

143 FERC ¶ 61,066
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

April 24, 2013

In Reply Refer To:
Southwest Power Pool
Docket No. ER12-140-000

Spiegel & McDiarmid LLP
Attn: Margaret A. McGoldrick, Esq.
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Wright & Talisman, P.C.
Attn: Carrie L. Bumgarner, Esq.
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Dear Ms. McGoldrick and Ms. Bumgarner:

1. On August 23, 2012, you submitted an offer of settlement on behalf of Kansas Power Pool (KPP), in the above-captioned proceeding. On September 12, 2012, the Commission's Trial Staff filed comments supporting the settlement. No comments were filed that opposed the settlement. On September 25, 2012, the settlement judge certified the settlement to the Commission as uncontested.¹

2. The settlement resolves all the issues set for hearing in the above-captioned proceeding, concerning revisions to Southwest Power Pool's (SPP) Open Access Transmission Tariff (OATT) to establish a formula rate for determining KPP's annual transmission revenue requirement.² The settlement appears to be fair and reasonable and in the public interest and is hereby approved. The Commission's approval of this settlement, and the revised OATT provisions appended thereto as Attachment A, does

¹ *Southwest Power Pool, Inc.*, 140 FERC ¶ 63,024 (2012).

² *Southwest Power Pool, Inc.*, 137 FERC ¶ 61,197 (2011).

not constitute approval of, or precedent regarding, any principle or issue in this proceeding. Consistent with the settlement, SPP shall make the appropriate eTariff filing³ with the Commission to incorporate into its currently effective eTariff the settlement's revised OATT provisions.

3. As provided in Article V of the settlement, the applicable standard of review for proposed changes to the settlement is the just and reasonable standard. The Commission retains the right to investigate the rates, terms, and conditions under the just and reasonable standard of section 206 of the Federal Power Act, 16 U.S.C. § 824e (2006).

4. This letter terminates Docket No. ER12-140-000.

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

cc: All Parties

³ See *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008).