

December 7, 2015

The Honorable Kimberly D. Bose
Secretary
Federal Energy Regulatory Commission
888 First Street NE
Washington, DC 20426

Re: *Southwest Power Pool, Inc.*, Docket No. ER15-2498-000
Refund Report

Dear Secretary Bose:

In accordance with the Federal Energy Regulatory Commission's ("Commission") letter order issued on October 8, 2015,¹ Southwest Power Pool, Inc. ("SPP") submits a refund report.

On August 20, 2015, SPP submitted for filing: (1) an executed Service Agreement for Network Integration Transmission Service ("Service Agreement") between SPP as Transmission Provider and Westar Energy, Inc. ("Westar") as Network Customer ("Third Revised Westar Service Agreement"); and (2) an executed Network Operating Agreement ("NOA") between SPP as Transmission Provider, Westar as Network Customer, and Westar as Host Transmission Owner ("Third Revised Westar NOA").² SPP filed the Third Revised Westar Agreements because they included terms and conditions that do not conform to the standard form of service agreements set forth in the SPP Open Access Transmission Tariff ("SPP Tariff").³ As detailed in the August Filing, the Third Revised Westar Agreements modified and superseded the Service Agreement

¹ See *Sw. Power Pool, Inc.*, Letter Order, Docket No. ER15-2498-000 (Oct. 8, 2015) ("October Letter Order").

² See Submission of Network Integration Transmission Service Agreement and Network Operating Agreement of Southwest Power Pool, Inc., Docket No. ER15-2498-000 (Aug. 20, 2015) ("August Filing"). The Third Revised Westar Service Agreement and Third Revised Westar NOA are referred to collectively as the "Third Revised Westar Agreements," and SPP and Westar are referred to collectively as the "Parties." The Third Revised Westar Agreements are designated as Third Revised Service Agreement No. 2491.

³ See Southwest Power Pool, Inc., Open Access Transmission Tariff, Sixth Revised Volume No. 1 at Attachment F ("*pro forma* Service Agreement") and Attachment G ("*proforma* NOA"), collectively "the *pro forma* Agreements."

and NOA between the Parties accepted by the Commission on January 28, 2015 in Docket No. ER15-579-000.⁴ In the August Filing, SPP also requested a waiver of the Commission's notice requirements to permit an effective date of August 1, 2015 for the Third Revised Westar Agreements.

In the October Letter Order, the Commission accepted the Third Revised Westar Agreements but denied SPP's request for waiver of the 60-day prior notice requirements.⁵ Instead, the Commission made the Third Revised Westar Agreements effective on October 20, 2015. The Commission further required SPP to make time value refunds within 30 days of the October Letter Order and directed SPP to file a refund report with the Commission within 30 days thereafter.

As of the date of the October Letter Order, SPP had not billed Westar based on the new Wholesale Distribution Service Charges included in the Third Revised Westar Agreements. Although SPP requested an August 1, 2015 effective date for the Third Revised Westar Agreements, pending a Commission order accepting those agreements, SPP continued to bill Westar the Wholesale Distribution Service Charge of \$453.88 included in the Second Revised Westar Agreements.⁶ Because SPP billed Westar a charge of \$453.88 for Wholesale Distribution Service Charges for the period of August 1, 2015 through October 19, 2015, a refund is not necessary.

SPP is serving a copy of this filing on all parties to the service list in this docket, and on the representatives for Westar listed in the Third Revised Westar Agreements.

Respectfully submitted,

/s/ Tessie Kentner

Tessie Kentner

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⁴ See *Sw. Power Pool, Inc.*, Letter Order, Docket No. ER15-579-000 (Jan. 28, 2015) ("January Letter Order"). The Service Agreement and NOA accepted in the January Letter Order are referred to collectively as the "Second Revised Westar Agreements."

⁵ See October Letter Order.

⁶ See January Letter 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 Secretary in this proceeding.

Dated at Little Rock, Arkansas, this 7th day of December, 2015.

/s/ Tessie Kentner

Tessie Kentner

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