

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Nora Mead Brownell, Joseph T. Kelliher,  
and Suedeem G. Kelly.

City of College Station, Texas

Docket Nos. TX96-2-001, TX96-  
2-004, TX96-2-005, TX96-2-006,  
TX96-2-007 and TX96-2-008

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued February 13, 2004)

1. On July 8, 2003, the Texas Municipal Power Agency (TMPA) and the City of College Station, Texas (College Station) (collectively, Settling Parties) filed an Offer of Partial Settlement and Stipulation and Agreement and Explanatory Statement (Agreement).
2. On July 23, 2003 and August 11, 2003, Trial Staff and the Public Utility Commission of Texas (Texas Commission), respectively, filed comments in support of the Agreement. No other comments were received.
3. On August 19, 2003, the Settlement Judge certified the Agreement to the Commission as an uncontested offer of settlement. The Agreement, together with a companion settlement that the City of Bryan, Texas (Bryan) and College Station have filed, resolve all issues in the captioned dockets.
4. The Agreement is in the public interest and is hereby approved. The Commission's approval of this Agreement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding.
5. College Station shall make the agreed-to cash payment within thirty (30) days from the date of this order. Within fifteen (15) days after making such cash payment, College Station shall file with the Commission and serve on the parties and on the Texas Commission a compliance refund report.
6. This order, together with the companion order involving Bryan and College Station, terminate Docket Nos. TX96-2-001, TX96-2-004, TX96-2-005, TX96-2-006,

TX96-2-007 and TX96-2-008. A new subdocket will be assigned in Docket No. TX96-2 upon receipt of the required compliance refund report.

By the Commission. Chairman Wood not participating.

( S E A L )

Magalie R. Salas,  
Secretary.