

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

STAFF NOTICE OF ALLEGED VIOLATIONS

(November 14, 2012)

Take notice that in a nonpublic preliminary investigation pursuant to 18 C.F.R. Part 1b (2012), the staff of the Office of Enforcement of the Federal Energy Regulatory Commission (Commission) has preliminarily determined that Gila River Power LLC (Gila River) violated the Commission's market behavior rule on accurate and factual communications, 18 C.F.R. § 35.41(b) and the Commission's Prohibition of Electric Market Manipulation, 18 C.F.R. § 1c.2.

Staff alleges that Gila River violated 18 C.F.R. § 35.41(b) by creating schedules in which no power flowed into or out of the California Independent System Operator Corporation (CAISO) system, contrary to Gila River's designation of paired bids as Wheeling-Through transactions as defined by the tariff of the CAISO. Staff also alleges that Gila River violated 18 C.F.R. § 1c.2 by scheduling Wheeling-Through transactions to benefit other energy transactions in the CAISO markets. Staff alleges the conduct occurred from July 2009 through October 2010.

This Notice does not confer a right on third parties to intervene in the investigation or any other right with respect to the investigation.¹

Kimberly D. Bose,
Secretary.

¹ *Enforcement of Statutes, Regulations, and Orders*, 129 FERC ¶ 61,247 (2009), *order on reh'g*, 134 FERC ¶ 61,054 (2011).

Document Content(s)

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