

145 FERC ¶ 61,031
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Jon Wellinghoff, Chairman;
Philip D. Moeller, John R. Norris,
Cheryl A. LaFleur, and Tony Clark.

Filing Requirements for El. Utility S.A.	Docket Nos.	RM01-8-000
Electricity Market Transparency Provisions of Section 220 of the Federal Power Act		RM10-12-000
Revisions to Electric Quarterly Report Filing Process		RM12-3-000

ORDER EXTENDING DEADLINE TO FILE ELECTRIC QUARTERLY REPORTS

(Issued October 10, 2013)

1. On September 21, 2012, the Federal Energy Regulatory Commission (Commission) issued Order No. 768,¹ which, among other things, revised the existing Electric Quarterly Reports (EQR) filing requirements to require market participants that are excluded from the Commission's jurisdiction under section 205 of the Federal Power Act (FPA)² and have more than a *de minimis* market presence to file EQRs with the Commission. The requirement for certain non-public utilities to file EQRs was to be implemented at the same time as the requirement for all EQR filers (both public utilities

¹ *Electricity Market Transparency Provisions of Section 220 of the Federal Power Act*, Order No. 768, FERC Stats. & Regs. ¶ 31,336 (2012), *order on reh'g*, Order No. 768-A, 143 FERC ¶ 61,054 (2013); *see also Revised Public Utility Filing Requirements*, Order No. 2001, FERC Stats. & Regs. ¶ 31,127, *reh'g denied*, Order No. 2001-A, 100 FERC ¶ 61,074, *reh'g denied*, Order No. 2001-B, 100 FERC ¶ 61,342, *order directing filing*, Order No. 2001-C, 101 FERC ¶ 61,314 (2002), *order directing filing*, Order No. 2001-D, 102 FERC ¶ 61,334, *order refining filing requirements*, Order No. 2001-E, 105 FERC ¶ 61,352 (2003), *order on clarification*, Order No. 2001-F, 106 FERC ¶ 61,060 (2004), *order revising filing requirements*, Order No. 2001-G, 120 FERC ¶ 61,270, *order on reh'g and clarification*, Order No. 2001-H, 121 FERC ¶ 61,289 (2007), *order revising filing requirements*, Order No. 2001-I, FERC Stats. & Regs. ¶ 31,282 (2008).

² 16 U.S.C. 824d (2006). Order No. 768 refers to market participants that are not public utilities under section 201(f) of the FPA as "non-public utilities."

and non-public utilities) to report the revised EQR data fields adopted in Order No. 768, i.e., beginning with the third quarter (Q3) 2013.³

2. On November 12, 2012, the Commission issued Order No. 770,⁴ which, among other things, revised the Commission's regulations to change the process for filing EQRs. In Order No. 770, the Commission announced that, due to technology changes that will render the current filing process outmoded, ineffective, and unsustainable, the Commission will discontinue the use of Commission-distributed software to file an EQR. The Commission reported that, instead, it will adopt a web-based approach to filing EQRs that will allow a public or non-public utility to file an EQR directly through the Commission's website, either through a web interface or by submitting an Extensible Mark-Up Language-formatted file. The Commission stated that the changes to the process for filing EQRs would apply to EQR filings beginning with the Q3 2013 EQR.⁵

3. The Commission hereby notifies all public and non-public utilities that they are not to file Q3 2013 EQRs until the web-based approach is available. The Commission hereby extends the deadline for public and non-public utilities to file Q3 2013 EQRs from October 31, 2013 to a date to be determined. The Commission will issue a notice that will notify all public and non-public utility EQR filers when the new web-based approach is available and provide the new deadline for filing Q3 2013 EQRs.

The Commission orders:

The deadline for filing Q3 2013 EQRs is hereby extended, as discussed in the body of this order, from October 31, 2013, to a date to be determined. The Commission will issue a notice to all public and non-public utility EQR filers notifying them when the new web-based approach is available and notifying them of the new deadline for filing.

By the Commission.

(S E A L)

Nathaniel J. Davis, Sr.,
Deputy Secretary.

³ Order No. 768, FERC Stats. & Regs. ¶ 31,336 at P 4.

⁴ *Revisions to Electric Quarterly Report Filing Process*, Order No. 770, FERC Stats. & Regs. ¶ 31,338 (2012).

⁵ *Id.* PP 1, 47.