

Southwest Power Pool, Inc.

Regulatory Status Report

FERC or State Jurisdiction: FERC

CE08-88.002 Ching Yee Janny Chen-Read et al.'s Request for Critical Energy Infrastructure Information - Siemens PTI (Additional Requesters)

On October 21, 2009, Janny J. Chen-Read provided a notice by email that Siemens PTS is seeking to add Dinemayer Silva and Ashutosh Tiwari to their group request in this docket.

CE09-34 Brian Smith's Request for Critical Energy Infrastructure Information - AWS True Wind (Additional Requester)

On October 14, 2009, Tanya Petrocine of AWS Truewind submitted an email request to add Brian Smith as an additional employee to the original FERC CEII Request in Docket No. CE09-34. SPP was not noticed on the original request, as SPP data was not requested.

SPP submitted comments on this request October 20, 2009.

CE09-198 Jason Crabtree's Request for Critical Energy Infrastructure Information - Distributed Energy Management, Inc.

On September 27, 2009, Jason Crabtree, Director of Distributed Energy Management, Inc., filed a FERC CEII request to obtain a copy of all FERC Form No. 715 data, as noticed September 29, 2009.

CE09-199 Pinar Kaymaz' Request for Critical Energy Infrastructure Information - Entergy Services, Inc.

On September 30, 2009, Pinar Kaymaz, Sr. Analyst, Entergy Services, Inc., filed a FERC CEII request to obtain a copy of the NERC Eastern Interconnection Reliability Assessment Group Multi-Regional Modeling Working Group (ERAG MMWG) Eastern Interconnection 2010 Summer Peak Powerflow data file in PSS/E file format, as noticed October 2, 2009.

CE10-1 Yohan Sutjandra's Request for Critical Energy Infrastructure Information - The Energy Authority

On October 1, 2009, Yohan Sutjandra, Structure and Pricing Analyst for The Energy Authority, filed a FERC CEII request to obtain a copy of WECC, ERCOT, and Eastern Interconnect power flow data, as noticed October 2, 2009.

SPP submitted comments on this request October 7, 2009.

CE10-2 Lon Peter's Request for Critical Energy Infrastructure Information - Northwest Economic Research, Inc.

On October 5, 2009, Lon Peters, President, Northwest Economic Research, Inc., filed a FERC CEII request to obtain a copy of FERC Form No. 715 data for years 2000 to present, as noticed October 13, 2009.

SPP submitted comments on October 20, 2009.

CE10-3 Dr. Eugene Preston's Request for Critical Energy Infrastructure Information - Transmission Adequacy Consulting

On October 5, 2009, Dr. Eugene Preston, CEO, Transmission Adequacy Consulting, filed a FERC CEII request to obtain the "latest SPP system load flow data files in rawd format and

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future system planning map", as noticed October 13, 2009.

SPP submitted comments on this request October 20, 2009.

ER05-1065

Entergy Services' New Proposal for an Independent Coordinator of Transmission ("ICT") and Extension of the ICT's Initial Term

On September 30, 2009, SPP submitted the ICT's Third Quarterly Performance Report for 2009.

ER06-20

Louisville Gas and Electric Company ("LG&E") and Kentucky Utility Company's ("KU") Request for Commission Approval to Change their Method of Complying with Order Nos. 888 and 889 and Certain Conditions Imposed by the Commission in the Context of their Prior Mergers, and Achieving the Goals of Order No. 2000

On September 30, 2009, SPP submitted the ITO's Semi-Annual Report. This report covers the period from March 2009 through August 2009.

The semi-annual report is required by FERC's orders approving the establishment of the ITO and section 12.1.2 of the ITO Agreement in LG&E/KU's Tariff.

On October 19, 2009, SPP, jointly with Louisville Gas & Electric Company and Kentucky Utilities Company ("LG&E/KU"), submitted a Settlement Agreement, and Amended and Restated Independent Transmission Organization Agreement ("ITO Agreement"), and accompanying documents, which were developed in order to resolve all issues related to a fee dispute between SPP and LG&E/KU.

ER07-1069

AEP Filing of Revised Pro-forma Tariff Sheets to Update AEP's Transmission Service Rates and Institute a Formula Rate (AEP Formula Rate Case)

On September 23, 2009, FERC issued an Order of Chief Judge Granting Motion for Interim Rates. SPP's interim rate authority is extended, effective June 24, 2009, and shall remain in effect until the Commission accepts its filing to formally incorporate the AEP Settlement rates into the SPP Tariff.

ER08-281

Oklahoma Gas & Electric ("OG&E") Formula Rate Case

On September 23, 2009, FERC issued an Order of Chief Judge Granting Motion for Interim Rates.

ER08-313

SPS Formula Rate Case

On September 18, 2009, Xcel Energy Services, Inc. submitted an Uncontested Offer of Settlement and Settlement Agreement.

On September 23, 2009, FERC issued an Order of Chief Judge Granting Request for Shortened Comment Period. Comments are due September 28, 2009.

On September 25, 2009, FERC issued an Order of Chief Judge Severing Attachment A Issues, Designating Presiding Administrative Law Judge, Establishing Track II Procedural Time Standards, and Establishing Prehearing Conference. A prehearing conference is scheduled for October 6, 2009 beginning at 10 AM.

On September 28, 2009, Xcel Energy Services, Inc. and SPP filed an Unopposed Joint Motion for Interim Implementation Rates and Request for Expedited Action. If authorized, SPS and SPP request the Formula Rate become effective October 1, 2009.

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On September 28, 2009, the Commission Trial Staff filed Initial Comments Supporting Uncontested Offer of Partial Settlement and Partial Settlement Agreement on Non-Attachment AI issues.

On September 29, 2009, FERC issued an Order of Chief Judge Shortening Period for Answers. Answers are due October 1, 2009.

On October 5, 2009, FERC issued an Order of Chief Judge Granting Motion for Interim Rate Relief, which granted SPS's and SPP's September 28, 2009 motion to implement interim rates.

On October 6, 2009, FERC issued an Order Adopting Procedural Schedule.

On October 7, 2009, FERC issued a Certification of Uncontested Partial Settlement.

On October 13, 2009, FERC issued an Order Adopting Protective Order.

On October 8, 2009, Xcel Energy Services, Inc. filed a Motion for Adoption of Protective Order.

ER08-1206

SPP Filing of an Unexecuted Network Integration Transmission Service Agreement ("NITSA") between SPP and the Oklahoma Municipal Power Authority ("OMPA"), as well as a Network Operating Agreement ("NOA")

On October 8, 2009, FERC issued a letter order accepting the amended service agreement submitted on May 26, 2009.

This order constitutes final agency action.

On October 20, 2009, SPP submitted an Uncontested Offer of Settlement and Settlement Agreement. This filing includes revised Network Integration Transmission Service Agreements for AECC, AEP, and OMPA.

ER09-342

SPP Filing of an Executed Network Integration Transmission Service Agreement ("NITSA") between SPP and American Electric Power Service Corporation ("AEP"), as well as a Network Operating Agreement ("NOA")

On October 20, 2009, SPP submitted an Uncontested Offer of Settlement and Settlement Agreement. This filing includes revised Network Integration Transmission Service Agreements for AECC, AEP, and OMPA.

ER09-555

Entergy Services, Inc. Filing of Proposed Revisions to Attachment V of Entergy's Open Access Transmission Tariff ("OATT")

On October 16, 2009, SPP filed its Supplement to the WPP Quarterly Report for the time period of June through August 2009. This supplement contains the final August numbers for the actual output of Entergy's legacy oil and gas units.

ER09-659

SPP Filing of an Executed Letter Agreement Regarding Inter-Regional Planning between SPP and Entergy Services, Inc. (Entergy Seams Agreement)

On September 23, 2009, SPP filed an answer to Union Power's September 8, 2009 Protest. SPP states: 1) SPP's CEII access process is fully compliant with the Commission's directives in the June 18 Order and Order No. 890; 2) the Commission should reject UPP's request to require SPP to further modify the letter agreement to conform to the internal

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references to those in Entergy's Attachment K.

ER09-1192

SPP Submission of Revisions to Bylaws

On September 17, 2009, FERC issued an Order Accepting Bylaw Revisions, Subject to Conditions, effective September 30, 2009. The reliability-related amendments to SPP's bylaws are accepted, subject to the same conditions discussed in the concurrently issued order addressing NERC's petition for approval of the same proposed revisions. Accordingly, SPP is directed to submit a compliance filing in this docket that addresses the concerns raised in the September 17, 2009 Order issued in Docket No. RR09-4. SPP's compliance filing is due by November 2, 2009, addressing the following concerns:

- 1) Amendments to Sections 9.2 and 9.3 discuss SPP's proposal to replace the position of Executive Director of Compliance with the RE General Manager. FERC required NERC and SPP to modify section 9.3 to identify the specific duties of the RE General Manager, similar to the lists of duties set forth in the SPP bylaws for Regional Entity staff and Regional Entity trustees.
- 2) Amendments to Section 9.7.3 includes SPP's proposal to address the term and election of Regional Entity trustees. Specifically, subsection 9.7.3(e) would allow members to vote against, as well as for, nominees for a Regional Entity trustee position. FERC directs NERC and SPP to submit a compliance filing which contains a fuller explanation of the procedure, including clear examples of the "negative voting" as applied to "one candidate" and to "multiple candidates" as described in this subsection.

In addition, FERC suspends SPP's section 3.2, 3.8, 3.9 and 3.17 bylaw revisions, subject to refund and subject to the outcome of SPP's Order No. 719 compliance proceeding in Docket No. ER09-1050-000.

On October 1, 2009, SPP filed a Motion of Extension of Time to comply with the Commission's September 17, 2009 Order, which requests an extension to December 1, 2009.

On October 2, 2009, FERC issued a Notice of Extension of Time, extending the date for SPP to comply with the September 17, 2009 Order to and including December 1, 2009.

ER09-1254

SPP Submission of Revisions to Open Access Transmission Tariff to Reform Generation Interconnection Procedures ("Queue Reform Filing")

On September 21, 2009, E.ON Climate & Renewables North America Inc. filed a Protest to SPP's August 31, 2009 Compliance Filing. E.ON states 1) Section 3.3.1 of Attachment V fails to incorporate SPP's commitment in its answer as directed by the Commission in the July 31 Order regarding the flexibility to demonstrate site control; 2) SPP's Generation Interconnection Business Practices do not comport with SPP's commitment in this proceeding and the July 31 Order.

ER09-1255

Large Generator Interconnection Agreement ("LGIA") between Wind Farm Bear Creek, LLC ("Bear Creek") as Interconnection Customer and Sunflower Electric Power Corporation ("Sunflower") as Transmission Owner

On September 28, 2009, FERC issued an Order Granting Rehearing for Further Consideration of the July 31, 2009 Order.

ER09-1386

SPP Filing of an Executed Service Agreement for Firm Point-to-Point Transmission Service between SPP as Transmission Provider and Kansas Municipal Energy Agency ("KMEA") as Transmission Customer

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On September 25, 2009, SPP submitted two revised service agreements. Section 8.1 has been revised to eliminate language pertaining to the remaining monthly revenue requirements that KMEA was to pay for certain upgrades.

ER09-1397

Unexecuted Network Integration Transmission Service Agreement ("NITSA") between SPP, Kansas Power Pool ("KPP") as Network Customer, and Midwest Energy, Inc. ("Midwest Energy) and Westar Energy, Inc. ("Westar") as Host Transmission Owners, as well as a Network Operating Agreement ("NOA")

On October 20, 2009, SPP filed a Motion in Support of the Motion of Kansas Power Pool for Extension of the Comment Date.

On October 20, 2009, Kansas Power Pool filed a Motion for Extension of Comment Date, which requests that the comment date be extended until November 24, 2009.

On October 21, 2009, Kansas Power Pool filed an Errata to its October 20, 2009 Motion for Extension of Comment Date. In the original motion, KPP inadvertently requested in the conclusion that an extension be granted to November 20, 2009. KPP filed this errata to confirm that it requests an extension until November 24, 2009.

ER09-1504

SPP Filing of an Executed Service Agreement for Firm Point-to-Point Transmission Service between SPP as Transmission Provider and KCP&L Greater Missouri Operations Company ("KCP&L-GMO") as Transmission Customer

On September 24, 2009, FERC issued a letter order accepting the agreement, effective September 25, 2009.

This order constitutes final agency action.

ER09-1506

Executed Network Integration Transmission Service Agreement ("NITSA") between SPP as Transmission Provider and Westar Energy, Inc. ("Westar") as both Network Customer, and Host Transmission Owner, as well as a Network Operating Agreement ("NOA")

On September 24, 2009, FERC issued a letter order accepting the agreements, effective September 26, 2009 as requested.

This order constitutes final agency action.

ER09-1558

Executed Network Integration Transmission Service Agreement ("NITSA") between SPP as Transmission Provider and the Board of Public Utilities, Springfield, Missouri ("Springfield") as both Network Customer, and Host Transmission Owner, as well as a Network Operating Agreement ("NOA")

On September 30, 2009, FERC issued a letter order accepting the agreements, effective October 6, 2009.

This order constitutes final agency action.

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ER09-1562

Unexecuted Network Integration Transmission Service Agreement ("NITSA") between SPP, Kansas Power Pool ("KPP") as Network Customer, and Mid-Kansas Electric Company ("MKEC") as Host Transmission Owners, as well as a Network Operating Agreement ("NOA")

On September 28, 2009, SPP filed a Motion to Extend the Comment Date. SPP asks that the comment date be extended to and including October 20, 2009, and that the Commission defer action until December 21, 2009.

On October 5, 2009, FERC issued a Notice Granting Extension of Time and Deferral of Action. Comments are due October 20, 2009. The Commission granted deferral of action until December 21, 2009.

On October 6, 2009, KPP filed a Motion to Intervene.

On October 20, 2009, Kansas Power Pool filed a Motion for Extension of Comment Date, which requests that the comment date be extended until November 24, 2009.

On October 20, 2009, SPP filed a Motion in Support of the Motion of Kansas Power Pool for Extension of the Comment Date.

On October 21, 2009, Kansas Power Pool filed an Errata to its October 20, 2009 Motion for Extension of Comment Date. In the original motion, KPP inadvertently requested in the conclusion that an extension be granted to November 20, 2009. KPP filed this errata to confirm that it requests an extension until November 24, 2009.

ER09-1609

SPP Submission of Tariff Revisions to Update the List of Grandfathered Agreements Contained in Attachment W

On October 7, 2009, FERC issued a letter order accepting the Attachment W revisions effective April 1, 2009.

This order constitutes final agency action.

ER09-1714

Large Generator Interconnection Agreement ("LGIA") between Elk City Wind, LLC ("Elk City Wind") as Interconnection Customer and Public Service Company of Oklahoma ("PSO") as Transmission Owner

On October 7, 2009, American Electric Power Service Corporation filed a Motion to Intervene and Comments.

On October 7, 2009, Dempsey Ridge Wind Farm, LLC filed a Motion to Intervene and Comments. Dempsey Ridge asks for clarifications on 1) the "Point of Interconnection" designated in Appendix A, Section 9; 2) Dempsey Ridge's cost responsibility for network upgrades given that Elk City has requested that the in-service date for the Stand Alone Network Upgrades common to Sections 2(a)(i) and (ii) of Appendix A of both the Dempsey Ridge LGIA and Elk City LGIA be advanced; and 3) Elk City's responsibility for construction of additional terminal positions as set forth in Sections 2(a)(i) and (ii) of Appendix A of the Elk City LGIA.

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ER09-1716

Interim Large Generator Interconnection Agreement ("LGIA") between SPP as Transmission Provider and Western Farmers Electric Cooperative ("WFEC") as Interconnection Customer and Transmission Owner

On September 17, 2009, SPP submitted an executed Interim Large Generator Interconnection Agreement between SPP as Transmission Provider, and Western Farmers Electric Cooperative as Interconnection Customer and Transmission Owner. SPP Service Agreement No. 1845.

An effective date of July 1, 2009 is requested.

On October 8, 2009, Western Farmers Electric Cooperative filed a Motion to Intervene.

ER09-1732

SPP Filing of an Executed Meter Agent Services Agreement between KCP&L Greater Missouri Operations Company ("KCP&L-GMO") as both Market Participant and Meter Agent

On September 22, 2009, SPP submitted an executed Meter Agent Services Agreement between KCP&L Greater Missouri Operations Company as both Market Participant and Meter Agent. SPP Service Agreement No. 1806.

An effective date of September 1, 2009 is requested.

ER09-1733

SPP Filing of an Executed Meter Agent Services Agreement between Dogwood Energy, LLC ("Dogwood") as Market Participant and KCP&L Greater Missouri Operations Company ("KCP&L-GMO") as Meter Agent

On September 22, 2009, SPP submitted an executed Meter Agent Services Agreement between Dogwood Energy, LLC as the Market Participant and KCP&L Greater Missouri Operations Company as the Meter Agent. SPP Service Agreement No. First Revised 1780.

This agreement replaces Original 1780 filed in Docket No. ER09-1068.

SPP also filed a cancellation of the External Generation Agreement (SPP Service Agreement No. 1774) effective September 1, 2009.

An effective date of September 22, 2009 is requested.

On October 13, 2009, Dogwood Energy, LLC filed a Motion to Intervene.

ER09-1736

SPP Submission of Revised Pages to its OATT to Implement a Rate Change for Public Service Company of Oklahoma ("PSO") and Southwestern Electric Power Company ("SWEPCO") (PSO and SWEPCO Formula Rate Case)

On September 23, 2009, SPP submitted revised pages to its OATT intended to implement a rate change for Public Service Company of Oklahoma ("PSO") and Southwestern Electric Power Company ("SWEPCO"). This is to implement the transmission formula rate included in the Offer of Settlement submitted in Docket No. ER07-1069 by AEP on behalf of PSO and

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SWEPCO, as well as several other entities, which was accepted by the Commission on June 24, 2009.

An effective date of February 1, 2008 is requested for revisions incorporating AEP's formula rate template and protocols, and March 1, 2009 for the Tariff revisions submitted in this filing that are associated with the SPP Interim Rate Order issued in Docket No. ER07-1069.

On October 14, 2009, East Texas Cooperatives filed a Motion to Intervene.

ER09-1740

SPP Submission of Revised Pages to its OATT to Implement a Rate Change for Oklahoma Gas and Electric Company ("OG&E") (OG&E Formula Rate Case)

On September 24, 2009, SPP submitted revised pages to its OATT intended to implement a rate change for Oklahoma Gas and Electric Company ("OG&E"). This is to implement the transmission formula rate included in the Offer of Settlement filed by OG&E in Docket No. ER08-281, and accepted by the Commission on June 25, 2009.

An effective date of July 1, 2008 is requested for the Tariff revisions incorporating OG&E's formula rate template and protocols, and May 1, 2009 for the Tariff revisions submitted in this filing that are associated with the Chief ALJ Interim Rate Order issued in Docket No. ER08-281.

ER09-1778

Executed Network Integration Transmission Service Agreement ("NITSA") between SPP, Associated Electric Cooperative, Inc. ("AECI") as Network Customer, and Oklahoma Gas and Electric Company ("OG&E") as Host Transmission Owners, as well as a Network Operating Agreement ("NOA")

On September 30, 2009, SPP submitted an executed Network Integration Transmission Service Agreement between SPP as Transmission Provider, Associated Electric Cooperative, Inc., as Network Customer, as well as a Network Operating Agreement with Oklahoma Gas and Electric Company as Host Transmission Owner. SPP Service Agreement No. Fourth Revised 1154.

An effective date of September 1, 2009 is requested.

ER10-7

Submission of Midwest Independent Transmission System Operator, Inc. ("Midwest ISO"), PJM Interconnection, LLC ("PJM"), and SPP of Proposed Revisions to the Congestion Management Process ("CMP") and Joint Operating Agreements

On October 1, 2009, Midwest ISO, PJM and SPP submitted proposed revisions to the Congestion Management Process of the Joint Operating Agreement between Midwest ISO and PJM and the Joint Operating Agreement between Midwest ISO and SPP. The RTOs are submitting the proposed revisions to modify sections of the Congestion Management Process based on the Market Flow Threshold Final Report and NERC approvals of the recommendation contained in the final report. In addition, the RTOs requested a waiver of the NAESB business practices WEQ-008-1.4 and WEQ-008 Appendix D.

An effective date of November 1, 2009 is requested.

On October 7, 2009, Consumers Energy Company filed a Motion to Intervene.

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On October 14, 2009, American Municipal Power, Inc. filed a Motion to Intervene.

ER10-13

SPP Submission of Tariff Revisions Regarding NAESB Business Practices (Attachment R-1)

On October 1, 2009, SPP submitted revisions to its OATT to modify the North American Energy Standards Board ("NAESB") Business Practices incorporated by reference in the SPP Tariff. In a filing submitted concurrently with this filing, SPP, MISO and PJM jointly submit revisions to the Congestion Management Processes of the Joint Operating Agreements between MISO and SPP and between MISO and PJM, along with a request for waiver of certain NAESB Business Practices (see FERC Docket No. ER10-7).

An effective date of November 1, 2009, is requested.

ER10-21

SPP Submission of Revisions to OATT to Implement Rate Changes for Public Service Company of Oklahoma ("PSO"), Southwestern Electric Power Company ("SWEPCO"), and Southwestern Public Service Company ("SPS")

On October 2, 2009, SPP submitted revised pages to its OATT to implement rate changes for Public Service Company of Oklahoma, Southwestern Electric Power Company, and Southwestern Public Service Company, which are transmission owners and pricing zones under the SPP Tariff. SPP submits this filing to track the rate updates calculated by American Electric Power ("AEP"), on behalf of PSO and SWEPCO, and by Xcel Energy Services, Inc. ("XES"), on behalf of SPS, based on their respective transmission cost of service formula rates.

An effective date of July 1, 2009 is requested.

ER10-29

SPP Submission of Revisions to OATT to Implement Rate Changes for Lincoln Electric System ("LES") and Omaha Public Power District ("OPPD")

On October 5, 2009, SPP submitted revised pages to its OATT to implement rate changes for Lincoln Electric System and Omaha Public Power District, which are transmission owners and pricing zones under the SPP Tariff. SPP submits this filing to track the rate updates calculated by LES and OPPD based on their respective transmission cost of service formula rates.

An effective date of August 1, 2009 is requested.

ER10-33

SPP Filing of an Executed Meter Agent Services Agreement between Kansas Power Pool ("KPP") as Market Participant and Westar Energy, Inc. ("Westar") as Meter Agent

On October 5, 2009, SPP submitted an executed Meter Agent Services Agreement between Kansas Power Pool as the Market Participant and Westar Energy, Inc. as the Meter Agent. SPP Service Agreement No. First Revised 1374.

An effective date of June 1, 2009 is requested.

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ER10-45 **SPP Submission of Revisions to OATT to Implement Rate Changes for ITC Great Plains, LLC**

On October 13, 2009, SPP submitted revised pages to its OATT to incorporate a revenue requirement and a transmission cost of service formula rate for ITC Great Plains, LLC, which is a Transmission Owner under the SPP Tariff. SPP submitted this filing to implement the ITC Great Plains' formula rate, filed on January 15, 2009 in Docket No. ER09-548, and conditionally accepted and set for hearing and settlement procedures by the Commission on March 16, 2009.

An effective date of April 18, 2009 is requested.

ER10-66 **Large Generator Interconnection Agreement ("LGIA") between Conestoga Winds, LLC ("Conestoga") as Interconnection Customer and Southwestern Public Service Company ("SPS") as Transmission Owner**

On October 14, 2009, SPP submitted an executed LGIA between SPP as Transmission Provider, Conestoga Winds, LLC as Interconnection customer, and Southwestern Public Service Company as Transmission Owner. SPP Service Agreement No. First Revised 1159.

An effective date of September 14, 2009 is requested.

ES09-25 **Application of SPP Under Section 204 of the Federal Power Act for an Order Authorizing the Issuance of Securities**

On October 9, 2009, Southwest Power Pool, Inc. electronically submitted to FERC a Report of Securities Issued pursuant to Section 34.10 of the Commission's regulations.

OA08-59 **Entergy Services, Inc. Order No. 890 Attachment K Compliance Filing**

On September 23, 2009, Entergy filed an Answer in response to the LM Municipals September 8, 2009 Protest.

On September 23, 2009, the SIRPP Sponsors filed a Motion for Leave to Answer Protest and Answer in response to the LM Municipals September 8, 2009 Protest.

RR06-1 **North American Electric Reliability Council and North American Electric Reliability Corporation Filing of Draft Version 5 of the Reliability Standards Development Procedure to Allow NERC to Transition to Become the Electric Reliability Organization ("ERO")**

On October 2, 2009, FERC issued a letter order accepting NERC's July 30, 2009 Compliance Filing.

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RR09-4

NERC Petition for Approval of Proposed Revisions to Bylaws of SPP

On September 17, 2009, FERC issued an Order Accepting Proposed Amendments to the Bylaws of Southwest Power Pool, Inc. and Requiring Compliance Filing. The reliability-related amendments to SPP's bylaws are accepted. However, FERC directs NERC and SPP to submit a compliance filing by November 2, 2009, addressing the following concerns:

- 1) Amendments to Sections 9.2 and 9.3 discuss SPP's proposal to replace the position of Executive Director of Compliance with the RE General Manager. FERC required NERC and SPP to modify section 9.3 to identify the specific duties of the RE General Manager, similar to the lists of duties set forth in the SPP bylaws for Regional Entity staff and Regional Entity trustees.
- 2) Amendments to Section 9.7.3 includes SPP's proposal to address the term and election of Regional Entity trustees. Specifically, subsection 9.7.3(e) would allow members to vote against, as well as for, nominees for a Regional Entity trustee position. FERC directs NERC and SPP to submit a compliance filing which contains a fuller explanation of the procedure, including clear examples of the "negative voting" as applied to "one candidate" and to "multiple candidates" as described in this subsection.

On September 29, 2009, NERC and SPP filed a request for a thirty-day extension of time to submit their compliance filing in response to the September 17, 2009 Order.

On October 1, 2009, FERC issued a Notice of Extension of Time, which granted an extension to and including December 1, 2009 to comply with the September 17, 2009 Order.

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FERC or State 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 October 1, 2009, SPP and Entergy filed the monthly progress report for September, detailing the progress made toward the completion of a seams agreement, pursuant to Order No. 15.

On October 1, 2009, SPP filed the ICT's Third Quarterly Performance Report for 2009.

On October 13, 2009, the Arkansas Cities (Conway Corporation, the West Memphis Utilities Commission, the City of Osceola, the City of Benton, the Hope Water & Light Commission and the City of Prescott, Arkansas) filed a Petition to Intervene.

On October 16, 2009, SPP filed the September State of the Market Report pursuant to Order No. 2.

On October 19, 2009, SPP filed its Supplement to the WPP Quarterly Report for the time period of June through August 2009.

09-037-U **In the Matter of the Application of SPP for Authority to Issue up to \$30,000,000 in Non-Secured Promissory Notes with Maturity in 2016**

On October 8, 2009, SPP filed a complete copy of the credit agreement for the transaction approved in this docket by the APSC on May 21, 2009.

09-090-U **In the Matter of the Impact of Federal Energy Regulatory Commission ("FERC") Orders 719 and 719-A in FERC Docket No. RM07-19-001 on the Regulatory Authority of the Arkansas Public Service Commission**

On September 17, 2009, EnerNOC, Inc. filed a Motion to Intervene.

On September 28, 2009, Wal-Mart Stores, Inc. filed a Motion to Intervene.

On October 8, 2009, the APSC issued Order No. 3. In order to allow EnerNOC additional time to justify its Motion to Intervene, the Commission waives the applicability of Rule 3.04(b)(1).

On October 13, 2009, the APSC issued Order No. 4, which grants Walmart's Motion to Intervene.

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FERC or State Jurisdiction: State of Kansas

08-ITCE-936-COC

In the Matter of the Application of ITC Great Plains, LLC to Amend its Certificate of Public Convenience and Authority to Transact the Business of an Electric Public Utility in the State of Kansas (Ford, Kiowa, Clark and Comanche Counties)

On October 5, 2009, the Kansas Corporation Commission issued an Order Granting Joint Motion to Approve Stipulation and Agreement and Denying Curb's Objection.

The Commission grants ITC Great Plains an amended certificate to build the ITC Segment of the 765kV Project, and also grants Prairie Wind a certificate of convenience to build the PWT Segment. CURB's objection to the Phase 2 Stipulation is overruled.

08-PWTE-1022-COC

In the Matter of the Application of Prairie Wind Transmission, LLC for a Certificate of Public Convenience to Transact the Business of an Electric Public Utility in Ford, Kiowa, Clark, Comanche, Barber, Pratt, Harper, Kingman, Sumner and Sedgwick Counties, Kansas.

On October 5, 2009, the Kansas Corporation Commission issued an Order Granting Joint Motion to Approve Stipulation and Agreement and Denying Curb's Objection.

The Commission grants ITC Great Plains an amended certificate to build the ITC Segment of the 765kV Project, and also grants Prairie Wind a certificate of convenience to build the PWT Segment. CURB's objection to the Phase 2 Stipulation is overruled.

10-GIME-215-GIE

In the Matter of the Investigation into Laws and Regulations Relating to Demand Response and Scarcity Pricing

On September 21, 2009, the KCC issued an Order Opening Docket, Scheduling Comments, and Designating Prehearing Officer. The Commission seeks input from parties in deciding what issues may or should be considered in this proceeding and in determining whether or how, under Kansas law, the KCC can move forward to address issues presented by FERC Order Nos. 719 and 719-A. Two issues of particular interest are FERC's stated policies (1) to remove obstacles to demand response and scarcity pricing in RTO and ISO organized Energy Imbalance Services Markets and (2) to allow third-party aggregators of retail customers to bid demand response directly into these organized energy markets.

The KCC directs parties to file comments addressing the issues listed in the September 21, 2009 Order by October 20, 2009. Reply comments are due November 17, 2009.

The Commission invites SPP to file comments, but recognizes that SPP's input may be limited, depending on whether FERC has acted on SPP's April 28, 2009 filing in FERC Docket No. ER09-1050.

A Prehearing Conference is scheduled for December 10, 2009, beginning at 2 PM.

On October 5, 2009, SPP filed its Entry of Appearance.

On October 20, 2009, SPP filed its initial comments in response to the September 21, 2009 Order.

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FERC or State Jurisdiction: State of New Mexico

07-00390-UT

An Investigation into the Prudence of Southwestern Public Service Company's ("SPS") Participation in the SPP RTO

On September 17, 2009, the parties submitted an Uncontested Stipulation.

On September 21, 2009, SPS filed a Notice of Filing of Exhibits to the Uncontested Stipulation which was filed on September 17, 2009. SPS inadvertently omitted Exhibits A and B of the Stipulation, which include the Network Integration Transmission Service Agreement and Network Operating Agreement.

On September 22, 2009, the Hearing Examiner issued an Order Rescheduling Hearing and Testimony Deadline. The testimony in support of the stipulation is due October 16, 2009. The hearing on the Uncontested Stipulation is scheduled for October 29, 2009, beginning at 10 AM.

On October 16, 2009, SPP filed Testimony Supporting Uncontested Stipulation of Les Dillahunty.

On October 16, 2009, Prasad Potturi filed Direct Testimony in Support of Stipulation.

On October 16, 2009, SPS filed Testimony Supporting Uncontested Stipulation of David Hudson.