

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

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

Riverside Energy Center, LLC
RockGen Energy, LLC

Docket Nos. ER04-1055-000
ER04-1059-000
(Not Consolidated)

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued June 20, 2005)

1. On February 18, 2005, Riverside Energy Center, LLC (Riverside), RockGen Energy, LLC (RockGen), Madison Gas & Electric Company, Wisconsin Public Power Inc., Wisconsin Electric Power Company, and Alliant Energy Corporate Services, Inc., on behalf of itself and its affiliates, Wisconsin Public Service Corporation, Upper Peninsula Power Company, and American Transmission Company, filed a proposed Offer of Settlement and Settlement Agreement (Settlement) in the above-referenced proceedings. On March 10, 2005, Riverside and RockGen, jointly, and Trial Staff filed comments in support of the Settlement. On March 14, 2005, the Settlement Judge certified the Settlement to the Commission as an uncontested settlement.
2. On July 28, 2004, Riverside and RockGen filed proposed rate schedules specifying their revenue requirements for providing cost-based Reactive Support and Voltage Control from Generation Sources Service (Reactive Power Service) and requested an October 2, 2004 effective date. In orders issued September 20, 2004,¹ the Commission accepted and suspended the proposed rates subject to refund, and established hearing and settlement judge procedures.
3. No payments have been made under either the Riverside Rate Schedule or the RockGen Rate Schedule, as accepted for filing in the orders issued September 20, 2004. On March 9, 2005, in accordance with section 375.307(k)(4) of the Commission's Regulations, 18 C.F.R. § 375.307(k)(4) (2004), the Chief Judge accepted Riverside and RockGen's unopposed joint request to implement settlement provisions on an interim basis. Accordingly, Riverside and RockGen

¹ *Riverside Energy Center, LLC*, 108 FERC ¶ 61,257 (2004); *RockGen Energy, LLC*, 108 FERC ¶ 61,256 (2004).

were authorized, under section 35.1(e) of the Commission's Regulations, 18 C.F.R. § 35.1(e) (2004), to collect the proposed settlement rates on an interim basis, effective as of the Revised Rate Schedules' Effective Date (February 18, 2004), subject to refund.

3. The Settlement is in the public interest and is hereby approved. As provided by the Settlement, Revised Riverside Rate Schedule FERC No. 2 and Revised RockGen Rate Schedule FERC No. 3 are accepted, effective February 18, 2005. The rate schedule revisions submitted with the Settlement are in compliance with Order No. 614, *Designation of Electric Rate Schedule Sheets*, FERC Stats. & Regs. ¶ 31,096 (2000). The Commission's approval of the Settlement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding. The Commission retains the right to investigate the rates, terms and conditions under the just and reasonable and not unduly discriminatory or preferential standard of section 206 of the Federal Power Act, 16 U.S.C. § 824e (2000).

4. This order terminates Docket Nos. ER04-1055-000 and ER04-1059-000.

By the Commission.

(S E A L)

Linda Mitry,
Deputy Secretary.