

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426
OFFICE OF ELECTRIC RELIABILITY

North American Electric Reliability Corporation
Docket Nos. RR06-1-018
RR07-7-006

February 17, 2009

North American Electric Reliability Corporation
1120 G Street N.W., Suite 990
Washington, D.C. 2005-3801

Attention: Rebecca J. Michael, Assistant General Counsel

Reference: Status Report in Response to Paragraph 226 of the March 21, 2008
Commission Order.

Dear Ms. Michael:

1. On November 21, 2008, the North American Electric Reliability Corporation (NERC) submitted a status report and an agreement between NERC and the Western Electricity Coordinating Council (WECC). The status report and agreement address the compliance monitoring and enforcement (CMEP) of WECC's reliability coordinator functions in response to paragraph 226 of the Commission's March 21, 2008 Order.¹
2. The Commission's March 21, 2008 Order, directed WECC and NERC to submit status reports every six months concerning the steps being taken by NERC and WECC to reach a permanent solution for maintaining appropriate separation between WECC's CMEP activities and its reliability coordinator ("RC") function.
3. In response, NERC and WECC filed the NERC-WECC CMEP Agreement, pursuant to which NERC will perform all CMEP responsibilities with respect to the WECC reliability coordinator functions. In addition, NERC and WECC also request that the Commission confirm that submission of the NERC-WECC CMEP Agreement with this status report discharges NERC's and WECC's obligations to

¹ *Order Addressing Revised Delegation Agreements*, 122 FERC ¶ 61,245 (2008) (March 21, 2008 Order).

submit any further status reports in response to P 226. Since NERC as agreed to perform all CMEP responsibilities with respect to the WECC reliability coordinator functions, the Commission grants NERC's and WECC's request.

4. Notice of this filing was issued on November 24, 2008, with comments, protests or motions to intervene due on or before December 11, 2008.
5. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214. No protests or adverse comments were filed.
6. NERC's uncontested filing is approved pursuant to the relevant authority delegated to the Director, Office of Electric Reliability, under 18 C.F.R. § 375.314.
7. This action shall not be construed as accepting any other contingency plan pursuant to 18 C.F.R. § 375.314(a)(1)(i) or any other data or report pursuant to C.F.R. 375.314 § (b)(3)(iv). This action shall not be construed as approving any other application including Electric Reliability Organization or Regional Entity Rules or procedures pursuant to 18 C.F.R. § 375.314(a)(2)(i). Such acceptance or approval shall not be deemed as recognition of any claimed right or obligation associated therewith; and such acceptance or approval is without prejudice to any findings or orders which have been or which may hereafter be made by the Commission in any proceeding now or pending or hereafter instituted by or against NERC and WECC.
8. This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Joseph H. McClelland, Director
Office of Electric Reliability