

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

North American Electric Reliability Corporation
Docket No. RR09-9-003

June 10, 2010

North American Electric Reliability Corporation
1120 G Street N.W., Suite 990
Washington, D.C. 20005-3801

Attention: Rebecca J. Michael, Attorney

Reference: North American Electric Reliability Corporation Response to
October 15, 2009 Order On 2010 Business Plans and Budgets

Dear Ms. Michael:

1. On May 3, 2010, the North American Electric Reliability Corporation (NERC) submitted a report in response to P 36 of the Commission's order issued October 15, 2009. The report supplements NERC's January 11th, 2010 compliance filing that was accepted by the Commission on March 8, 2010.
2. In accordance with the Commission's October 15th directive, NERC has submitted a compliance filing providing an evaluation of the adequacy of NERC and Regional Entity resources to implement the Technical Feasibility Exceptions (TFEs) activity. In its filing, NERC states that at least 4,101 TFE requests have been filed for review. NERC indicates that 24 full time equivalent resources will be devoted to processing the requests between itself and the Regional Entities. Based on its review of the status of each Regional Entity's processing of TFE Request and each Regional Entity's plan for conducting reviews of Part B Required Information during the balance of 2010, NERC believes that it has sufficient resources available to perform the timely processing of TFE requests in accordance with the TFE procedure. NERC also asserts that the Regional Entities each have sufficient resources to process TFE requests in accordance with the TFE procedure.

3. Notice of this filing was issued on May 5, 2010, with comments, protests or motions to intervene due on or before May 24, 2010.
4. 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 motions to intervene are governed by the provisions of Rule 214. No protests or adverse comments were filed.
5. NERC's uncontested filing is accepted pursuant to the authority delegated to the Director, Office of Electric Reliability, under 18 C.F.R. § 375.303.
6. This action shall not be construed as accepting any other contingency plan pursuant to 18 C.F.R. § 375.303(a)(1)(i) or any other data or report pursuant to 18 C.F.R. § 375.303(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. § 375.303(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.
7. 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

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