

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

North American Electric Reliability Corporation  
Docket No. RR10-5-000

January 14, 2009

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

Attention: Rebecca J. Michael, Assistant General Counsel

Reference: Petition for Approval of Proposed Revisions to the Bylaws of  
Southwest Power Pool, Inc.

Dear Ms. Michael:

1. On December 1, 2009, the North American Electric Reliability Corporation (NERC) submitted a petition to approve revisions to the Bylaws of Southwest Power Pool, Inc. (SPP).
2. In accordance with section 39.1 of the Commission's Regulations, NERC is required to approve amendments to the SPP Bylaws that relate to the SPP Regional Entity functions. SPP has indicated that while developing amendments to section 9.3 of its Bylaws as required by the Commission's September 17, 2009 Order, SPP determined that additional amendments should also be made to section 9.7.1 of its Bylaws, "Functions and Duties of the Regional Entity Trustees."<sup>1</sup> SPP states that the purpose of the amendments is to better clarify the functions and duties of the Regional Entity Trustees and to ensure separation of Regional Entity functions from those of the SPP Regional Transmission Organization.

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<sup>1</sup> In Docket No. RR09-4-000 (September 17, 2009 Order), the Commission directed SPP to develop a further amendment to section 9.3 of its Bylaws to set forth the specific duties of the SPP Regional Entity General Manager and a fuller explanation of the procedure in section 9.7.3(e), including clear examples of the "negative voting" as applied to "one candidate" and to "multiple candidates."

3. Notice of this filing was issued on December 1, 2009, with comments, protests or motions to intervene due on or before December 22, 2009.
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 and SPP's uncontested filing is approved pursuant to the relevant 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 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