

106 FERC ¶ 61,308
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Pat Wood, III, Chairman;
Nora Mead Brownell, Joseph T. Kelliher,
and Suedeen G. Kelly.

Southern California Edison Company

Docket No. ER03-549-003

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued March 26, 2004)

1. On January 28, 2004, Southern California Edison Company (SCE) and Southern California Water Company (SCWC) filed an Agreement and Stipulation (Settlement Agreement). The Settlement Agreement resolves all issues set for hearing in Docket Nos. ER03-549-000, ER03-549-001 and ER03-549-002, with respect to SCE's provision of distribution service to the SCWC under the rates and terms of SCE's Wholesale Distribution Access Tariff (WDAT).
2. On February 11, 2004, the Commission's Trial Staff (Trial Staff) filed comments in support of the Settlement Agreement. No other comments were filed. On February 25, 2004, the presiding judge certified the Settlement Agreement in Docket No. ER03-549-003 to the Commission as uncontested.
3. The Settlement Agreement is in the public interest and is hereby approved. In addition, the rate schedules submitted as part of the settlement are in compliance with Order No. 614¹ and are accepted for filing as designated. The Commission's approval of this settlement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding. The Commission retains the right to investigate the rates, terms and conditions under the just and reasonable and not unduly discriminatory or preferential standard of Section 206 of the Federal Power Act, 16 U.S.C. § 824e (2000).
4. Within thirty (30) days from the date of this letter, any amounts collected in excess of the settlement rates shall be refunded together with interest computed under 18 C.F.R. § 35.19a of the Commission's Regulations. Within fifteen (15) days after making such refunds, SCE shall file with this Commission a compliance report showing monthly

¹ Designation of Electric Rate Schedule Sheets, Order No. 614, 65 Fed. Reg. 18,221, FERC Stats. & Regs. ¶ 31,096 (2000).

billing determinants, revenue receipt dates, revenues under the prior, present, and settlement rates, the monthly revenue refund, and the monthly interest computed, together with a summary of such information for the total refund period. SCE shall furnish copies of the report to the affected wholesale customers and to each state commission within whose jurisdiction the wholesale customers distribute and sell electric energy at retail.

5. This order terminates Docket No. ER03-549-003. New subdockets will be assigned upon receipt of the required compliance filings.

By the Commission.

(S E A L)

Magalie R. Salas
Secretary.