



## Regulatory Status Report

**Jurisdiction:**  
**FERC**

- AD14-15**      **RTO/ISO Performance Metrics**
- On October 18, 2016, Commission Staff filed a revised report titled "Common Metrics Report: Performance Metrics for Regional Transmission Organizations, Independent System Operators, and Individual Utilities for the 2010-2014 Reporting Period".
- AD16-18**      **Competitive Transmission Development Rates Technical Conference**
- On October 3, 2016, SPP filed Post-Technical Conference Comments.
- Numerous parties filed Post-Technical Conference Comments.
- EL13-88**      **Northern Indiana Public Service Company's ("NIPSCO") Complaint Against the Midcontinent Independent System Operator, Inc. ("MISO") and PJM Interconnection, L.L.C. ("PJM") to Remedy Flaws in the Interregional Planning Process of the MISO-PJM Joint Operating Agreement ("JOA")**
- On October 18, 2016, PJM Interconnection, L.L.C. and the Midcontinent Independent System Operator, Inc. submitted the third informational filing that reports their efforts to consider how MISO and PJM could conduct their respective MISO Transmission Expansion Plan and PJM Regional Transmission Expansion Plan, and the MISO-PJM Joint Operating Agreement transmission planning processes using a joint model and a single set of assumptions and criteria.
- On October 25, 2016, PJM Interconnection, L.L.C. and the Midcontinent Independent System Operator, Inc. filed a supplement to the third informational filing to provide a status report to the Commission regarding the progress on developing generator retirement study coordination processes.
- EL16-110**      **Section 206 Proceeding to Consider whether to Require SPP to Limit the Eligibility for Auction Revenue Rights ("ARRs") and Long-Term Congestion Rights ("LTCRs") for Network Service Subject to Redispatch so that Such Service is Treated Comparably with Point-To-Point Transmission Service Subject to Redispatch with Respect to ARR and LTCR Eligibility**
- On October 7, 2016, Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company filed a Motion to Intervene.
- On October 7, 2016, Enel Green Power North America, Inc. filed a Motion to Intervene.
- On October 14, 2016, Xcel Energy Services Inc. filed a Motion to Intervene.
- On October 18, 2016, Tenaska Power Services Co. filed a Motion to Intervene Out-of-Time.
- On October 18, 2016, American Wind Energy Association and the Wind Coalition filed a Motion to Intervene Out-of-Time.
- On October 20, 2016, SPP filed a Motion for Extension of Time and Expedited Action. SPP requested a 30 day extension of time for parties to submit initial briefs in this proceeding, specifically, to November 30, 2016, which would make reply briefs due on December 21, 2016.
- On October 20, 2016, American Electric Power Service Corporation filed a Motion to Intervene.



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On October 21, 2016, Xcel Energy Services Inc. filed an Answer in Support of Motion for Extension of Time.

On October 24, 2016, Southern Companies filed a Request for Clarification or in the Alternative for Rehearing of the order issued on September 23, 2016.

Southern Companies stated that the Commission should clarify that the order did not address and does not foreclose firm transmission customers who were under-allocated Auction Revenue Rights due to SPP's non-transparent and unauthorized practice from pursuing all available relief. Southern Companies also stated that the Commission should confirm that the proceeding in EL16-110 is limited to potential prospective changes to SPP's practices and the SPP Tariff to address the concerns expressed by the Commission in the order, and does not prevent, impair or foreclose such firm transmission customers from pursuing remedies to address their under-allocation of Auction Revenue Rights.

On October 28, 2016, FERC issued a Notice of Extension of Time until November 30, 2016 for filing initial briefs and December 21, 2016 for filing reply briefs.

On October 31, 2016, Kansas Power Pool filed a Motion to Intervene Out-of-Time.

**EL16-112**

**Coalition of MISO Transmission Customers ("CMTC") Complaint Against the Midcontinent Independent System Operator, Inc. ("MISO") Regarding the 2016-2017 Planning Resource Auction**

On October 12, 2016, SPP filed an answer in response to the Comments of the People of the State of Illinois, by Illinois Attorney General Lisa Madigan filed on September 28, 2016.

SPP stated that the comments should be denied insofar they seek to revisit or modify the JOA Settlement Agreement approved in Docket Nos. EL14-21-000, et al.

On October 13, 2016, the Coalition of MISO Transmission Customers filed an answer in response to the Midcontinent Independent System Operator, Inc.'s answer to the Complaint and other comments and protests filed in this proceeding

On October 21, 2016, the Midcontinent Independent System Operator, Inc. filed an answer in response to certain comments and protests filed in this proceeding.

On October 27, 2016, the Southern Regulators filed a limited answer in response to the answer filed by the Coalition of MISO Transmission Customers on October 13, 2016.



## Regulatory Status Report

**Jurisdiction:** EL16-91  
**FERC**

### **Section 206 Proceeding to Examine SPP's Open Access Transmission Tariff and Absence of Refund Commitment for Non-Public Utility Transmission Owners to Refund Revenues that they May Receive Associated with Service Provided due to their Status as Transmission-Owning RTO Members in the Same Manner Public Utility Transmission Owners Could be Required to Provide Refunds of Such Revenues**

On October 21, 2016, the National Rural Electric Cooperative Association filed its Initial Brief.

NRECA requested that:

- 1) the Commission acknowledge that it does not have authority to mandate refunds from non-public utilities;
- 2) if the Commission determines that the Tariff is unjust and unreasonable absent a non-public utility refund commitment requirement and that such a requirement is a just and reasonable remedy, then the Commission require as a condition to non-public utility transmission owners collecting revenues for its transmission facilities under the Tariff, the non-public utility transmission owner must commit to refunds if ordered by the Commission for similarly situated transmission owners; and
- 3) in the event that the Commission proceeds with the refund commitment requirement, then it direct the RTO to work with stakeholders to develop compliance filings on critical issues.

On October 21, 2016, American Electric Power Service Corporation, et al. submitted the Initial Brief of the Indicated SPP Transmission Owners.

The Indicated SPP Transmission Owners stated they support the Commission's efforts to ensure that all entities receiving revenues under the Tariff are subject to the same refund obligations. In the event that the Commission does not support SPP's proposal to allow the stakeholder process to determine appropriate changes to SPP's governing documents, the Indicated SPP Transmission Owners recommended the following new subsection (g) be added to Section 3 of the SPP Membership Agreement: "Transmission Owner shall refund, consistent with any refund order issued by FERC, any amounts collected in excess of FERC-approved rates, regardless of when such amounts were billed or collected."

On October 21, 2016, Midwest Energy, Inc. filed its Initial Brief.

Midwest Energy stated:

- 1) the Commission should allow SPP's stakeholder process to determine how to best implement a required refund program for non-jurisdictional transmission owners;
- 2) the result of this proceeding should not leave non-jurisdictional entities at a disadvantage as compared to jurisdictional entities;
- 3) any refund obligation needs to account for unique circumstances; and
- 4) any refund obligation should only be effective when changes to the SPP Tariff are effective.

On October 21, 2016, Sunflower Electric Power Corporation and Mid-Kansas Electric Company, LLC filed their Initial Brief.

Sunflower and Mid-Kansas stated:

- 1) FERC cannot exceed its statutory authority; and
- 2) if the Commission decides to adopt a refund commitment requirement for non-public utilities, it should allow SPP and its stakeholders to work through critical issues and submit a compliance filing.



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## Regulatory Status Report

On October 21, 2016, Nebraska Public Power District filed its Initial Brief.

NPPD stated:

- 1) the Commission cannot do indirectly what is prohibited by statute from doing directly;
- 2) the Commission action in this case should be consistent with its policy of encouraging public power participation in RTOs;
- 3) there is no basis for revising any of the existing provisions of SPP's Tariff and Membership Agreement approved in connection with NPPD's membership in SPP;
- 4) no changed circumstances or new evidence demonstrate that the Commission's previously approved revisions to SPP's Tariff and Membership Agreement that are essential to NPPD's membership in SPP have become unjust and unreasonable;
- 5) the Commission should approach the need to include a non-jurisdictional transmission owner refund commitment in this proceeding in a manner that preserves SPP Tariff provisions previously approved by FERC to facilitate NPPD's membership in SPP; and
- 6) the Commission should defer to the SPP stakeholder process to develop optimum solutions to protect customers from paying unjust and unreasonable rates while addressing unique circumstances facing public power participants in SPP.

On October 21, 2016, Omaha Public Power District filed its Initial Brief.

OPPD incorporated and endorsed Nebraska Public Power Districts statements and arguments found in NPPD's Initial Brief.

On October 21, 2016, American Public Power Association filed its Initial Brief.

APPA stated:

- 1) any revision of existing Tariff arrangements should respect the established limitations on the Commission's authority;
- 2) the Commission must consider the specific tariff provisions concerning the refund commitments by a public power utility and there may be no basis for ordering tariff revisions; and
- 3) the Commission should enable a public power utility and the RTO to develop a solution that accords with the requirements of state law and submit the proposal for public comment and Commission review.

On October 21, 2016, Basin Electric Power Cooperative filed Comments in Support of the Initial Briefs of Southwest Power Pool, Inc. and the National Rural Electric Cooperative Association.

On October 21, 2016, Western Area Power Administration and Southwestern Power Administration filed a Notice of Intervention and Comments.

The parties stated:

- 1) the Commission correctly acknowledges it cannot order refunds from non-jurisdictional utilities;
- 2) any Commission order in this proceeding should respect the agreements in place governing Western's participation in SPP; and
- 3) the Commission should allow Southwestern and SPP to develop solutions that are consistent with federal law.

On October 21, 2016, The Empire District Electric Company filed a Motion to Intervene Out-of-Time.



## Regulatory Status Report

**Jurisdiction:**  
**FERC**

**EL17-11**

**Complaint of Alabama Power Company Alleging SPP has Violated the Tariff by Treating Partial Interim Service Subject to Redispatch Obligations Held by Network Customers the Same as Unconditional Firm Transmission Service for Purposes of Granting Candidate Auction Revenue Rights under Attachment AE of the Tariff**

On October 24, 2016, Southern Company Services, Inc., as agent for Alabama Power Company, filed a Complaint alleging SPP has violated its Tariff by treating Partial Interim Service subject to redispatch obligations held by network transmission service customers the same as unconditional firm transmission service for purposes of granting Candidate Auction Revenue Rights under Attachment AE of the Tariff.

Comment deadline is November 14, 2016.

**ER12-959**

**Submission of Tariff Revisions to Implement a Formula Rate for Transmission Service for Tri-County Electric Cooperative, Inc. ("Tri-County"), a Transmission Owner in the Southwestern Public Service Company ("SPS") Zone**

On October 26, 2016, SPP submitted a refund report in response to the Order on Remand issued on July 21, 2016.

**ER15-1499**

**Submission of Tariff Revisions to Incorporate City of Independence, Missouri as a Transmission Owner and to Implement a Stated Annual Transmission Revenue Requirement ("ATRR")**

On October 31, 2016, SPP submitted its compliance filing to update Attachments H and T of the Tariff to implement the stated Annual Transmission Revenue Requirement for SPP Transmission Owner City of Independence, MO for the 2017 rate year, pursuant to the Offer of Settlement accepted by the Commission in its order issued on July 28, 2016.

An effective date of January 1, 2017 was requested.

**ER15-1775**

**Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Basin Electric Power Cooperative ("Basin Electric")**

On October 3, 2016, Judge Haubner issued an Order Rescheduling Settlement Conference to be held on October 27, 2016.

On October 12, 2016, SPP filed a Joint Offer of Settlement and Settlement Agreement intended to resolve all issues in this proceeding.

On October 12, 2016, SPP and Basin Electric Power Cooperative filed a Joint Motion for Authorization to Implement Settlement Rates on an Interim Basis Pending Commission Approval and Request for Shortened Comment Period and Expedited Action.

On October 14, 2016, Judge Cintron issued an Order of Chief Judge Shortening Period for Answers in response to the Joint Motion for Authorization to Implement Settlement Rates on an Interim Basis Pending Commission Approval and Request for Shortened Comment Period and Expedited Action.

On October 17, 2016, Judge Haubner issued an Order Cancelling Settlement Conference to be held on October 27, 2016.

On October 21, 2016, Judge Cintron issued an Order of Chief Judge Granting Motion for Interim Implementation of Settlement Rates.



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- ER15-1775** On October 31, 2016, Missouri River Energy Services filed Comments in response to the Joint Offer of Settlement. MRES stated it does not oppose the Settlement, but expressed concern regarding the use of hypothetical capital structures.
- ER15-1777** **Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Heartland Consumers Power District ("Heartland")**  
On October 4, 2016, FERC issued an order approving the Joint Offer of Settlement filed on July 22, 2016.  
  
SPP was directed to file revised tariff records by November 3, 2016 to reflect the terms of the settlement.
- ER15-1976** **Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for East River Electric Power Cooperative, Inc. ("East River")**  
On October 4, 2016, FERC issued an order approving the Joint Offer of Settlement filed on August 2, 2016.  
  
SPP was directed to file revised tariff records by November 3, 2016 to reflect the terms of the settlement.
- ER15-2069** **NorthWestern Corporation d/b/a NorthWestern Energy's Filing of Formula Rate Template and Formula Rate Protocols to be included in the SPP Tariff**  
On October 4, 2016, FERC issued an order approving the Offer of Settlement filed on August 12, 2016.  
  
NorthWestern Energy and SPP were directed to file revised tariff records by November 3, 2016 to reflect the terms of the settlement.
- ER15-2075** **Submission of Tariff Revisions to Incorporate NorthWestern Energy's ("NorthWestern") Formula Rate**  
On October 4, 2016, FERC issued an order approving the Offer of Settlement filed on August 12, 2016.  
  
NorthWestern Energy and SPP were directed to file revised tariff records by November 3, 2016 to reflect the terms of the settlement.
- ER15-2115** **Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Northwest Iowa Power Cooperative ("NIPCO")**  
On October 4, 2016, Judge Coffman issued a Report of Settlement Judge, recommending that settlement proceedings continue.  
On October 28, 2016, Judge Coffman issued an Order Directing Status Reports regarding the status of settlement negotiations. The first status report is due on November 28, 2016, and every 30 days thereafter.
- ER15-2347** **Contract Services Agreement Between Southwest Power Pool, Inc. and Western Area Power Administration**  
On October 3, 2016, FERC issued an order approving the Offer of Settlement filed on August 22, 2016.



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**ER15-2351 Unexecuted Market Participant Agreement between SPP as Transmission Provider and Alliant Energy Corporate Services, Inc. ("Alliant") as Customer and an Unexecuted Agreement Establishing a Pseudo-Tie Electrical Interconnection Point between SPP, Midcontinent Independent System Operator, Inc. ("MISO") as the External Balancing Authority, and Alliant as the Market Participant**

On October 18, 2016, Commission Trial Staff filed comments in support of the Settlement Agreement and Joint Offer of Settlement.

**ER15-2356 Unexecuted Market Participant Service Agreement between SPP as Transmission Provider and MidAmerican Energy Company ("MidAmerican") as Customer**

On October 17, 2016, Commission Trial Staff filed Initial Comments in Support of Settlement Agreement.

On October 31, 2016, Judge Coffman issued a Certification of Uncontested Settlement.

**ER15-2594 South Central MCN LLC's ("SCMCN") Application for Acceptance of a Transmission Rate Formula to Establish an Annual Transmission Revenue Requirement ("ATRR") for Transmission Service Over Facilities that SCMCN will Own in the Southwest Power Pool, Inc. Region**

On October 3, 2016, Judge Baten issued the Sixth Status Report on Settlement Proceedings, recommending that settlement proceedings continue.

On October 12, 2016, South Central MCN LLC filed a Joint Offer of Settlement.

**ER16-1286 Submission of Tariff Revisions to Clarify Redispatch Provisions**

On October 18, 2016, Tenaska Power Services Co. filed a Motion to Intervene Out-of-Time.

On October 24, 2016, Southern Companies filed a Request for Clarification or in the Alternative for Rehearing of the order issued on September 23, 2016.

Southern Companies stated that the Commission should clarify that the order did not address and does not foreclose firm transmission customers who were under-allocated Auction Revenue Rights due to SPP's non-transparent and unauthorized practice from pursuing all available relief. Southern Companies also stated that the Commission should confirm that the proceeding in EL16-110 is limited to potential prospective changes to SPP's practices and the SPP Tariff to address the concerns expressed by the Commission in the order, and does not prevent, impair or foreclose such firm transmission customers from pursuing remedies to address their under-allocation of Auction Revenue Rights.

**ER16-13 Submission of Tariff Revisions Regarding Annual Auction Revenue Right ("ARR") Allocation**

On October 24, 2016, FERC issued an order accepting SPP's compliance filing filed on August 4, 2016.

An effective date of January 28, 2016 was granted.

This order constitutes final agency action.





## Regulatory Status Report

**Jurisdiction:**  
**FERC**

**ER16-1314**

**Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Kansas Power Pool ("KPP") as Network Customer, and Midwest Energy, Inc. ("Midwest"), Mid-Kansas Electric Company, LLC ("MKEC"), and Westar Energy, Inc. ("Westar") as Host Transmission Owners**

On October 24, 2016, SPP submitted its compliance filing, in response to the order issued on September 23, 2016, revising the Network Integration Transmission Service Agreement between SPP as Transmission Provider and Kansas Power Pool as Network Customer.

Effective dates of March 1, 2016 and September 1, 2016 were requested.

**ER16-1546**

**Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Arkansas Electric Cooperative Corporation**

On October 4, 2016, Judge Cintron issued an Order of Chief Judge Designating Settlement Judge.

On October 24, 2016, Judge Long issued an Order Scheduling Settlement Conference and Requiring Summaries of Positions.

A settlement conference is scheduled to be held on November 17, 2016.

Each participant shall provide a confidential summary of its views regarding settlement no later than November 10, 2016.

**ER16-174**

**Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Golden Spread Electric Cooperative, Inc. ("GSEC") as Network Customer, and Southwestern Public Service Company ("SPS") and Oklahoma Gas and Electric Company ("OG&E") as Host Transmission Owners**

On October 25, 2016, SPP submitted an executed NITSA between SPP as Transmission Provider, Golden Spread Electric Cooperative, Inc. as Network Customer, as well as a NOA with Southwestern Public Service Company and Oklahoma Gas and Electric Company as Host Transmission Owners. SPP Service Agreement No. Eighth Revised 2236.

An effective date of October 1, 2016 was requested.

**ER16-1774**

**Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Western Farmers Electric Cooperative ("WFEC")**

On October 3, 2016, Judge McBarnette issued a Report of Settlement Judge, recommending that the settlement proceeding continue.

On October 4, 2016, Judge McBarnette issued an Order Scheduling Settlement Judge Conference to be held on November 21, 2016.

**ER16-1912**

**Submission of Tariff Revisions to Clarify Language Regarding Out-of-Merit Energy ("OOME")**

On October 14, 2016, SPP filed an answer in response to comments filed by the Wind Generation Group on September 27, 2016.





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**Jurisdiction:** ER16-204  
**FERC**

**Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Tri-State Generation and Transmission Association, Inc. ("Tri-State")**

On October 11, 2016, Nebraska Public Power District filed an Application for Issuance of a Subpoena Ad Testificandum to Compel Deposition of Alfred W. Busbee regarding his involvement while employees at SPP in any analysis and/or decision-making related to SPP's proposal in this proceeding.

On October 11, 2016, Nebraska Public Power District filed notices that it intends to depose Carl Monroe, Dave Raatz, and Mary Ann Zehr.

On October 13, 2016, Judge Dring issued an Order Denying Issuance of a Subpoena to Compel Testimony of Nonparticipant Alfred W. Busbee.

On October 13, 2016, Nebraska Public Power District filed notices of intent to depose Jason Doerr and Mike Risan.

On October 17, 2016, Nebraska Public Power District filed a Notice of Intent to Depose Dan Walter.

On October 17, 2016, Commission Trial Staff filed the Joint Statement of Issues.

On October 18, 2016, Tri-State Generation and Transmission Association, Inc. filed an Objection to Notice of Intent to Depose Mary Ann Zehr filed by Nebraska Public Power District.

On October 18, 2016, SPP filed an Objection to the Notice of Intent to Depose Carl Monroe filed by Nebraska Public Power District.

On October 19, 2016, Nebraska Public Power District filed a Withdrawal of Notice of Intent to Depose Mary Ann Zehr.

On October 19, 2016, Judge Dring issued an Order Denying Proposed Depositions by the Nebraska Public Power District for Mr. Risan, Mr. Raatz, Mr. Doerr, Mr. Monroe or Ms. Zehr.

On October 19, 2016, Nebraska Public Power District filed an Answer to Objection of Basin Electric Power Cooperative to Notice of Deposition.

On October 19, 2016, Tri-State Generation and Transmission Association, Inc. filed an Objection to Notice of Intent to Depose Dan Walter filed by Nebraska Public Power District on October 17, 2016.

On October 21, 2016, Judge Cintron issued an Order of Chief Judge affirming the ruling issued on October 19, 2016 denying Nebraska Public Power District's request to depose several parties in this proceeding.

On October 21, 2016, Nebraska Public Power District filed a Withdrawal of Notice of Intent to Depose Dan Walter filed on October 17, 2016.

On October 24, 2016, Commission Trial Staff filed the Final Joint Narrative Statement of Issues.

On October 25, 2016, Commission Trial Staff filed a corrected Final Joint Narrative Statement of Issues.

**ER16-209**

**Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Central Power Electric Cooperative, Inc. ("Central Power")**

On October 5, 2016, Judge McBarnette issued an Order Scheduling Settlement Conference to be held on October 27, 2016.

On October 28, 2016, Judge McBarnette issued an Order Scheduling Settlement Conference to be held on November 28, 2016.



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- ER16-209** On October 31, 2016, Judge McBarnette issued a Report of Settlement Judge, recommending that settlement procedures continue.
- ER16-2410** **Notice of Cancellation of the Generator Interconnection Agreement ("GIA") between Ensign Wind, LLC ("Ensign") as Interconnection Customer and Mid-Kansas Electric Company, LLC ("MKEC") as Transmission Owner**  
On October 6, 2016, FERC issued a letter order accepting the Notice of Cancellation, effective May 13, 2016 as requested.  
  
This order constitutes final agency action.
- ER16-2428** **Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Oklahoma Municipal Power Authority ("OMPA") as Network Customer, and American Electric Power Service Corporation ("AEP"), Oklahoma Gas and Electric Company ("OG&E") and Western Farmers Electric Cooperative ("WFEC") as Host Transmission Owners**  
On October 11, 2016, FERC issued a letter order accepting the agreement, effective July 1, 2016 as requested.  
  
This order constitutes final agency action.
- ER16-2468** **Agreement Establishing a Pseudo-Tie Electrical Interconnection Point among SPP, Western Area Power Administration-Upper Great Plains Region ("WAPA-UGP") as the Market Participant, and Montana-Dakota Utilities Co. ("MDU") as External Local Balancing Authority**  
On October 11, 2016, FERC issued a letter order accepting the agreement, effective August 1, 2016 as requested.  
  
This order constitutes final agency action.
- ER16-2469** **Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Westar Energy, Inc. ("Westar") as Network Customer, and Oklahoma Gas and Electric Company ("OGE") and Westar as Host Transmission Owners**  
On October 11, 2016, FERC issued a letter order accepting the agreement, effective August 1, 2016 as requested.  
  
This order constitutes final agency action.
- ER16-2486** **Affected Systems' Facilities Construction Agreement ("FCA") Between SPP as Transmission Provider, Osage Wind, LLC ("Osage Wind") as Interconnection Customer, and Oklahoma Gas and Electric Company ("OGE") as Transmission Owner**  
On October 19, 2016, FERC issued a letter order accepting the agreement, effective August 8, 2016 as requested.  
  
This order constitutes final agency action.



## Regulatory Status Report

**Jurisdiction:**  
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- ER16-2488**      **Notice of Cancellation of the Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP and Nebraska Public Power District ("NPPD") as both Network Customer and Host Transmission Owner**
- On October 20, 2016, FERC issued a letter order accepting the Notice of Cancellation, effective June 1, 2016 as requested.
- This order constitutes final agency action.
- ER16-2499**      **Notice of Cancellation of the Market Participant Service Agreement between Exelon Generation Company, LLC ("Exelon") as Customer and SPP as Transmission Provider**
- On October 21, 2016, FERC issued a letter order accepting the Notice of Cancellation, effective August 1, 2016 as requested.
- This order constitutes final agency action.
- ER16-2513**      **Agreement Establishing a Pseudo-Tie Electrical Interconnection Point among SPP, Tenaska Power Services Co. ("Tenaska") as the Market Participant, and Montana-Dakota Utilities Co. ("MDU") as External Local Balancing Authority**
- On October 21, 2016, FERC issued a letter order accepting the agreement, effective August 1, 2016 as requested.
- This order constitutes final agency action.
- ER16-2522**      **Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, City of Piggott, Arkansas Municipal Light, Water and Sewer ("Piggott") as Network Customer, and Southwestern Power Administration ("SPA") as Host Transmission Owner**
- On October 20, 2016, SPP filed a Motion for Deferral of Commission Action so the parties may finalize the agreements.
- On October 25, 2016, Southwestern Power Administration filed an Answer in Support of Motion for Deferral of Commission Action.
- ER16-2523**      **Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, City of Malden Board of Public Works ("Malden") as Network Customer, and Southwestern Power Administration ("SPA") as Host Transmission Owner**
- On October 20, 2016, SPP filed a Motion for Deferral of Commission Action so the parties may finalize the agreements.
- On October 25, 2016, Southwestern Power Administration filed an Answer in Support of Motion for Deferral of Commission Action.
- ER16-2530**      **Notice of Cancellation of the Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Sunflower Electric Power Corporation ("Sunflower") as Network Customer and Sunflower, Midwest Energy, Inc. ("Midwest"), ITC Great Plains, Inc. ("ITC"), and Mid-Kansas Electric Company, LLC ("Mid-Kansas") as Host Transmission Owners**
- On October 20, 2016, FERC issued a letter order accepting the Notice of Cancellation, effective June 1, 2016 as requested.
- This order constitutes final agency action.



## Regulatory Status Report

**Jurisdiction:**  
**FERC**

- ER16-2557**      **Notice of Cancellation of the Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP and Southwestern Public Service Company ("SPS") as Network Customer and Host Transmission Owner**
- On October 31, 2016, FERC issued a letter order accepting the Notice of Cancellation, effective February 1, 2016 as requested.
- This order constitutes final agency action.
- ER16-2595**      **Transmission Interconnection Agreement between Western Area Power Administration ("WAPA") and the City of Flandreau, South Dakota ("Flandreau"), with SPP as Signatory**
- On October 6, 2016, Western Area Power Administration filed a Motion to Intervene.
- ER16-2660**      **Submission of Tariff Revisions Modifying Schedule 1-A to Increase the Rate Cap for the Tariff Administration Service Charge**
- On October 7, 2016, Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company filed a Motion to Intervene.
- On October 7, 2016, Xcel Energy Services Inc. filed a Motion to Intervene.
- On October 12, 2016, Missouri Public Service Commission filed a Motion to Intervene.
- On October 14, 2016, Mid-Kansas Electric Company, LLC and Sunflower Electric Power Corporation filed Motions to Intervene.
- ER16-2677**      **Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, People's Electric Cooperative ("People's Electric") as Network Customer, and Oklahoma Gas and Electric Company ("OG&E") and Western Farmers Electric Cooperative ("WFEC") as Host Transmission Owners**
- On October 18, 2016, Western Farmers Electric Cooperative filed a Motion to Intervene.
- ER16-2720**      **NextEra Energy Transmission Southwest, LLC's ("NEET Southwest") Submission of a Formula Rate Template and Implementation Protocols to Determine and Recover the Costs of Investment in Transmission Facilities located in the SPP Region**
- On October 20, 2016, SPP filed a Motion to Intervene.
- On October 21, 2016, South Central MCN LLC filed a Motion to Intervene.
- On October 27, 2016, the Kansas Corporation Commission filed a Motion to Intervene Out-of-Time, Protest and Request for Evidentiary Hearing and Settlement Judge Procedures.
- ER16-2734**      **Informational Filing to Notify the Commission of Implementation of Year-Three Reallocation of Revenue Requirements Pursuant to Attachments J and O for the Balanced Portfolio**
- On October 21, 2016, Xcel Energy Services Inc. filed a Motion to Intervene.



## Regulatory Status Report

**Jurisdiction:**  
**FERC**

- ER17-1**      **Notice of Cancellation of the Affected Systems' Facilities Construction Agreement ("FCA") Between SPP as Transmission Provider, Pleasant Hill Wind Energy, LLC ("Pleasant Hill") as Interconnection Customer, and Southwestern Public Service Company ("SPS") as Transmission Owner**
- On October 3, 2016, SPP submitted a Notice of Cancellation of the Affected Systems' Facilities Construction Agreement between SPP as Transmission Provider, Pleasant Hill Wind Energy, LLC as Interconnection Customer and Southwestern Public Service Company as Transmission Owner. SPP Service Agreement No. 2872.
- An effective date of September 30, 2015 was requested.
- ER17-10**      **Agreement Establishing a Pseudo-Tie Electrical Interconnection Point among SPP, Western Area Power Administration-Upper Great Plains Region ("WAPA-UGP") as the Market Participant, and Northern States Power Company ("NSP") as External Local Balancing Authority**
- On October 3, 2016, SPP submitted an executed Agreement Establishing a Pseudo-Tie Electrical Interconnection Point among SPP, Western Area Power Administration-Upper Great Plains Region as the Market Participant, and Northern States Power Company as the External Local Balancing Authority. SPP Service Agreement No. 3206.
- An effective date of September 1, 2016 was requested.
- On October 24, 2016, Western Area Power Administration filed a Motion to Intervene.
- ER17-107**      **Order Nos. 827 and 828 Compliance Filing Revising the Generator Interconnection Agreement ("GIA") Proforma in SPP's Tariff**
- On October 14, 2016, SPP submitted its compliance filing revising its pro forma Generator Interconnection Agreement, pursuant to Order Nos. 827 and 828.
- Effective dates of September 21, 2016 and October 5, 2016 were requested.
- ER17-145**      **Generator Interconnection Agreement ("GIA") between CP Bloom Wind, LLC ("CP Bloom") as Interconnection Customer and ITC Great Plains, LLC ("ITC") as Transmission Owner**
- On October 20, 2016, SPP submitted an executed GIA between SPP as Transmission Provider, CP Bloom Wind, LLC as Interconnection Customer, and ITC Great Plains, LLC as Transmission Owner. SPP Service Agreement No. First Revised 3006.
- An effective date of September 26, 2016 was requested.
- ER17-158**      **Petition of Western Farmers Electric Cooperative ("WFEC") for Tariff Waiver of the Provisions of Attachment Y Section IV of SPP's Tariff Requiring a Transmission Owner to Provide a Written Commitment to Construct to SPP within 90 days of the Issuance of a Notification to Construct ("NTC")**
- On October 21, 2016, Western Farmers Electric Cooperative filed a Petition for Tariff Waiver regarding the acceptance process for two Notifications to Construct issued by SPP. Specifically, WFEC requested that the Commission grant a one-time waiver of the provisions of Attachment Y Section IV in SPP's Tariff, which require a transmission owner to provide written commitment to construct to SPP within 90 days of the issuance of the Notification to Construct.



## Regulatory Status Report

**Jurisdiction:**  
**FERC**

**ER17-175**

**Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP and Kansas City Power & Light Company ("KCPL") as Network Customer and KCPL, KCP&L Greater Missouri Operations Company ("GMO"), and Westar Energy, Inc. ("Westar") as Host Transmission Owners**

On October 25, 2016, SPP submitted an executed NITSA and NOA between SPP as Transmission Provider, Kansas City Power & Light Company as Network Customer and KCPL, KCP&L Greater Missouri Operations Company, and Westar Energy, Inc. as Host Transmission Owners. SPP Service Agreement No. Twelfth Revised 1276.

An effective date of October 1, 2016 was requested.

**ER17-221**

**Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Westar Energy, Inc. ("Westar") as Network Customer, and Oklahoma Gas and Electric Company ("OGE") and Westar as Host Transmission Owners**

On October 28, 2016, SPP submitted an executed NITSA and NOA between SPP as Transmission Provider, Westar Energy, Inc. as both Network Customer and Host Transmission Owner, and Oklahoma Gas and Electric Company as Host Transmission Owner. SPP Service Agreement No. Twenty-Ninth Revised 607.

An effective date of January 1, 2017 was requested.

**ER17-226**

**Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Basin Electric Power Cooperative ("Basin") as Network Customer, and Basin, Central Power Electric Cooperative, Inc., Corn Belt Power Cooperative, East River Electric Power Cooperative, Inc., Northwest Iowa Power Cooperative, Nebraska Public Power District, NorthWestern Corporation, Tri-State Generation and Transmission Association, Inc., and Western Area Power Administration as Host Transmission Owners**

On October 28, 2016, SPP submitted an executed NITSA between SPP as Transmission Provider, Basin Electric Power Cooperative as Network Customer, as well as an unexecuted NOA with Basin, Central Power Electric Cooperative, Inc., Corn Belt Power Cooperative, East River Electric Power Cooperative, Inc., Northwest Iowa Power Cooperative, Nebraska Public Power District, NorthWestern Corporation, Tri-State Generation and Transmission Association, Inc., and Western Area Power Administration as Host Transmission Owners. SPP Service Agreement No. Third Revised 3125.

An effective date of October 1, 2016 was requested.

**ER17-253**

**Submission of Revisions to the Formula Rate for Omaha Public Power District ("OPPD")**

On October 31, 2016, SPP, on behalf of and at the request of Omaha Public Power District, submitted tariff revisions to implement changes to OPPD's formula rate to convert the calculation of OPPD's Annual Transmission Revenue Requirement from an historical basis to a forward-looking or projected basis.

An effective date of January 1, 2017 was requested.





## Regulatory Status Report

**Jurisdiction:**  
**FERC**

**ER17-31**

**Submissions of Tariff Revisions to Update Index of Grandfathered Agreements for East River Electric Power Cooperative, Inc. ("East River")**

On October 6, 2016, SPP submitted tariff revisions to update the Index of Grandfathered Agreements contained in Attachment W of the Tariff. The updates will delete references to Grandfathered Agreements for SPP Transmission Owner Member East River Electric Power Cooperative, Inc.

An effective date of December 5, 2016 was requested.

**ER17-60**

**Ministerial Filing of Non-Substantive Revisions to the Joint Operating Agreement ("JOA") between SPP and the Midcontinent Independent System Operator, Inc. ("MISO") to Correct Figures C-1 and C-2 in Attachment 1, Section 7 Appendix C**

On October 12, 2016, SPP submitted ministerial revisions to the Joint Operating Agreement between SPP and the Midcontinent Independent System Operator, Inc. to correct the formatting of Figures C-1 and C-2 in Attachment 1, Section 7 Appendix C.

An effective date of July 25, 2016 was requested.

**ER17-7**

**Agreement Establishing a Pseudo-Tie Electrical Interconnection Point among SPP, Basin Electric Power Cooperative ("Basin") as the Market Participant, and Northern States Power Company ("NSP") as External Local Balancing Authority**

On October 3, 2016, SPP submitted an executed Agreement Establishing a Pseudo-Tie Electrical Interconnection Point among SPP, Basin Electric Power Cooperative as the Market Participant, and Northern States Power Company as the External Local Balancing Authority. SPP Service Agreement No. 3183.

An effective date of September 1, 2016 was requested.

**ER17-82**

**Submission of Tariff Revisions to Attachment O to Clarify the Integrated Transmission Planning ("ITP") Process**

On October 13, 2016, SPP submitted revisions to Attachment O of the Tariff to clarify how long-term firm Transmission Service and the interconnections of Generator Interconnection Customers are included in the Integrated Transmission Planning process.

An effective date of December 12, 2016 was requested.

**RM14-2**

**Coordination of the Scheduling Processes of Interstate Natural Gas Pipelines and Public Utilities (Order No. 809)**

On October 17, 2016, the North American Energy Standards Board filed its status report on the development of standards related to faster, computerized scheduling.

**RM15-11**

**Reliability Standard for Transmission System Planned Performance for Geomagnetic Disturbance Events**

On October 25, 2016, parties filed requests for rehearing of Order No. 830 issued on September 22, 2016.





## Regulatory Status Report

**Jurisdiction:** RM16-1  
**FERC**

### **Reactive Power Requirements for Non-Synchronous Generation**

On October 3, 2016, FERC issued an Order on Clarification and Rehearing of Order No. 827 issued on June 16, 2016. FERC granted in part, denied in part, California Independent System Operator Corporation's request for clarification.

FERC clarified that Order No. 827 does not preclude a public utility transmission provider from seeing to adopt a tariff provision defining "newly interconnecting non-synchronous generator" as including a repowering of an existing generator. However, FERC declined to grant CAISO's request to clarify that any repowering of an existing generator that requires new inverters and an interconnection study constitutes a "newly interconnection non-synchronous generator" subject to Order No. 827. Rather, FERC will require public utility transmission providers seeking to define "newly interconnecting non-synchronous generator" as including a repowering of an existing generator to file tariff revisions for Commission review and approval.



## Regulatory Status Report

**Jurisdiction:**  
**State of Kansas**

**17-WSEE-063-STG In the Matter of the Application of Westar Energy, Inc. for a Siting Permit for the Construction of a 345 kV Transmission Line in Leavenworth County, Kansas**

On October 14, 2016, Leo M. Haynos filed Direct Testimony on behalf of the Kansas Corporation Commission.

On October 28, 2016, Kelly Harrison filed Rebuttal Testimony on behalf of Westar Energy, Inc.



## Regulatory Status Report

**Jurisdiction:**  
**State of Texas**

**46042**

**Application of Southwestern Public Service Company ("SPS") to Amend a Certificate of Convenience and Necessity for a 345-kV Transmission Line within Hale, Hockley, Lubbock, Terry and Yoakum Counties**

On October 12, 2016, SOAH Order No. 3, Granting SPP's Motion to Intervene, SPS's Motion for Entry of Protective Order, and Granting in Part and Denying in Part City of Lubbock's Motion to Compel, was issued.



## Regulatory Status Report

**Jurisdiction:**  
**United States**  
**Court of**  
**Appeals**

**15-1157**

**LSP Transmission Holdings, LLC and LS Power Transmission, LLC ("collectively "LSP Transmission") v. Federal Energy Regulatory Commission ("FERC") Concerning Orders Issued in Docket Nos. ER13-366 and ER13-367 Regarding SPP's Order No. 1000 Regional Compliance Filings**

On October 4, 2016, the court issued an order scheduling an oral argument to be held on January 11, 2017.

**15-1447**

**State Corporation Commission of the State of Kansas v. Federal Energy Regulatory Commission: Petition for Review of Orders Issued in Docket Nos. ER14-2850 and ER14-2851 Concerning Integration of the Integrated System into the SPP Regional Transmission Organization**

On October 4, 2016, the Kansas Corporation Commission filed the Joint Deferred Appendix.

On October 18, 2016, FERC filed its final brief.

On October 18, 2016, SPP, Basin Electric Power Cooperative, and Heartland Consumers Power District filed their final brief in support of respondent.

On October 18, 2016, the Kansas Corporation Commission filed its final brief.

On October 18, 2016, the Kansas Corporation Commission filed its final reply brief.

On October 18, 2016, the Kansas Corporation Commission filed an Unopposed Motion for Leave to File a Supplemental Joint Deferred Appendix.

On October 18, 2016, Western Area Power Administration filed its final brief in support of respondent.

On October 18, 2016, the Kansas Corporation Commission filed a Supplemental Joint Deferred Appendix.