midwest ISO's *pro forma* LGIA that are pending in Docket Nos. ER05-1475 and ER06-356, the proposed Interconnection Agreement is accepted and suspended for a nominal period effective on March 11, 2006,³ subject to refund and the outcome of Docket Nos. ER05-1475 and ER06-356. Midwest ISO is directed to make a compliance filing of a revised Interconnection Agreement that is consistent with any Commission order in Docket Nos. ER05-1475 or ER06-356 that address revisions to the Attachment X *pro forma* LGIA, within 30 days of such order.

By direction of the Commission.

Magalie R. Salas,
Secretary.

compliance filing. *Midwest Independent Transmission System Operator, Inc.*, 114 FERC ¶ 61,134 (2006) (February 13 Order). On March 8, 2006, Midwest ISO made a compliance filing as directed by the February 13 Order. That compliance filing is pending before the Commission. Midwest ISO states that the proposed Interconnection Agreement includes the proposed revisions to the *pro forma* LGIA pending in Docket No. ER05-1475.

² On December 21, 2005, in Docket No. ER06-356-000, as supplemented on January 18, 2006, Midwest ISO submitted for filing proposed revisions to its *pro forma* LGIA in compliance with Order Nos. 661 and 661-A. *Interconnection for Wind Energy*, Order No. 661, 70 Fed. Reg. 34,993 (June 16, 2005), FERC Stats. & Regs. ¶ 31,186 (2005), *order on reh'g*, Order No. 661-A, 70 Fed. Reg. 75,005 (Dec. 19, 2005), FERC Stats. & Regs. ¶ 31,198 (2005). The Commission accepted in part and rejected in part Midwest ISO's proposed revisions, and directed a compliance filing. *Midwest Independent Transmission System Operator, Inc.*, 114 FERC ¶ 61,270 (2006) (March 17 Order), *reh'g pending*. On April 17, 2006, Midwest ISO made its compliance filing as directed by the March 17 Order. That compliance filing is also pending before the Commission.

³ *Prior Notice and Filing Requirements under Part II of the Federal Power Act*, 64 FERC ¶ 61,139 at 61,984, *order on reh'g*, 65 FERC ¶ 61,081 (1993) (waiver of prior notice requirement will be granted for service agreements filed within 30 days service begins).