

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Pat Wood, III, Chairman;
Nora Mead Brownell, Joseph T. Kelliher,
and Suedeen G. Kelly.

Southern Company Services, Inc.

Docket No. ER05-613-000

ORDER ON COMPLIANCE FILING ACCEPTING PROPOSED MODIFICATIONS
TO *PRO FORMA* LARGE GENERATOR INTERCONNECTION PROCEDURES AND
LARGE GENERATOR INTERCONNECTION AGREEMENT, SUBJECT TO
CONDITION

(Issued April 19, 2005)

1. On February 18, 2005, Southern Company Services, Inc. (Southern) submitted for filing on behalf of Alabama Power Company, Georgia Power Company, Gulf Power Company, Mississippi Power Company, and Savannah Electric and Power Company (collectively, Southern Companies) revisions to its open access transmission tariff (OATT) in compliance with the Commission's Order No. 2003-B.¹ In this order, the Commission accepts certain of these revised tariff sheets to be effective January 19, 2005, as requested. We also accept a revised tariff sheet to be effective January 19, 2005, subject to the outcome of the proceeding in Docket No. ER04-459-004. This order benefits customers because it ensures that the terms, conditions, and rates for interconnection service are just and reasonable and thus encourages more competitive markets.

¹ *Standardization of Generator Interconnection Agreements and Procedures*, Order No. 2003-B, 70 Fed. Reg. 265 (Jan. 4, 2005), FERC Stats. & Regs. ¶ 31,171 (2005) (Order No. 2003-B), *reh'g pending*.

I. Background

2. In Order No. 2003,² the Commission required all public utilities that own, control, or operate facilities for transmitting electric energy in interstate commerce to file revised OATTs containing the *pro forma* Large Generator Interconnection Procedures (LGIP) and Large Generator Interconnection Agreement (LGIA) by January 20, 2004, and deemed all “non-independent” Transmission Providers to have adopted the LGIP and LGIA into their transmission tariffs.³ The Commission left it to Transmission Providers to justify any variation from the *pro forma* LGIP or LGIA based on regional reliability requirements.⁴ Alternatively, a Transmission Provider could propose a modification and demonstrate that it is consistent with or superior to the *pro forma* LGIP or LGIA.⁵

3. The Commission then issued Order No. 2003-A, which revised the *pro forma* LGIP and LGIA. The Commission stated that a Transmission Provider, subject to Commission approval, “may tailor Network Resource Interconnection Service (NRIS) by adopting reasonable procedures and criteria that are generally accepted in the region and consistently adhered to by the Transmission Provider.”⁶ In response to this invitation, on April 28, 2004, Southern proposed two analyses, “Comparable Manner Analysis,” and “Aggregate Deliverability Analysis” under a Study Procedure for NRIS pursuant to the *pro forma* LGIP sections 3.2.2.1 and 3.2.2.2 to be included as a new Attachment J-1 to its tariff.

4. The Commission rejected Southern’s proposed Attachment J-1 without prejudice as not consistent with or superior to the *pro forma* LGIP sections 3.2.2.1 and 3.2.2.2.⁷ Subsequently, Southern submitted tariff sheets in compliance and filed a request for rehearing.⁸

² *Standardization of Generator Interconnection Agreements and Procedures*, Order No. 2003, 68 Fed. Reg. 49,845 (Aug. 19, 2003), FERC Stats. & Regs. ¶ 31,146 (2003) (Order No. 2003), *order on reh’g*, Order No. 2003-A, 69 Fed. Reg. 15,932 (Mar. 26, 2004), FERC Stats. & Regs. ¶ 31,160 (2004) (Order No. 2003-A), *order on reh’g*, Order No. 2003-B, 70 Fed. Reg. 265 (Jan. 4, 2005), FERC Stats. & Regs. ¶ 31,171 (2005) (Order No. 2003-B), *reh’g pending*.

³ *See Notice Clarifying Compliance Procedures*, 106 FERC ¶ 61,009 (2004).

⁴ Order No. 2003 at P 826.

⁵ *Id.* P 825.

⁶ Order No. 2003-A at P 532.

⁷ *Southern Company Services, Inc.*, 107 FERC ¶ 61,317 (2004) (June 25 Order).

⁸ Docket Nos. ER04-459-002 and ER04-459-003.

5. The Commission granted rehearing in part and conditionally accepted the revised NRIS Study Procedure that Southern had previously proposed as Attachment J-1, subject to certain required modifications.⁹

6. The Commission then issued Order No. 2003-B, which deemed the OATT of each non-independent Transmission Provider to be amended to adopt revisions to the *pro forma* LGIP and LGIA. Order No. 2003-B also requires each non-independent Transmission Provider to submit revised tariff sheets incorporating the changes contained in Order No. 2003-B.¹⁰ The Commission directed entities to make the required compliance filing within 60 days of the issuance of Order No. 2003-B.

7. On February 18, 2005, Southern submitted revised tariff sheets in compliance with Order No. 2003-B.

II. Notice and Responsive Pleadings

8. Notice of Southern's February 18, 2005 compliance filing was published in the *Federal Register*, 70 Fed. Reg. 10,393 (2005), with interventions and protests due on or before March 11, 2005. None was filed.

III. Discussion

9. The Commission finds that Southern's revised tariff sheets comply with Order No. 2003-B, with one exception. Accordingly, we will accept these revised tariff sheets for filing, subject to the condition discussed below.

10. The October 5 Order conditionally accepted Southern's proposed revised Attachment J-1 of its OATT and directed Southern to make certain revisions in compliance with Order No. 2003-A. In Docket No. ER04-459-004, currently pending before the Commission, Southern filed such proposed revisions to its proposed Attachment. Accordingly, the Commission will conditionally accept Southern's instant proposal to include the words "pursuant to Attachment J-1 of the Tariff," modifying LGIP section 3.2.2.1, subject to the outcome of the proceeding in Docket No. ER04-459-004.

11. In Order No. 2003-B, the Commission also required Transmission Providers to revise LGIP section 5.2 to correct a typographical error. On August 24, 2004, Southern proposed to make the correction in a separate filing.¹¹ In an order dated October 22,

⁹ *Southern Company Services, Inc.*, 109 FERC ¶ 61,014 (2004) (October 5 Order).

¹⁰ Order No. 2003-B at P 139; *see also Id.* at Appendix B.

¹¹ Docket No. ER04-1161-000.

2004, the Commission accepted Southern's proposed typographical corrections relating to LGIP section 5.2.¹² We note that, consequently, Southern did not submit the tariff sheet reflecting the revision to LGIP section 5.2 in its February 18, 2005 Filing.

The Commission orders:

(A) The Commission hereby accepts Southern's proposed revised tariff sheets for filing, as discussed in the body of this order.

(B) The Commission hereby accepts Southern's proposed modification to LGIP section 3.2.2.1, as discussed in the body of this order, subject to the outcome of the proceeding in Docket No. ER04-459-004.

By the Commission.

(S E A L)

Linda Mitry,
Deputy Secretary.

¹² *Southern Company Services, Inc.*, 109 FERC ¶ 61,070, at P 81 (2004).