

Regulatory Status Report

Jurisdiction:
FERC

- AD10-12** **Increasing Market and Planning Efficiency through Improved Software**
On February 7, 2023, FERC issued a Notice of Technical Conference to be held on June 27-29, 2023.
- AD23-3** **Establishing Interregional Transfer Capability Transmission Planning and Cost Allocation Requirements**
On February 28, 2023, FERC issued a Notice Requesting Post-Workshop Comment.

Comments are due by May 15, 2023. Reply comments are due by June 28, 2023.
- EL21-77** **Tenaska Clear Creek Wind, LLC ("Tenaska Clear Creek") Complaint Against SPP Regarding Affected System Studies for the Clear Creek Wind Project**
On February 16, 2023, FERC issued an Order Addressing Arguments Raised on Rehearing and Denying Motion for Stay.
- EL22-30** **Southwestern Public Service Company's ("SPS") Complaint Against SPP Regarding Resettlement of Day-Ahead Market for the February 17, 2021 Operating Day**
On February 16, 2023, FERC issued an Order Addressing Arguments Raised on Rehearing.
- EL22-54** **Petition for Declaratory Order and Request for Expeditious Action**
On February 2, 2023, SPP submitted an informational filing.
- EL22-59** **Tenaska Clear Creek Wind, LLC ("Tenaska Clear Creek") Complaint Against Southwest Power Pool, Inc., the Midcontinent Independent System Operator, Inc., Associated Electric Cooperative, Inc. and Tennessee Valley Authority Regarding Curtailment of the Clear Creek Wind Project**
On February 13, 2023, FERC issued a Notice of Denial of Rehearing by Operation of Law and Providing for Further Consideration of the order issued on December 15, 2022.
- EL22-67** **Order on Formula Rate Protocols and Establishing a Show Cause Proceeding regarding Grand River Dam Authority's ("GRDA") Formula Rate Protocols**
On February 10, 2023, FERC issued an order accepting the tariff revisions submitted on behalf of Grand River Dam Authority to modify the formula rate protocols contained in Addendum 13 to Attachment H of the Tariff. The Commission terminated Docket No. EL22-67-000.

An effective date of February 11, 2023 was granted
- EL22-89** **Complaint and Petition for Limited Waiver of Cage Ranch Solar, LLC and Cage Ranch Solar II, LLC ("Cage Ranch")**
On February 13, 2023, Cage Ranch Solar, LLC and Cage Ranch Solar II, LLC filed an answer and amendment to complaint and petition.

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Jurisdiction: EL23-40
FERC

SPP Indicated Transmission Owners' Complaint Regarding Planning Reserve Margin

On February 10, 2023, the Indicated SPP Transmission Owners filed a complaint alleging that SPP's Tariff is unjust, unreasonable, and unduly discriminatory as it relates to the Planning Reserve Margin for generating capacity and the associated resource adequacy deficiency payment assessed on entities failing to meet the Planning Reserve Margin.

On February 28, 2023, The Empire District Electric Company filed a Motion to Intervene and Comments.

ER18-99 Submission of Tariff Revisions to Incorporate GridLiance High Plains LLC's ("GridLiance") Formula Rate

On February 28, 2023, FERC issued an Order on Initial Decision, confirming that SPP's proposal to incorporate the Nixa Assets in Zone 10 is consistent with cost causation principles and is otherwise just and reasonable.

ER19-1954 Order Nos. 845 and 845-A Compliance Filing (Revision Request 353)

On February 8, 2023, SPP submitted an informational report in compliance with the requirements of Section 3.5.4 of Attachment V of the Tariff.

ER22-1065 Request of SAGE Development Authority for Prospective Tariff Waiver, Shortened Comment Period and Expedited Action

On February 7, 2023, SAGE Development Authority filed a request for a prospective waiver of the timing requirement in Section 8.5.1 of Attachment V of the Tariff that would otherwise require SAGE, in order to advance to DISIS Phase Two, to post Financial Security Two.

On February 21, 2023, SPP filed a Motion to Intervene and Comments.

ER22-1500 Submission of Revisions to Formula Rate Template for Sunflower Electric Power Corporation

On February 2, 2023, Judge Hessler issued an Order Cancelling Settlement Conference to be held on February 2, 2023.

On February 7, 2023, Judge Hessler issued a Third Status Report, recommending that the settlement judge procedures continue.

ER22-1846 Submission of Tariff Revisions to Add the Waiver of Base Plan Allocation Methodology in Section III.E of Attachment J (Revision Request 483)

On February 24, 2023, City Utilities of Springfield, Missouri, et al. filed a Joint Petition for Review of the orders issued by FERC in Docket Nos. ER22-1846-001 and ER22-1846-003 before the U.S. Court of Appeals for the District of Columbia Circuit in Case No. 23-1054.

On February 24, 2023, American Electric Power Service Corporation, et al. filed a Joint Petition for Review of the orders issued by FERC in Docket Nos. ER22-1846-001 and ER22-1846-003 before the U.S. Court of Appeals for the Eighth Circuit in Case No. 23-1378.

ER22-2371 Generator Interconnection Agreement ("GIA") between Flat Ridge 5 Wind Energy LLC ("Flat Ridge") as Interconnection Customer and Evergy Kansas Central, Inc. ("Evergy") as Transmission Owner

On February 16, 2023, FERC issued an Order Addressing Arguments Raised on Rehearing.

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Jurisdiction: FERC	ER22-2372	Generator Interconnection Agreement ("GIA") between Cowskin Solar Energy LLC ("Cowskin") as Interconnection Customer and Evergy Kansas Central, Inc. ("Evergy") as Transmission Owner On February 16, 2023, FERC issued an Order Addressing Arguments Raised on Rehearing.
	ER22-2968	Submission of Tariff Revisions to Add Provisions for Self-Funding Network Upgrades and System Protection Facilities (Revision Request 465) On February 14, 2023, SPP submitted its response to the letter requesting additional information.
	ER22-709	Submission of Revenue Requirement, Formula Rate Template and Formula Rate Protocols for Missouri Joint Municipal Electric Utility Commission ("MJMEUC") On February 16, 2023, FERC issued an order approving the Offer of Settlement and Settlement Agreement. SPP was directed to submit a compliance filing within 30 days to include revised tariff records.
	ER23-1037	Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, North Iowa Municipal Electric Cooperative Association ("NIMECA") as Network Customer, and Corn Belt Power Cooperative ("Corn Belt") as Host Transmission Owner On February 2, 2023, SPP submitted an executed NITSA between SPP as Transmission Provider, North Iowa Municipal Electric Cooperative Association as Network Customer, as well as a NOA with Corn Belt Electric Power Cooperative as Host Transmission Owner. SPP Service Agreement No. Fifth Revised 3211. An effective date of February 1, 2023 was requested.
	ER23-1111	Submission of Revisions to the Formula Rate Template of Southwestern Public Service Company ("SPS") On February 14, 2023, SPP, on behalf of Southwestern Public Service Company, submitted revisions to SPS' formula rate template contained in Addendum 5 to Attachment H of the Tariff to incorporate revisions accepted by the Commission in Docket No. ER22-2955. SPS also proposed ministerial edits. An effective date of January 1, 2023 was requested.
	ER23-1119	Submission of Tariff Revisions to Add Clarification to Attachment AO Addendums 1 and 2 On February 15, 2023, SPP submitted revisions to clarify language in Attachment AO, Addenda 1 and 2 of the Tariff to more accurately reflect SPP's process of establishing a pseudo-tie electrical interconnection point. An effective date of April 17, 2023 was requested. On February 22, 2023, American Electric Power Service Corporation filed a Motion to Intervene.

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Jurisdiction: ER23-1166
FERC

Notice of Cancellation of the Affected Systems' Facilities Construction Agreement ("FCA") among SPP as Transmission Owner, Tenaska Clear Creek Wind, LLC ("Tenaska") as Interconnection Customer, and Kansas City Power & Light Company ("KCP&L") as Transmission Owner

On February 23, 2023, SPP submitted a notice of cancellation of the Affected Systems' Facilities Construction Agreement among SPP as Transmission Owner, Tenaska Clear Creek Wind, LLC as Interconnection Customer, and Kansas City Power & Light Company as Transmission Owner. SPP Service Agreement No. 3596.

An effective date of August 13, 2021 was requested.

ER23-155 Facilities Service Agreement among SPP as Transmission Provider, Pixley Solar Energy LLC ("Pixley") as Customer and ITC Great Plains, LLC ("ITC") as Owner

On February 17, 2023, SPP, on behalf of ITC Great Plains, LLC, filed the response to the letter requesting additional information.

ER23-342 Facilities Service Agreement ("FSA") Among Panhandle Solar, LLC ("Panhandle") as Customer, Southwestern Public Service Company ("SPS") as Owner and SPP as Transmission Provider

On February 17, 2023, SPP, on behalf of Southwestern Public Service Company, filed the response to the letter requesting additional information.

ER23-433 Revisions to Formula Rate Template for Evergy Kansas Central, Inc. and Evergy Kansas South, Inc.

On February 10, 2023, the Kansas Customers filed a request for rehearing of the order issued on January 13, 2023.

ER23-440 Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Arkansas Electric Cooperative Corporation ("AECC") as Network Customer, and American Electric Power Service Corporation ("AEP") and Oklahoma Gas and Electric Company ("OG&E") as Host Transmission Owners

On February 7, 2023, FERC issued an order accepting the agreement, effective November 1, 2022 as requested.

This order constitutes final agency action.

ER23-587 Submission of Tariff Revisions to Update the Available Flowgate Capability Calculation Process (Revision Request 524)

On February 15, 2023, FERC issued an order accepting SPP's revisions to Attachment C of the Tariff to update the description of the Available Flowgate Capability calculation process.

An effective date of February 21, 2023 was granted.

This order constitutes final agency action.

ER23-599 Revisions to Formula Rate Protocols for Grand River Dam Authority ("GRDA")

On February 10, 2023, FERC issued an order accepting the tariff revisions submitted on behalf of Grand River Dam Authority to modify the formula rate protocols contained in Addendum 13 to Attachment H of the Tariff. The Commission terminated Docket No. EL22-67-000.

An effective date of February 11, 2023 was granted

Regulatory Status Report

Jurisdiction: ER23-634
FERC

Submission of Tariff Revisions to Allow Load Responsible Entities to Use Deliverable Capacity to Meet the Winter Season Obligation (Revision Request 508)

On February 10, 2023, FERC issued an order accepting SPP's revisions to Attachment AA of the Tariff to allow a Load Responsible Entity to use Deliverable Capacity to meet its Winter Season Obligation.

An effective date of February 14, 2023 was granted.

This order constitutes final agency action.

ER23-636 **Submission of Tariff Revisions to Add a Process to Allow an Exemption of the Deficiency Payment in Attachment AA (Revision Request 515)**

On February 1, 2023, FERC issued a letter stating the filing is deficient and that additional information is necessary to process the filing.

The response is due on February 16, 2023.

On February 16, 2023, SPP submitted its response to the letter requesting additional information.

ER23-638 **Meter Agent Services Agreement between The Energy Authority, Inc. ("TEA") as Market Participant and Municipal Energy Agency of Nebraska ("MEAN") as Meter Agent in the Western Energy Imbalance Service Market**

On February 3, 2023, FERC issued an order accepting the agreement, effective April 1, 2023 as requested.

This order constitutes final agency action.

ER23-639 **Transmission Interconnection Agreement between Southwestern Power Administration ("Southwestern") and People's Electric Cooperative ("PEC"), with SPP as Signatory**

On February 13, 2023, FERC issued an order accepting the agreement, effective January 1, 2023 as requested.

This order constitutes final agency action.

ER23-651 **Facilities Service Agreement ("FSA") among SPP as Transmission Provider, Plum Nellie Wind Farm LLC ("Plum Nellie") as Customer, and ITC Great Plains, LLC ("ITC") as Owner**

On February 7, 2023, FERC issued a letter stating that the filing is deficient and that additional information is necessary to process the filing.

The response is due on March 9, 2023.

ER23-672 **Facilities Service Agreement among SPP as Transmission Provider, Ponderosa Wind II, LLC ("Ponderosa") as Customer, and Southwestern Public Service Company ("SPS") as Owner**

On February 7, 2023, FERC issued a letter stating that the filing is deficient and that additional information is necessary to process the filing.

The response is due on March 9, 2023.

Regulatory Status Report

Jurisdiction: ER23-72
FERC

Revisions to Formula Rate Protocols for Omaha Public Power District ("OPPD")

On February 7, 2023, FERC issued a letter stating the filing is deficient and that additional information is necessary to process the filing.

The response is due on March 9, 2023.

ER23-761

Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Evergy Kansas Central, Inc. ("Evergy") as Network Customer, and Evergy, Oklahoma Gas and Electric Company ("OG&E") and Sunflower Electric Power Corporation ("Sunflower") as Host Transmission Owners

On February 27, 2023, FERC issued an order accepting the agreement, effective December 1, 2022 as requested.

This order constitutes final agency action.

ER23-763

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., Missouri River Energy Services, Mountrail-Williams Electric Cooperative, 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 February 13, 2023, FERC issued an order accepting the agreement, effective December 1, 2022 as requested.

This order constitutes final agency action.

ER23-805

Ministerial Filing of Non-Substantive Tariff Revisions

On February 9, 2023, FERC issued an order accepting SPP's clean-up filing to make corrections to certain sections of the Tariff due to overlapping proceedings.

An effective date of October 1, 2021 was granted.

This order constitutes final agency action.

ER23-841

Submission of Tariff Revisions to Clarify Financial Security Refund Eligibility (Revision Request 492)

On February 3, 2023, Algodon Solar Energy LLC, et al. filed a Protest.

On February 24, 2023, SPP filed an answer in response to the Protest filed by Algodon Solar Energy LLC, et al. on February 3, 2023.

ER23-928

Petition for Waiver of The Empire District Electric Company

On February 7, 2023, the Kansas Corporation Commission filed a Notice of Intervention and Comments in Support.

Regulatory Status Report

Jurisdiction: ER23-929
FERC

Network Integration Transmission Service Agreement ("NITSA") and Network Operating Agreement ("NOA") between SPP, Kansas Municipal Energy Agency ("KMEA") as Network Customer, and Midwest Energy, Inc. ("Midwest"), Evergy Kansas Central, Inc. ("Evergy"), and Western Farmers Electric Cooperative ("WFEC") as Host Transmission Owners

On February 15, 2023, Western Farmers Electric Cooperative filed a Motion to Intervene.

ER23-987

Submission of Tariff Revisions to Update the Violation Relaxation Limit Operating Constraint Based on the Results of Annual Analysis by Southwest Power Pool, Inc. Staff (Revision Request 514)

On February 10, 2023, DC Energy, LLC filed a Motion to Intervene.

RM22-12

Reliability Standards to Address Inverter-Based Resources

On February 6, 2023, the ISO/RTO Council filed comments in response to the Notice of Proposed Rulemaking.

On February 6, 2023, SPP filed comments in response to the Notice of Proposed Rulemaking.

Several parties filed comments in response to the Notice of Proposed Rulemaking.

Regulatory Status Report

Jurisdiction:

**State of
Arkansas**

08-136-U

In the Matter of an Inquiry into Electric Transmission Issues within the Areas Served by the Southwest Power Pool Regional Transmission Organization and the Entergy Corporation as such Issues Affect Electric Service within Arkansas

On February 15, 2023, SPP filed the Fall Quarter State of the Market Report pursuant to Order Nos. 2 and 25.

Regulatory Status Report

Jurisdiction:
United States
Court of
Appeals

- 20-1429 Xcel Energy Services Inc.'s Petition for Review of the Order on Complaint and Order Granting Rehearing for Further Consideration issued in Docket No. EL18-9 Regarding Attachment Z2**
On February 24, 2023, Kansas Electric Power Cooperative, Inc. and Xcel Energy Services Inc. filed a Joint Reply Brief of Petitioners.
- 22-1049 Xcel Energy Services Inc.'s Petition for Review of the Order on Complaint and Order Granting Rehearing for Further Consideration issued in Docket No. EL18-9 Regarding Attachment Z2**
On February 24, 2023, Kansas Electric Power Cooperative, Inc. and Xcel Energy Services Inc. filed a Joint Reply Brief of Petitioners.
- 22-1059 Tenaska Clear Creek Wind, LLC's ("Tensaka") Petition for Review of Orders Issued in Docket No. EL21-77**
On February 6, 2023, FERC filed an Unopposed Motion to Extend Abeyance.
- 22-1064 Kansas Electric Power Cooperative, Inc.'s Petition for Review of Orders Issued in Docket No. EL17-21 Regarding Attachment Z2**
On February 24, 2023, Kansas Electric Power Cooperative, Inc. and Xcel Energy Services Inc. filed a Joint Reply Brief of Petitioners.
- 22-1162 Milligan 3 Wind LLC's Petition for Review of Orders Issued in Docket Nos. ER22-667 and ER22-822**
On February 20, 2023, Milligan 3 Wind, LLC filed an Unopposed Motion for Voluntary Dismissal.
On February 21, 2023, the court issued an order granting the Unopposed Motion for Voluntary Dismissal.
- 22-1205 Lincoln Electric System's ("LES") Petition for Review of Orders Issued in Docket No. ER22-411**
On February 21, 2023, FERC filed the Certified Index to the Record.
- 22-1221 Evergy Companies' Petition for Review of Order Issued in ER22-1719-000**
On February 10, 2023, SPP, et al. filed the Brief of Respondent-Intervenors.
On February 22, 2023, the court issued an order scheduling an oral argument to be held on April 4, 2023.
On February 24, 2023, the Evergy Companies and GridLiance High Plains LLC filed a Reply Brief of Petitioners.
On February 27, 2023, the Evergy Companies and GridLiance High Plains LLC filed a corrected Reply Brief of Petitioners.
On February 28, 2023, FERC filed an Unopposed Motion to Reschedule Oral Argument.
- 22-1252 GridLiance High Plains LLC's Petition for Review of Order Issued in ER22-1719-000**
On February 10, 2023, SPP, et al. filed the Brief of Respondent-Intervenors.
On February 22, 2023, the court issued an order scheduling an oral argument to be held on April 4, 2023.
On February 24, 2023, the Evergy Companies and GridLiance High Plains LLC filed a Reply Brief of Petitioners.

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Jurisdiction: United States Court of Appeals	22-1252	On February 27, 2023, the Evergy Companies and GridLiance High Plains LLC filed a corrected Reply Brief of Petitioners.
		On February 28, 2023, FERC filed an Unopposed Motion to Reschedule Oral Argument.
	22-1291	GridLiance High Plains LLC's Petition for Review of Orders Issued in ER22-1719
		On February 10, 2023, SPP, et al. filed the Brief of Respondent-Intervenors.
		On February 22, 2023, the court issued an order scheduling an oral argument to be held on April 4, 2023.
		On February 24, 2023, the Evergy Companies and GridLiance High Plains LLC filed a Reply Brief of Petitioners.
		On February 27, 2023, the Evergy Companies and GridLiance High Plains LLC filed a corrected Reply Brief of Petitioners.
		On February 28, 2023, FERC filed an Unopposed Motion to Reschedule Oral Argument.
	22-1336	Tenaska Clear Creek Wind, LLC's ("Tensaka") Petition for Review of Orders Issued in Docket No. EL21-77-001 and EL21-77-003
		On February 6, 2023, FERC filed an Unopposed Motion to Extend Abeyance.
	22-3593	Associated Electric Cooperative, Inc.'s ("AECI") Petition for Review of Orders Issued in Docket No. EL22-54
		On February 13, 2023, the court issued an order vacating the stay of proceeding previously granted. A consolidated briefing schedule will be established with Case No. 23-1285. The status report deadline due May 2, 2023 was terminated.
		On February 13, 2023, the court issued a consolidated briefing schedule for Case Nos. 22-3593 and 23-1285.
	23-1004	Flat Ridge 5 Wind Energy LLC and Chisholm Trail Solar Energy LLC's Petition for Review of Orders Issued in Docket Nos. ER22-2371 and ER22-2372
		On February 10, 2023, Flat Ridge 5 Wind Energy LLC and Chisholm Trail Solar Energy LLC filed the Nonbinding Statement of Issues.
		On February 10, 2023, FERC filed an Unopposed Motion to Hold Petition in Abeyance.
		On February 10, 2023, the court issued an order granting the motion to hold case in abeyance.
	23-1054	City Utilities of Springfield, et al. Petition for Review of Orders Issued in FERC Docket Nos. ER22-1846-001 and ER22-1846-003
		On February 24, 2023, City Utilities of Springfield, Missouri, et al. filed a Joint Petition for Review of the orders issued by FERC in Docket Nos. ER22-1846-001 and ER22-1846-003 before the U.S. Court of Appeals for the District of Columbia Circuit in Case No. 23-1054.
		On February 27, 2023, the court issued an order requiring the petitioners to submit documents.
	23-1285	Associated Electric Cooperative, Inc.'s ("AECI") Petition for Review of Order Issued in Docket No. EL22-54-001
		On February 10, 2023, Associated Electric Cooperative, Inc. filed a Petition for Review of the order issued in FERC Docket No. EL22-54-001.

Regulatory Status Report

Jurisdiction: 23-1285
United States
Court of
Appeals

On February 13, 2023, the court issued a consolidated briefing schedule for Case Nos. 22-3593 and 23-1285.

On February 21, 2023, SPP filed a Motion for Leave to Intervene.

23-1378

American Electric Power Service Corporation, et al. Petition for Review of Orders Issued in FERC Docket Nos. ER22-1846-001 and ER22-1846-003

On February 24, 2023, American Electric Power Service Corporation, et al. filed a Joint Petition for Review of the orders issued by FERC in Docket Nos. ER22-1846-001 and ER22-1846-003 before the U.S. Court of Appeals for the Eighth Circuit in Case No. 23-1378.

On February 27, 2023, the court issued a briefing schedule.

23-60015

Southwestern Public Service Company's ("SPS") Petition for Review of Orders issued in EL22-30

On February 2, 2023, Southwestern Public Service Company filed its Docketing Statement.

On February 3, 2023, SPP filed a Notice of Intervention.

On February 13, 2023, FERC filed an Unopposed Motion to Hold Petition in Abeyance.

On February 14, 2023, the court issued an order granting the motion to stay future proceedings in this court for 45 days.