

128 FERC ¶ 61,088
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

North American Electric Reliability Corporation

Docket Nos. NP09-26-000
NP09-27-000

NOTICE

(July 27, 2009)

Take notice that the Commission has determined that, to the extent it has jurisdiction,¹ it would not further review, on its own motion, the following Notices of Penalty, which we have allowed to become effective by operation of law on July 24, 2009:

<u>Docket No.</u>	<u>Filing Date</u>	<u>Registered Entity</u>
NP09-26-000	June 24, 2009	Army Corps of Engineers – Tulsa District
NP09-27-000	June 24, 2009	Army Corps of Engineers – Omaha District

By direction of the Commission.

Nathaniel J. Davis, Sr.,
Deputy Secretary.

¹ The U.S. Army Corps of Engineers -Tulsa District has challenged the applicability of mandatory reliability standards under section 215 of the Federal Power Act (16 U.S.C. § 824o (2006)), and NERC has requested a Commission decision on this jurisdictional issue. The Commission has sought comments on the applicability of mandatory reliability standards to the U.S. Army Corps and other Federal Agencies. The jurisdictional issue raised by the U. S. Army Corps of Engineers -Tulsa District will be addressed separately.