

September 2017

Commission Meeting Summaries

These are the summaries of orders voted by the Federal Energy Regulatory Commission at its September 20, 2017 public meeting. The summaries are produced by FERC's Office of External Affairs and are intended to provide only a general synopsis of the orders. These summaries are not intended as a substitute for the Commission's official orders. To determine the specific actions and the Commission's reasoning, please consult the individual orders when they are posted to FERC's eLibrary found at www.ferc.gov.

E-1, E-2, & E-3 – Press Release

FERC accepts proposed tariff revisions

E-4, *Arizona Public Service Company*, Docket Nos. ER16-2656-000, -001, -002, & -003. This order accepts APS' revisions to its Open Access Transmission Tariff, finding that APS' revisions clarify the processes for customers requesting an umbrella service agreement and provide further illustration of rates associated with operating reserve service. The order also finds that APS' request for clarification and/or rehearing is moot.

FERC authorizes negotiated rate proposal

E-5, *SunZia Transmission, LLC*, Docket No. ER17-388-000. This order authorizes SunZia to charge negotiated rates for transmission rights on Phase 1 of a proposed high-voltage alternating current merchant transmission project, and accepts SunZia's open solicitation and selection report.

FERC authorizes allocation of costs of non-power goods and services

E-6, *AES US Services, LLC*, Docket No. ER16-1564-000. This order grants AES' request for authorization of the allocation of costs of non-power goods and services to Indianapolis Power & Light Company in accordance with section 1275 of the Energy Policy Act of 2005 and certain other regulations. AES submitted this request at the direction of the Indiana Utility Regulatory Commission as part of a state rate proceeding.

FERC accepts filing

E-7, *Exelon Generation Company, LLC*, Docket No. ER17-933-000. The order grants Exelon Generation's request for recovery of fuel costs for Units 8 and 9 of the Mystic Generating Station, which were not recovered due to market power mitigation applied during the months of October and November 2016, as well as associated regulatory costs. The order also grants waiver of ISO New England Inc.'s Tariff permitting Exelon Generation to make its request for cost recovery beyond the 60-day period otherwise required by ISO-NE's Transmission, Markets, and Services Tariff.

FERC accepts a compliance filing

E-8, *Louisiana Public Service Commission and the Council of the City of New Orleans v. Entergy Corporation*, Docket No. EL00-66-021. In this order, the Commission accepts Entergy's compliance filing, finding that the filing satisfies the directives in the Commission's order issued earlier in this proceeding that conditionally approved an offer of settlement.

FERC denies a Formal Challenge

E-9, *Delmarva Power & Light Company*, Docket No. ER09-1158-000. This order denies a Formal Challenge filed by the Delaware Municipal Electric Corporation, Inc. challenging certain inputs to Delmarva Power & Light Company's 2016 formula rate annual update.

FERC grants waiver

E-10, *Basin Electric Power Cooperative*, Docket No. EL17-46-000. The order grants a petition for partial waiver of Basin's obligation under FERC regulations to make retail sales to qualifying facilities (with its Participating Members assuming that obligation), and of its Participating Members' obligation to make purchases from qualifying facilities with a nameplate capacity of 150 kilowatts or more (with Basin assuming that obligation).

FERC rejects proposed tariff revisions

E-11, *Midcontinent Independent System Operator, Inc.*, Docket No. ER17-387-001. The order rejects MISO's proposed revisions to Attachment FF-6 of its Open Access Transmission, Energy and Operating Markets Tariff that would provide a cost allocation method for interregional transmission projects terminating wholly outside MISO.

FERC accepts proposed tariff revisions

E-12, *Midcontinent Independent System Operator, Inc.*, Docket No. ER17-1302-000. This order accepts MISO's proposed revisions to Attachment LL of its Open Access Transmission, Energy and Operating Reserve Markets Tariff. The proposed revisions modify MISO's existing processes with its seams and coordinating partners to include flows resulting from bi-directional External Asynchronous Resources in the MISO market flow calculation under the Congestion Management Process.

FERC accepts proposed tariff revisions

E-13, *Midcontinent Independent System Operator, Inc.*, Docket No. ER17-1303-000. The order accepts MISO's proposed revisions to Rate Schedule 8 (Seams Operating Agreement between MISO and Manitoba Hydro) of its Open Access Transmission, Energy and Operating Reserve Markets Tariff. The proposed revisions modify MISO's existing processes with its seams and coordinating partners to include flows resulting from bi-directional External Asynchronous Resources in the MISO market flow calculation under the baseline Congestion Management Process.

FERC accepts proposed tariff revisions

E-14, *Midcontinent Independent System Operator, Inc.*, Docket No. ER17-1304-000. The order accepts MISO's proposed revisions to Rate Schedule 46 (Coordination and Operating Agreement between the MISO and Minnkota Power Cooperative, Inc.) of its Open Access Transmission, Energy and Operating Reserve Markets Tariff. The proposed revisions modify MISO's existing processes with its seams and coordinating partners to include flows resulting from bi-directional External Asynchronous Resources in the MISO market flow calculation under the baseline Congestion Management Process.

FERC accepts proposed tariff revisions

E-15, *Midcontinent Independent System Operator, Inc.*, Docket No. ER17-1305-000. This order accepts MISO's proposed revisions to Rate Schedule 5 (Joint Operating Agreement between the MISO and PJM Interconnection, L.L.C.) of its Open Access Transmission, Energy and Operating Reserve Markets Tariff. The proposed revisions modify MISO's existing processes with its seams and coordinating partners to include flows resulting from bi-directional External Asynchronous Resources in the MISO market flow calculation under the Congestion Management Process, as well as specify other information sharing obligations, and align the Day-Ahead Energy Market Coordination and the Auction Revenue Rights Allocation/Financial Transmission Rights Coordination with Market-to-Market settlement practice.

FERC accepts proposed tariff revisions

E-16, *Midcontinent Independent System Operator, Inc.*, Docket No. ER17-1332-000. This order accepts MISO's proposed revisions to Rate Schedule 6 (Joint Operating Agreement between the MISO and Southwest Power Pool, Inc.) of its Open Access Transmission, Energy and Operating Reserve Markets Tariff. The proposed revisions modify MISO's existing processes with its seams and coordinating partners to include flows resulting from bi-directional External Asynchronous Resources in the MISO market flow calculation under the Congestion Management Process, as well as specify other information sharing obligations.

FERC accepts proposed revisions

E-17, *PJM Interconnection, L.L.C.*, Docket No. ER17-1306-000. This order accepts revisions to PJM's Joint Operating Agreement with the Midcontinent Independent System Operator, Inc. to include flows resulting from bi-directional External Asynchronous Resources in the MISO market flow calculation, to specify other information-sharing obligations, and to align forward market congestion management with Market-to-Market settlement practice.

FERC accepts proposed revisions

E-19, *Southwest Power Pool, Inc.*, Docket No. ER17-1333-000. This order accepts SPP's proposed revisions to its Joint Operating Agreement with the Midcontinent Independent System Operator, Inc. to modify its existing processes with its seams and coordinating partners to include flows resulting from bi-directional External Asynchronous Resources and to specify other information sharing obligations.

FERC accepts proposed tariff revisions

E-20, *Southwest Power Pool, Inc.*, Docket No. ER17-520-000. This order accepts SPP's proposed revisions to Attachment AE of its Open Access Transmission Tariff. The revisions specify that all resources that are dispatched to zero by SPP will be exempt from the real-time outage reliability unit commitment make whole payment deviation charge.

FERC accepts proposed tariff revisions, subject to a further compliance filing

E-21, *Southwest Power Pool, Inc.*, Docket Nos. ER17-772-000, *et al.* This order accepts, subject to a further compliance filing, SPP's revisions to its Open Access Transmission Tariff to comply with the requirements of Order No. 825. In Order No. 825, the Commission required that each regional transmission organization (RTO) and independent system operator (ISO) align settlement and dispatch intervals by: (1) settling energy transactions in its real-time markets at the same time interval it dispatches energy;

(2) settling operating reserves transactions in its real-time markets at the same time interval it prices operating reserves; and (3) settling intertie transactions in the same time interval it schedules intertie transactions. The Commission also required that each RTO/ISO establish a mechanism to trigger shortage pricing for any interval in which a shortage of energy or operating reserves is indicated during the pricing of resources for that interval.

FERC grants request for declaratory order

E-22, *Alcoa Corporation*, Docket No. EL17-34-000. This order grants Alcoa's request for a declaratory order exempting Alcoa from certain of the books and accounts regulations under the Public Utility Holding Company Act of 2005 pursuant to the exemption provision of section 366.3(b)(1) of the Commission's regulations.

FERC denies request for rehearing

E-23, *Pacific Gas and Electric Company*, Docket No. ER16-2320-001. This order denies requests for rehearing of the Commission's September 30, 2016 order in this proceeding, which accepted for filing PG&E's tariff revisions to implement a rate increase under its Transmission Owner Tariff, suspended the revisions for five months to be effective on March 1, 2017, subject to refund, and established hearing and settlement judge procedures. The order reaffirms the Commission's granting a 50 basis-point incentive return-on-equity adder to utilities that join or remain members of ISO/RTOs.

FERC grants an extension

G-2, *Black Marlin Pipeline*, Docket No. RP17-349-000. This order grants Black Marlin's request for an extension of its two-year exemption from certain of its tariff provisions, including the North American Energy Standards Board nominations-related standards in its tariff.

FERC approves an uncontested settlement

G-3, *Texas Eastern Transmission, LP*, Docket No. RP17-519-000. This order approves an uncontested settlement between Texas Eastern and its shippers resolving issues related to payment of the true-up amount of Texas Eastern's incurred, but unrecovered, eligible polychlorinated biphenyl-related cleanup costs through March 31, 2017, plus applicable interest.

FERC grants a temporary waiver of oil pipeline tariff filings and reporting requirements

G-4, *Western Refining Pipeline, LLC*, Docket No. OR13-14-002. This letter order grants Western's December 16, 2016 request for temporary waiver of tariff filing and reporting requirements under sections 6 and 20 of the Interstate Commerce Act (ICA) and of parts 341 and 357 of the Commission's regulations that implement sections 6 and 20 of the ICA. The order confirms that the waiver continues to apply to 10-inch feeder lines as previously granted in the February 27, 2013 Original Waiver Order; continues to apply to earlier added facilities as granted in the June 4, 2015 Amended Waiver Order; and that the waiver now extends to certain New Lines as sought by Western in its December 16, 2016 request.

FERC grants stay, denies motion to intervene

H-1, *Public Utility District No. 1 of Okanogan County, Washington*, Project No. 12569-014. This order grants Okanogan PUD's request for a two-year stay of the commencement and completion of construction deadlines for the 9-megawatt Enloe Hydroelectric Project No. 12569, to be located on the Similkameen River near the City of Oroville in Okanogan County, Washington. The order finds that Okanogan PUD has demonstrated that, for reasons beyond its control, it was not able to timely commence project construction. The order also denies a motion to intervene because the proceeding is a post-licensing proceeding of the type where the Commission does not issue a public notice or provide an opportunity to intervene.

FERC grants request for rehearing

H-2, *City of Nashua, Iowa*, Project No. 12628-013. This order grants the City of Nashua's request for rehearing of Commission's staff's order denying the City's request to amend its Operations Compliance Monitoring Plan and Water Quality Monitoring Plan for the Cedar Lake Hydroelectric Project No. 12628, located on the Cedar River in Chickasaw County, Iowa. Based on the additional information filed with the City's rehearing request, the order finds that the City has provided operational information and water quality data to demonstrate that the project does not adversely affect dissolved oxygen concentrations. The order finds that additional monitoring is not necessary at this time and approves the City's amendment request.

FERC denies requests for rehearing

H-3, *Public Utility District No. 2 of Grant County, Washington*, Project No. 2114-289 This order denies a rehearing request filed by Sunland Estates Homeowners Association (Sunland HOA) of the Commission's January 19, 2017 order amending the project boundary for the Priest Rapids Project, located on the mid-Columbia River in portions of Grant, Yakima, Kittitas, Douglas, Benton, and Chelan counties, Washington. The order rejects Sunland HOA's arguments that (1) the January 2017 Order erroneously stated that

the Federal Power Act preempts local covenants that purport to restrict the licensee's ability to carry out project purposes; and (2) the parcel of land placed within the boundary is not actually needed for project purposes. Also, the order denies Pat Kelleher's rehearing request, finding Mr. Kelleher's arguments to be both beyond the scope of these proceedings and, in any event, lacking merit.

FERC dismisses requests for rehearing

H-4, *Alcoa Power Generating Inc. and Cube Yadkin Generation LLC*, Project Nos. 2197-112 and 2197-113. This order dismisses three rehearing requests related to Commission staff's approval of the transfer of the license for the Yadkin Hydroelectric Project, located on the Yadkin River in Stanly, Montgomery, Davidson, and Rowan counties, North Carolina, from Alcoa Power Generating, Inc. to Cube Yadkin Generation LLC. The rehearing requests fail to list a statement of issues as required by 18 C.F.R. 385.713(c)(2). In the alternative, the order denies two of the rehearing requests and rejects the third.

FERC denies requests for rehearing

H-5, *Alcoa Power Generating Inc. and Cube Yadkin Generation LLC*, Project No. 2197-110. This order responds to three rehearing requests regarding Commission staff's September 22, 2016 order issuing a new license for the continued operation and maintenance of the Yadkin Hydroelectric Project No. 2197. The order rejects New Energy Capital Partners, LLC's request for rehearing and denies its request to stay the license because New Energy is not a party to the proceeding. The order denies the rehearing requests filed by City of Salisbury, North Carolina, and the State of North Carolina. Last, the order denies the stay request filed by the State of North Carolina.

FERC denies requests for rehearing

H-6, *Public Utility District No. 2 of Grant County, Washington*, Project Nos. 2114-286 and 2114-287. This order denies rehearing requests filed by Pat Kelleher and Danna Dal Porto in response to two orders involving Crescent Bar Island, located within the Priest Rapids Project boundary on the mid-Columbia River in portions of Grant, Yakima, Kittitas, Douglas, Benton, and Chelan Counties, Washington. In the first order, issued on September 21, 2016, Commission staff approved a Recreation Resources Management Plan amendment, authorizing the licensee, Public Utility District No. 2 of Grant County, Washington, to amend its recreation plan and add certain recreation improvements within the Crescent Bar Recreation Area. In the second order, issued on November 17, 2016, the Commission authorized certain project and non-project uses of project lands on Crescent Bar Island.