

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

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

American Electric Power Service Corporation

Docket Nos. ER04-499-001  
ER04-499-002

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued September 22, 2004)

1. On March 23, 2004, the Division Director for Tariffs and Market Development-East, acting pursuant to delegated authority, issued a letter order accepting for filing American Electric Power Service Corporation's (AEP's) Fourth Revised Service Agreement 179 and Revised Index of Network Integration Transmission Service Customers. American Municipal Power-Ohio, Inc. (AMP-Ohio), which had a filed a protest that had not been addressed, filed a timely request for rehearing asking that the Commission suspend the rate and afford it refund protection while the dispute over the rate remains unresolved.
2. On July 15, 2004, AEP and AMP-Ohio jointly filed an Offer of Settlement and Settlement Agreement (Settlement) and a revised Network Integration Transmission Service Agreement (NITSA) pursuant to Rule 602 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.602 (2004). The parties state that the Settlement "is in full settlement of all issues raised by AMP-Ohio" in the proceeding. They request that the Commission accept the revised NITSA for filing, to become effective January 1, 2004, which was the effective date for the original NITSA specified in the March 23, 2004 Letter Order. No responsive pleadings were filed.
3. The Settlement is in the public interest and is hereby approved. The revised NITSA is in compliance with *Designation of Electric Rate Schedule Sheets*, Order No. 614, FERC Stats. & Regs., Preambles July 1996-December 2000 ¶ 31,096 (2000), and is hereby accepted for filing, effective as of January 1, 2004, as requested. 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. This order terminates Docket Nos. ER04-499-001 and ER04-499-002.

By the Commission.

( S E A L )

Linda Mitry,  
Acting Secretary.