NERC
NORTH AMERICAN ELECTRIC
RELIABILITY CORPORATION

Attachment a

Source Document

PRIVILEGED AND CONFIDENTIAL INFORMATION & CRITICAL ENERGY INFRASTRUCTURE INFORMATION HAVE BEEN REMOVED FROM THIS PUBLIC VERSION.

Attachment b

Settlement Agreement(s)

CONFIDENTIAL NON-PUBLIC INFORMATION

Mr. Joe Gertsch
Manager, Enforcement and Legal
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Southwest Power Pool Regional Entity
415 N. McKinley, Ste 140
Little Rock, AR 72205-3020
P 501.688.1672
F 501.821.8726

July 12, 2010

BY E-MAIL

Colonel Michael Teague
Commanding Officer
US Army Corps of Engineers
Tulsa District
1645 S. 101 E. Avenue
Tulsa, Oklahoma 74128-4609
ceswt-de@usace.army.mil

Re: Expedited Disposition of Alleged Violations

SPP200700036	**SPP200700043**
SPP200700037	**SPP200700044**
SPP200700038	**SPP200700046**
SPP200700039	**SPP200700047**
SPP200700040	**SPP200700048**
SPP200700041	**SPP200700049**
SPP200700042	**SPP200700050**

Dear Colonel Teague:

Pleaser find attached an executed copy of the Expedited Disposition Agreement (Agreement) between the U.S. Army Corps of Engineers, Tulsa District (USACE-Tulsa) and the Southwest Power Pool Regional Entity (SPP RE). The Agreement has been transmitted to the North American Electric Reliability Corporation (NERC) for final disposition. As noted in the Agreement, expedited disposition of the referenced violations will become effective upon NERC and Federal Energy Regulatory Commission (FERC) approval of the Agreement and expedited disposition without modification by order or operation of law as submitted to FERC.

If you have any questions regarding the Expedited Disposition, please do not hesitate to contact me at 501.688.1672.

Very Respectfully,

Joe Gertsch

cc (*via email*): w/ attachments

TULSA
Rod Shank
Keith Francis

SPP RE
Stacy Dochoda
Enforcement

For Public Release - September 3, 2010

ATTACHMENT A

EXPEDITED DISPOSITION AGREEMENT

The **US Army Corps of Engineers, Tulsa District** (USACE-Tulsa) and the **Southwest Power Pool Regional Entity** (SPP RE) (hereinafter referred to singularly as a Party and collectively as the Parties) agree to the following:

1. Acceptance of this Agreement for expedited disposition of the violations listed in Attachment B (Violations) shall results in the assessment of no penalties for such Violations, subject to approval or modification by the North American Electric Reliability Corporation ("NERC") and the Federal Energy Regulatory Commission ("FERC").

2. USACE-Tulsa attests, to the best of its knowledge, there have been no repeat occurrences of the Violations.

3. The expedited disposition agreed to herein represents a full and final disposition of the Violations, subject to approval or modification by NERC and FERC.

4. USACE-Tulsa's acceptance of the terms of this agreement shall not be considered a waiver of USACE-Tulsa's right, as a subdivision of the Federal Government, to contest USACE-Tulsa's registration in the NERC Compliance Registry and/or jurisdiction of SPP RE, NERC or FERC over the USACE-Tulsa as to its compliance and/or enforcement of the NERC Reliability Standards.

5. This Agreement and expedited disposition of the Violations shall become effective upon NERC and FERC approval of this Agreement and expedited disposition without modification by order or operation of law as submitted to FERC or as modified in a manner acceptable to both parties. If NERC or FERC reject or modify the Agreement, or in the event NERC or FERC impose a material change or condition unacceptable to a Party or Parties to the Agreement, the Agreement shall be deemed withdrawn as to such objecting Party or Parties, and shall not constitute any part of the record in this proceeding or be used for any other purpose.

6. This Agreement shall become null and void as to any of the Violations if in the judgment of SPP RE, NERC or FERC; USACE-Tulsa has not fully mitigated the Violations by successful completion of an accepted violation mitigation plan.

Accepted:

US Army Corps of Engineers, Tulsa District

By

July 1, 2010

Date

Southwest Power Pool Regional Entity

Stacy Dochoda

By

7-8-2010

Date

For Public Release - September 3, 2010

ATTACHMENT B

List of Violations

NERC Violation ID	Registered Entity	Standard	Requirement
SPP200700036	USACE Tulsa	CIP-001-1	R2
SPP200700037	USACE Tulsa	EOP-004-1	R2
SPP200700038	USACE Tulsa	FAC-008-1	R1
SPP200700039	USACE Tulsa	FAC-008-1	R2
SPP200700040	USACE Tulsa	FAC-009-1	R1
SPP200700041	USACE Tulsa	FAC-009-1	R2
SPP200700042	USACE Tulsa	PRC-001-1	R2
SPP200700043	USACE Tulsa	PRC-001-1	R3
SPP200700044	USACE Tulsa	PRC-004-1	R2
SPP200700046	USACE Tulsa	PRC-005-1	R1
SPP200700047	USACE Tulsa	PRC-005-1	R2
SPP200700048	USACE Tulsa	TOP-002-2	R18
SPP200700049	USACE Tulsa	VAR-002-1	R1
SPP200700050	USACE Tulsa	VAR-002-1	R2

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Attachment c

Mitigation Plan

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Attachment d

Registered Entity's
Certification of Completion

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Attachment e

Regional Entity's Verification of Completion

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