

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

Western Area Power Administration
Docket Nos. EF11-4-000 and
EF11-4-001

April 25, 2011

Western Area Power Administration
Office of General Counsel
12155 W. Alameda Parkway
P.O. Box 281213
Lakewood, CO 80228

Attention: Ronald J. Klinefelter, Esq.
Attorney for Western Area Power Administration

Reference: Baseline Tariff Filing and Compliance Filing

Dear Mr. Klinefelter:

On February 3, 2011, Western Area Power Administration (Western) submitted a baseline electronic tariff, pursuant to Order No. 714 and in consultation with Commission Staff.¹ Western states that the baseline tariff is identical to the non-jurisdictional open access transmission tariff (OATT) that the Commission previously accepted for filing in Docket No. NJ10-1-000.² Therefore, no substantive changes have been made to the text of the tariff or its currently effective rates, terms and conditions. Accordingly, the baseline tariff is accepted for filing, effective September 30, 2010, as requested.

On March 2, 2011, in Docket No. EF11-4-001, Western submitted a compliance filing that included certain Commission-mandated tariff revisions deemed necessary in a

¹ *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008).

² Western's OATT was resubmitted in Docket No. EF10-10-000 to comply with Order No. 714, but later withdrawn due to certain formatting errors and technical issues.

prior order for Western to maintain its reciprocity or “safe harbor” tariff status.³ Specifically, the order granted Western’s petition for declaratory order and allowed it to make certain OATT revisions, subject to a subsequent filing by Western that revises its OATT in the following areas: (1) transmission service request clustering under section 19.2; (2) creditworthiness determinations under Attachment Q; (3) treatment of rollover rights under Attachment C; and (4) cost allocation under Attachment P. In addition to the above, Western states the instant compliance filing clarifies the effective date of the revised rollover language in section 2.2 of the OATT and corrects an inadvertent omission in Schedule 2. Your compliance filing is accepted as filed.

These filings were noticed on February 8, 2011 and March 3, 2011, with comments, protests or motions to intervene due on or before February 17, 2011 and March 24, 2011, respectively. No protests or adverse comments were filed. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214.

This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice affecting such rates or services provided for in the filed documents; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or any which may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against Western Area Power Administration.

This action is taken pursuant to authority delegated to the Director, Division of Electric Power Regulation - West under 18 C.F.R. § 375.307. This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

³ See *Western Area Power Administration*, 133 FERC ¶ 61,193 (2010).

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Sincerely,

Steve P. Rodgers, Director
Division of Electric Power
Regulation - West

cc: All Parties