

October 15, 2010

The Honorable Kimberly D. Bose
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

Re: *Southwest Power Pool, Inc.*, Docket No. ER11-____-000
Ministerial Filing to Reflect Bylaws Language Accepted in Docket Nos.
ER09-1192-003, *et al.*, in Electronic Tariff Version of SPP Bylaws

Dear Secretary Bose:

On February 18, 2010, Southwest Power Pool, Inc. (“SPP”) submitted revisions to its Bylaws to comply with Order No. 719¹ and the Commission’s November 20, 2009 order in Docket Nos. ER09-1192-000, *et al.*,² proposing a February 18, 2010 effective date.³

On August 5, 2010, SPP submitted its electronic baseline Bylaws to comply with Order No. 714,⁴ which was accepted by the Commission on October 13, 2010.⁵ Because the language in the February 18 Filing was pending before the Commission, SPP did not include the proposed Bylaws revisions in its Baseline Filing.

¹ *Wholesale Competition in Regions with Organized Electric Markets*, Order No. 719, III FERC Stats. & Regs., Regs. Preambles ¶ 31,281 (2008), *as amended*, 126 FERC ¶ 61,261, *order on reh’g*, Order No. 719-A, III FERC Stats. & Regs., Regs. Preambles ¶ 31,292, *reh’g denied*, Order No. 719-B, 129 FERC ¶ 61,252 (2009).

² *Sw. Power Pool, Inc.*, 129 FERC ¶ 61,163 (2009) (“November 20 Order”).

³ Compliance Filing Revising Tariff of Southwest Power Pool, Inc., Docket Nos. ER09-1050-003 and ER09-1192-003 (Feb. 18, 2010) (“February 18 Filing”).

⁴ *Electronic Tariff Filings*, Order No. 714, III FERC Stats. & Regs., Regs. Preambles ¶ 31,276 (2008).

⁵ *See Sw. Power Pool, Inc.*, Letter Order, Docket No. ER10-2145-000 (Oct. 13, 2010).

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The Commission accepted SPP's February 18 Filing on September 16, 2010.⁶ Accordingly, SPP submits this ministerial filing to incorporate into its baseline electronic Bylaws (First Revised Volume No. 3) the revisions accepted in the September 16 Order. This ministerial filing makes no substantive modifications to SPP's Bylaws. SPP requests that the ministerial revisions included in this filing be made effective August 5, 2010, the effective date of SPP's baseline electronic Bylaws.

Please contact the undersigned if you have any questions.

Respectfully submitted,

/s/ Matthew J. Binette

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⁶ *Sw. Power Pool, Inc.*, 132 FERC ¶ 61,240 (2010) ("September 16 Order").

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Commission Secretary in Docket Nos. ER09-1050-000 and ER09-1192-000.

Dated at Washington, D.C., this 15th day of October, 2010.

/s/ Matthew J. Binette
Matthew J. Binette

**Attorney for
Southwest Power Pool, Inc.**

3.17 Market Monitoring

SPP shall establish and provide appropriate support to a market monitoring function in accordance with its OATT. Market monitoring functions shall be carried out in a manner consistent with the safe and reliable operation of the SPP transmission system, the operation of a robust, competitive and non-discriminatory electric power market, and the principle that a Market Participant as defined in the SPP OATT, or group of Market Participants, shall not have undue influence or impact.

The market monitoring unit shall report to the Board of Directors, except that any management representatives on the Board of Directors are excluded from oversight of the internal market monitor. Any public reports submitted shall be provided to the Board of Directors and concurrently to Commission staff, staff of interested state commissions, SPP management, and the market participants. The President shall ensure that the market monitoring entity has adequate resources, access to information, and the full cooperation of Staff and Organizational Groups for the effective execution of its duties.

Market monitoring functions shall include those duties as delineated and approved in SPP's OATT.

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The market monitoring unit shall report to the Board of Directors—, except that any management representatives on the Board of Directors are excluded from oversight of the internal market monitor. Any public reports submitted shall be provided to the Board of Directors and concurrently to Commission staff, staff of interested state commissions, SPP management, and the market participants~~the appropriate regulatory body or bodies.~~ The President shall ensure that the market monitoring entity has adequate resources, access to information, and the full cooperation of Staff and Organizational Groups for the effective execution of its duties.

Market monitoring functions shall include those duties as delineated and approved in SPP's OATT, but are not limited to:

- ~~(a) — Monitoring and reporting on compliance and market power issues relating to transmission services, including compliance and market power issues involving congestion management and ancillary services and the potential of any market participant(s) to exercise market power within the region by affecting available transmission capacity;~~
- ~~(b) — Evaluation and recommendation of any required modifications to the OATT, standards or Criteria;~~
- ~~(c) — Ensuring that the monitoring program is conducted in an independent and objective manner;~~
- ~~(d) — Development of reporting procedures to inform governmental agencies and others concerning market monitoring activities;~~

- ~~(e) Monitoring the behavior of market participants to determine whether there is any behavior that hinders the reliable, efficient and non-discriminatory provision of transmission service by SPP;~~
- ~~(f) Ensuring that SPP's involvement in markets does not discriminate in favor of any market participant or its own interests; and~~
- ~~(g) Recommend plans for mitigating market power, subject to appropriate regulatory approval~~