

131 FERC ¶ 61,141  
FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

May 17, 2010

In Reply Refer To:  
Midwest Independent Transmission  
System Operator, Inc.  
Docket Nos. ER05-6-110, EL04-135-113,  
EL02-111-131, and EL03-212-127

Leonard, Street and Deinard PA  
Attn: Steven A. Weiler, Esq.  
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Washington, DC 20005

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Attn: Charles W. Ritz III, Esq.  
Attorney for Wabash Valley Power Association, Inc.  
P.O. Box 668  
225 West Main Street  
Lebanon, IN 46052

Dear Mr. Weiler and Mr. Ritz:

1. On July 17, 2009, you filed a Settlement Agreement (Settlement) on behalf of the Dayton Power and Light Company (Dayton) and Wabash Valley Power Association, Inc. (Wabash) (collectively, the Settling Parties) that fully resolves as between the Settling Parties all issues related to the Seams Elimination Cost/Charge Adjustment/Assignment (SECA) charges that had been set for hearing in the above-captioned dockets.

2. Under Section 3.1 of the Settlement, the Settling Parties agree that Wabash's total intra-RTO SECA-related obligations to Dayton shall be \$157,191.63, which shall be a full and complete settlement of any and all intra-RTO SECA claims between Dayton and Wabash. Section 3.2 of the Settlement states that PJM Interconnection, L.L.C. shall collect from Dayton and distribute to Wabash \$52,397.21, which represents the difference between the amount paid by Wabash in intra-RTO SECA charges attributable to the lost revenue claim of Dayton and the settlement amount for such claim.

3. Section 6.4 of the Settlement states that the standard of review for any modifications to this Settlement will be the most stringent standard permissible under applicable law.
4. The Settlement is fair and reasonable and in the public interest and is hereby approved. The Commission's approval of this Settlement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding.
5. This letter order terminates Docket Nos. ER05-6-110, EL04-135-113, EL02-111-131, and EL03-212-127.

By direction of the Commission.

Kimberly D. Bose,  
Secretary.