

UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION

American Transmission Company LLC	)	Docket No. ER01-702-002
	)	
Edison Sault Electric Company	)	Docket No. OA01-7-000
	)	
Wisconsin Electric Power Company	)	Docket No. OA01-8-000
	)	
	)	(Not Consolidated)

**AMERICAN TRANSMISSION COMPANY LLC'S  
SUPPLEMENTAL COMPLIANCE FILING**

American Transmission Company LLC (ATCLLC) hereby submits this supplemental compliance filing to revise statements made in ATCLLC's March 7, 2002 compliance filing (and earlier filings).

**Background**

In the March 7, 2002 compliance filing, ATCLLC stated that "[n]either WEPCO's employees performing a Wholesale Merchant Function nor WEPCO's control area operators have access to ATCLLC's transmission data base." Compliance Filing at 6.<sup>1</sup> As discussed below, this statement, as it turns out, was not correct. Access by WEPCO employees to certain limited transmission system operational alarm data was inadvertently unrestricted. The fact that access to that data was unrestricted became apparent on March 8, 2002 and was immediately corrected.

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<sup>1</sup> ATCLLC made similar statements in the December 18, 2000 and August 1, 2001 standard of conduct filings.

### **Details of Inadvertent Unrestricted Access**

On March 8, 2002 (one day after the March 7, 2002 compliance filing), certain ATCLLC personnel became aware of a data base generated by the Energy Management System (EMS) of WEPCO containing transmission alarm data that was inadvertently accessible by WEPCO non-transmission employees. The EMS-generated data base in question contains limited historical information regarding transmission line alarms (such as voltage, frequency and circuit breaker operation alarms) on the transmission facilities formerly owned by WEPCO, as well as all other EMS alarms, including those associated with the WEPCO distribution and control area facilities. Beginning on March 8, 2002, access has been restricted.

ATCLLC in conjunction with WEPCO's legal department, in coordination with WEPCO's corporate compliance officer, conducted an investigation and have concluded the following:

1. The EMS alarm data was limited to historical data stored in an electronic storage data base that is updated at 5-minute intervals. The data base contains a historical record of all alarms processed by the WEPCO EMS system, including those associated with transmission, generation and distribution facilities.
2. WEPCO was not notified of actual alarms on ATCLLC's transmission system. The actual EMS alarms have, since January 1, 2001, always been accessible only to ATCLLC Employees<sup>2</sup> in real-time. The historical EMS alarm data was placed in an electronic storage data base, which could be accessed through a web page in the WEPCO intra-net system using Excel. The web page address was not publicly displayed and access was limited to persons informed of the web page address.

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<sup>2</sup> Employees is defined as "employees of ATC Management Inc., the corporate manager of ATCLLC, and Contractor Employees."

3. The EMS alarm data was accessible by WEPCO employees who were not Contractor Employees. However, the investigation revealed that actual access to that data base by non-transmission employees was limited to historical inquiries regarding generator disconnect alarms on an infrequent basis.
4. Based on the type of information that was available, ATCLLC and WEPCO have concluded that it would be difficult, at best, for someone to use that information preferentially. First, there was no way for WEPCO employees to know when there was an alarm issued at any given time. Second, tracking down the source or location of the constraint or operational concern on ATCLLC's transmission system associated with such an alarm would have been difficult and time consuming given the available data.
5. When it was discovered, the link to the EMS alarm data was disabled so that no unauthorized persons could access the data.

### **Actions Taken**

As of March 8, 2002, access to the EMS alarm data was restricted to authorized persons only. For the period January 1, 2001 (when ATCLLC began operations) through March 8, 2002, the data base contains upwards of 2 to 3 million data entries and is too large to be posted on the OASIS directly. Thus, as an alternative, ATCLLC will make available the EMS alarm data dating from January 1, 2001 through March 8, 2002 on a compact diskette to any entity that requests a copy. The appropriate contact person will be posted on the ATCLLC website, which is connected by a link to the Midwest ISO OASIS.

In addition, as described in the March 7, 2002 compliance filing, ATCLLC has already purchased its own EMS, which is undergoing testing and is expected to be operational before the end of the year. After ATCLLC's EMS becomes operational, ATCLLC will be processing the transmission information from WEPCO's EMS directly and historical transmission data will not reside at WEPCO. In the meantime, ATCLLC's Standards of Conduct currently

require that all ATCLLC Participants,<sup>3</sup> including WEPCO, sign a corporate form of the Standard of Conduct certificate (this is in addition to requiring signatures from the specific Contractor Employees who perform services for ATCLLC). WEPCO has executed such a certificate. This provides another measure of added protection regarding WEPCO's access to, and treatment of, transmission-related data. ATCLLC believes that there are no other inadvertent access issues on its system.

Respectfully submitted,

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**Counsel for American Transmission Company LLC**

Dated: March 22, 2002

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<sup>3</sup> ATCLLC Participants is defined as "equity owners in ATCLLC and their utility affiliates."

## **CERTIFICATE OF SERVICE**

I hereby certify that I have caused the foregoing document to be served by first class mail to all parties on the official service list designated by the Secretary in this proceeding on this 22nd day of March 2002.

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Linda L. Walsh

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NOTICE OF FILING

Take notice that on March 22, 2002, American Transmission Company LLC (ATCLLC) tendered for filing a supplemental compliance filing and report of inadvertent unrestricted access to certain transmission information.

Any person desiring to be heard or to protest the filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR . . 385.211 and 385.214). All such motions or protests must be filed in accordance with . 35.8 of the Commission's regulations on or before \_\_\_\_\_. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance). Comments and protests may be filed electronically via the internet in lieu of paper. *See*, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website at <http://www.ferc.fed.us/efi/dorrbell.htm>

Magalie R. Salas  
Secretary