June 5, 2008

Ms. Kimberly Bose
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

Re: NERC Notice of Penalty regarding Old Dominion Electric Cooperative, NP08--000

Dear Ms. Bose:

The North American Electric Reliability Corporation (NERC) hereby provides this Notice of Penalty regarding Old Dominion Electric Cooperative, in accordance with the Federal Energy Regulatory Commission’s (Commission or FERC) rules, regulations and orders, as well as NERC Rules of Procedure including Appendix 4C NERC Compliance Monitoring and Enforcement Program (CMEP).

This Notice of Penalty is being filed with the Commission because, based on information from SERC Reliability Corporation, Old Dominion Electric Cooperative does not dispute the violations of FAC-008-1 R.1 and PRC-005-1 R.1 and proposed penalty of $0 to be assessed to Old Dominion Electric Cooperative. Accordingly, the violations identified as NERC Violation Tracking Identification Numbers SERC200700010 and SERC200700011 are Confirmed Violations, as that term is defined in the NERC Rules of Procedure and the CMEP.

Statement of Findings Underlying the Violations

This Notice of Penalty incorporates by reference the findings and justifications set forth in the Notice of Confirmed Violation and Proposed Penalty or Sanction (NOC) issued on January 4, 2008, by SERC Reliability Corporation. The details of the findings and basis for the penalty are set forth in Table A of the Notice of Alleged Violation and Penalty or Sanction and the Notice of Confirmed Violation and Proposed Penalty or Sanction, as well as the determinations of the NERC Board of Trustees Compliance Committee (NERC BOTCC) in its decision. In accordance with Section 39.7 of the Commission’s regulations, 18 C.F.R. § 39.7 (2007), NERC provides the following summary table identifying each Reliability Standard violated by Old Dominion Electric Cooperative.

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2 See 18 C.F.R § 39.7(c)(2).
In summary, FAC-008-1 R.1 requires an entity such as Old Dominion Electric Cooperative to document its current methodology used for developing Facility Ratings (Facility Ratings Methodology) of its solely and jointly owned Facilities. The methodology shall include all of the following: a statement that a Facility Rating shall equal the most limiting applicable Equipment Rating of the individual equipment that comprises that Facility; and the method by which the Rating (of major BES equipment that comprises a Facility) is determined.

PRC-005-1 R.1 requires Old Dominion Electric Cooperative which owns a Transmission Protection System and each Generator Owner that owns a Generation Protection System shall have a Protection System Maintenance and Testing Program for Protection Systems that affect the reliability of the BES. The program shall include: maintenance and testing intervals and their basis; and a summary of maintenance and testing procedures.

SERC Reliability Corporation states that the violations at issue were discovered during the course of a scheduled audit of Old Dominion Electric Cooperative, August 23, 2007.

Regarding the FAC-008-1 R.1 violation, SERC Reliability Corporation found that Old Dominion Electric Cooperative’s Facility Rating Methodology did not contain a limiting element statement per Requirement R1.1 and did not address the full scope of equipment established in Requirement R1.2.1, which resulted in determination by SERC Reliability Corporation of a violation of R1 of the standard. However, SERC Reliability Corporation found that the generator itself was the limiting factor and no evidence that failure to include the statement required by R1.1 or to consider all of the components listed in R1.2.1 presented other than minimal risk to the BPS.

Regarding the PRC-005-1 R.1 violation, SERC Reliability Corporation found that Old Dominion Electric Cooperative’s Generation Protection System Maintenance and Testing Program did not include voltage and current sensing devices per R.1; however, maintenance records examined indicated that the devices were being tested and maintained on schedule leading SERC Reliability Corporation to determine the violation to be a documentation issue only.

FAC-008-1 R.1 has a “Lower” VRF. PRC-005-1 R.1 has a “High” VRF. While the standards as approved utilize Levels of Non-Compliance, SERC Reliability Corporation assessed a Violation Severity Level (VSL) of “High” for the violation of FAC-008-1 R.1 and a VSL of “Lower” to the violation of PRC-005-1 R.1. According to the Base Penalty Table of the NERC Sanction Guidelines the ERO base penalty range for a “Lower” VRF violation with a “High” VSL is $3,000 to $15,000, and for a “High” VRF violation with a “Lower” VSL is $4,000 to $125,000.
However, Section 4.4.2 of the NERC Sanction Guidelines states that:

If the actual or foreseen impact of the violation is judged to be inconsequential by NERC or the regional entity and the violation is the first incidence of violation of the requirement in question by the violator, NERC or the regional entity may at its discretion: (i) set the Base Penalty Amount to a value it deems appropriate within the initial value range set above pursuant to Section 4.1, or (ii) excuse the penalty for the violation (i.e. set the Base Penalty Amount to 0$). ³

SERC exercised its discretion to assess no penalty for these violations because (1) they occurred during the period of transition to mandatory standards during which the Commission authorized such discretion (see Order Nos. 693 and 693-A ⁴); and (2) the violations were deemed by SERC Reliability Corporation not to be violations that put bulk power system reliability at serious or substantial risk.

Status of Mitigation Plan ⁵

Old Dominion Electric Cooperative’s Mitigation Plans to address the referenced violations were accepted by SERC Reliability Corporation, December 20, 2007 and approved by NERC, February 11, 2008. The Mitigation Plans for the referenced violations are designated as MIT-07-0235 and MIT-07-0236 and were submitted as non-public information to FERC, February 11, 2008 in accordance with FERC orders. Old Dominion Electric Cooperative submitted its Mitigation Plan associated with PRC-005, December 14, 2007 certifying via the checkbox on the form that the Mitigation Plan had already been completed as of September 1, 2007. Old Dominion Electric Cooperative submitted its Mitigation Plan associated with FAC-008, December 14, 2007 certifying via the checkbox on the form that the Mitigation Plan had already been completed as of December 14, 2007. SERC Reliability Corporation reviewed evidence submitted by Old Dominion Electric Cooperative in support of its Certification of Completion of the subject Mitigation Plans and on December 14, 2007 and December 17, 2007, respectively, verified that Old Dominion Electric Cooperative’s Mitigation Plans were completed.

Statement Describing the Proposed Penalty, Sanction or Enforcement Action Imposed ⁶

FERC Order Excerpts

In Order No. 693, the Commission provided guidance to NERC and the industry on the determination of penalties during the first six month period of mandatory and enforceable Reliability Standards:

222. . . . In light of commenters’ concerns, including the fact that there are new aspects to the Reliability Standards and the proposed compliance program that

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³ Id. (emphasis added).
⁴ See n.1 supra.
⁵ See 18 C.F.R § 39.7(d)(7).
⁶ See 18 C.F.R § 39.7(d)(4).
will apply to all users, owners and operators of the Bulk-Power System, the Commission directs the ERO and Regional Entities to focus their resources on the most serious violations during an initial period through December 31, 2007. This thoughtful use of enforcement discretion should apply to all users, owners and operators of the Bulk-Power System, and not just those new to the program as originally proposed in the NOPR. This approach will allow the ERO, Regional Entities and other entities time to ensure that the compliance monitoring and enforcement processes work as intended and that all entities have time to implement new processes.

223. By directing the ERO and Regional Entities to focus their resources on the most serious violations through the end of 2007, the ERO and Regional Entities will have the discretion necessary to assess penalties for such violations, while also having discretion to calculate a penalty without collecting the penalty if circumstances warrant. Further, even if the ERO or a Regional Entity declines to assess a monetary penalty during the initial period, they are authorized to require remedial actions where a Reliability Standard has been violated. Furthermore, where the ERO uses its discretion and does not assess a penalty for a Reliability Standard violation, we encourage the ERO to establish a process to inform the user, owner or operator of the Bulk-Power System of the violation and the potential penalty that could have been assessed to such entity and how that penalty was calculated. We leave to the ERO’s discretion the parameters of the notification process and the amount of resources to dedicate to this effort. Moreover, the Commission retains its power under section 215(e)(3) of the FPA to bring an enforcement action against a user, owner or operator of the Bulk-Power System.

224. The Commission believes that the goal should be to ensure that, at the outset, the ERO and Regional Entities can assess a monetary penalty in a situation where, for example, an entity’s non-compliance puts Bulk-Power System reliability at risk. Requiring the ERO and Regional Entities to focus on the most serious violations will allow the industry time to adapt to the new regime while also protecting Bulk-Power System reliability by allowing the ERO or a Regional Entity to take an enforcement action against an entity whose violation causes a significant disturbance. Our approach strikes a reasonable balance in ensuring that the ERO and Regional Entities will be able to enforce mandatory Reliability Standards in a timely manner, while still allowing users, owners and operators of the Bulk-Power System time to acquaint themselves with the new requirements and enforcement program. In addition, our approach ensures that all users, owners and operators of the Bulk-Power System take seriously mandatory, enforceable reliability standards at the earliest opportunity and before the 2007 summer peak season.7

7 Order No. 693 at PP 222-224 (emphasis added).
Basis for Determination

Taking into consideration the Commission’s direction in Order No. 693 and the NERC Sanction Guidelines, the NERC BOTCC reviewed the NOC and supporting documentation on April 24, 2008 and May 5, 2008.

The NERC BOTCC affirmed SERC Reliability Corporation’s determination to exercise enforcement discretion to impose a zero dollar ($0) penalty against Old Dominion Electric Cooperative, based upon the NERC BOTCC’s review of the applicable requirements of the Commission-approved Reliability Standards and the underlying facts and circumstances of the violations at issue.

In reaching this determination, the NERC BOTCC considered the following: (1) SERC Reliability Corporation states that the violations at issue were discovered during the course of a scheduled audit of Old Dominion Electric Cooperative on August 23, 2007. Regarding the FAC-008-1 R.1 violation, SERC Reliability Corporation found that Old Dominion Electric Cooperative’s Facility Rating Methodology did not contain a limiting element statement per Requirement R.1.1 and did not address the full scope of equipment established in Requirement R.1.2.1, which resulted in determination by SERC Reliability Corporation of a violation of R.1 of the standard. However, SERC Reliability Corporation found that the generator itself was the limiting factor and no evidence that failure to include the statement required by R.1.1 or to consider all of the components listed in R1.2.1 presented other than minimal risk to the BPS. Regarding the PRC-005-1 R.1 violation, SERC Reliability Corporation found that Old Dominion Electric Cooperative’s Generation Protection System Maintenance and Testing Program did not include voltage and current sensing devices per R.1; however, maintenance records examined indicated that the devices were being tested and maintained on schedule leading SERC Reliability Corporation to determine the violation to be a documentation issue only; (2) No system disturbance occurred as a result of the violations, and the violations were deemed not to be violations that put bulk power system reliability at serious or substantial risk; (3) The violations occurred prior to January 2008 (during the period the Commission stated NERC and the Regional Entities should focus their enforcement resources on the most serious violations and those that involved a significant disturbance); (4) The violations are the first incidence of violations of the Requirements at issue by Old Dominion Electric Cooperative; (5) Old Dominion Electric Cooperative worked cooperatively with SERC Reliability Corporation; (6) Old Dominion Electric Cooperative acted immediately to mitigate and/or correct the violations; (7) The violation was mitigated in accordance with the approved Mitigation Plan and SERC Reliability Corporation has verified Old Dominion Electric Cooperative’s Certification of Completion; and (8) The actions taken by Old Dominion Electric Cooperative ensure that reliability is maintained.

Therefore, NERC believes that the proposed zero dollar penalty is appropriate and consistent with NERC’s goal to ensure reliability of the bulk power system.

Pursuant to Order No. 693, the penalty will be effective upon expiration of the 30 day period following the filing of this Notice of Penalty with FERC, or, if FERC decides to review the penalty, upon final determination by FERC.
The Record of the Proceeding

The record of the proceeding includes the following documents and material, which are set forth in the Attachments below:

a) SERC Reliability Corporation Source Document;

b) SERC Reliability Corporation Determination Summary;

c) Notice of Alleged Violation and Penalty or Sanction. Old Dominion Electric Cooperative did not submit a response thereto;

d) Notice of Confirmed Violation and Penalty or Sanction. Old Dominion Electric Cooperative did not submit a response thereto;

e) Mitigation Plans designated as MIT-07-0235 and MIT-07-0236;

f) Old Dominion Electric Cooperative Certification of Completion of the Mitigation Plans;

g) Statement of SERC Reliability Corporation Compliance Enforcement Staff Regarding Completion of Mitigation Plan; and

h) NERC BOTCC Decision.

A Form of Notice Suitable for Publication

A copy of a notice suitable for publication is included in Attachment i.

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8 See 18 C.F.R § 39.7(d)(5).
9 See 18 C.F.R § 39.7(d)(6).
Notices and Communications

Notices and communications with respect to this filing may be addressed to the following:

Rick Sergel
President and Chief Executive Officer
North American Electric Reliability Corporation
116-390 Village Boulevard
Princeton, NJ 08540-5721
(609) 452-8060
(609) 452-9550 – facsimile
david.cook@nerc.net

David N. Cook*
Vice President and General Counsel
North American Electric Reliability Corporation
116-390 Village Boulevard
Princeton, NJ 08540-5721
(609) 452-8060
(609) 452-9550 – facsimile
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Rebecca J. Michael*
Assistant General Counsel
North American Electric Reliability Corporation
1120 G Street, N.W.
Suite 990
Washington, D.C. 20005-3801
(202) 393-3998
(202) 393-3955 – facsimile
rebecca.michael@nerc.net

*Persons to be included on the Commission’s service list are indicated with an asterisk.

Conclusion

NERC respectfully requests that the Commission accept this Notice of Penalty as compliant with its rules, regulations and orders.

Respectfully submitted,

/s/ Rebecca J. Michael
Rebecca J. Michael
Assistant General Counsel
North American Electric Reliability Corporation
1120 G Street, N.W.
Suite 990
Washington, D.C. 20005-3801
(202) 393-3998
(202) 393-3955 – facsimile
rebecca.michael@nerc.net

cc: Old Dominion Electric Cooperative
SERC Reliability Corporation

Attachment(s)
Attachment a

SERC Reliability Corporation Source Document
Reliability Standard Audit Worksheet

[RSAW_FAC-008-0_1]
Normal Operations Planning
Effective Date: August 7, 2006
Applicability: Transmission Owner, Generator Owner

Regional Entity File ID Number: Old Dominion 8/24-25/2007 FAC-008-0
NERC Reliability Standard Audit Worksheet
[RSAR_FAC-008-1_1]

Notes for Audit Team Regarding Audit Process

[This section should include notes for the audit team regarding specific information necessary to complete the audit of this standard.]
NERC Reliability Standard Audit Worksheet
[RSASW_FAC-008-1_1]

Compliance Finding Summary

<table>
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<tr>
<td>R1</td>
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<tr>
<td>R2</td>
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<td>Yes</td>
</tr>
<tr>
<td>R3</td>
<td>Lower</td>
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Audit Team General Notes

Prior to on-site audit, entity self-certification/reporting form for FAC-008-1-G were reviewed for compliance. Self-certification/reporting form indicated that the Standard does apply and that no comments have received on their Facility Ratings Methodology.

Narrative by Glenn Weigle - PJM requires summer and winter capacity testing of all units. Initial Facility Ratings were established via certification testing prior to commercial operation. PJM Manual 21 is used as basis for methodology in developing current facility ratings. Facility ratings developed by certification testing are compensated for ambient temperatures via PJM’s eGADs system. Capacity tests are run each summer and winter and the test results are entered into PJM’s eGADs system. The PI Data system is used to obtain system capabilities as ascertained during operation. This data is used in development of ratings for various operating and ambient conditions.

Oandido Soares referred to initial purchase of CT units and that all components of the system were sized to allow full capability of units as rated.

Facility Ratings Methodology Procedure, Rev. 0, dated 6/1/07, and signed by Lisa Johnson (Sr. VP Power Supply and Compliance Officer), indicates that ODEC generating units will be tested in accordance with the requirements of PJM Manual 21 and will be used as the method for determining Facility Ratings.

PJM Manual 21– Rules and Procedures for Determining Generating Capability, R4, dated 8/15/05, was provided as the basis for their facility rating methodology, and the method used for testing units to determine output capability. (R1)

PJM Manual 21 does not include a limiting element statement (R1.1)

The scope of equipment addressed does not include anything but generator output (R1.2)

PJM Manual 21 and eGADs requires consideration of all items covered in R1.3 (R1.3.1 through R1.3.5)

Ratings have been made available to the PJM (TOP, TP, PA, BA, RC). (R2)

There have been no requests for, or comments on ODEC’s Facility Rating Methodology (R3)
### Supporting Material/Documentation

<table>
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<tr>
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<th>Applicable Document(s), Page and Section</th>
<th>Date and/or Version</th>
</tr>
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<tr>
<td>R1</td>
<td>1. Facility Ratings Methodology Procedure</td>
<td>6/1/07 Rev. 0</td>
</tr>
<tr>
<td>R2</td>
<td>2. PJM Manual 21– Rules and Procedures for Determining Generating Capability</td>
<td>8/15/05 Rev. 4</td>
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<tr>
<td>R3</td>
<td>3.</td>
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Note: This documentation section is completed by the registered entity prior to the audit. All documentation listed in this table must be available the day of the audit.
Compliance Auditor Assessment/Check List

**R1.** The Transmission Owner and Generator Owner shall each document its current methodology used for developing Facility Ratings (Facility Ratings Methodology) of its solely and jointly owned Facilities. The methodology shall include all of the following:

- **R1.1.** A statement that a Facility Rating shall equal the most limiting applicable Equipment Rating of the individual equipment that comprises that Facility.
- **R1.2.** The method by which the Rating (of major BES equipment that comprises a Facility) is determined.
  - **R1.2.1.** The scope of equipment addressed shall include, but not be limited to, generators, transmission conductors, transformers, relay protective devices, terminal equipment, and series and shunt compensation devices.
  - **R1.2.2.** The scope of Ratings addressed shall include, as a minimum, both Normal and Emergency Ratings.
- **R1.3.** Consideration of the following:
  - **R1.3.1.** Ratings provided by equipment manufacturers.
  - **R1.3.2.** Design criteria (e.g., including applicable references to industry Rating practices such as manufacturer’s warranty, IEEE, ANSI or other standards).
  - **R1.3.3.** Ambient conditions.
  - **R1.3.4.** Operating limitations.
  - **R1.3.5.** Other assumptions.

**Measure:** The Transmission Owner and Generator Owner shall each have a documented Facility Ratings Methodology that includes all of the items identified in FAC-008 Requirement 1.1 through FAC-008 Requirement 1.3.5.

Audit approach and notes specific to R1:

- Review the evidence provided by the entity to verify that Transmission Owner and Generator Owner have a documented methodology(ies) for use in developing Facility Ratings for solely and jointly owned facilities.
- Review the evidence provided by the entity to verify that the methodology include all of the following:
  - A statement that the Facility Rating shall equal the most limiting applicable Equipment Rating of all the individual equipment that comprises the Facility.
  - Method by which the rating is determined.
  - The scope of equipment addressed.
  - The scope of Ratings includes both Normal and Emergency Ratings.
NERC Reliability Standard Audit Worksheet
[RSAW_FAC-008-1_1]

____(R1.3.): Consideration of the following:
____(R1.3.1.): Ratings provided by equipment manufacturers.
____(R1.3.2.): Design criteria.
____(R1.3.3.): Ambient conditions.
____(R1.3.4.): Operating limitations.
____(R1.3.5.): Other assumptions.

Audit Team Notes — Requirement 1

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<th>Statement regarding entities compliance with the requirement*</th>
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<tr>
<td>(Add the item number to reference documents listed above)</td>
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</table>

Entity did not provide evidence of statement of limiting element required in R1.1. Evidence was not provided that the methodology included all equipment required in the scope of R1.2. The considerations listed in R1.3 were included in the FRM.

Entity is determined to be in possible violation of R1.1 and R1.2.

**Additional Notes**

* Add additional rows as necessary

R2. The Transmission Owner and Generator Owner shall each make its Facility Ratings Methodology available for inspection and technical review by those Reliability Coordinators, Transmission Operators, Transmission Planners, and Planning Authorities that have responsibility for the area in which the associated Facilities are located, within 15 business days of receipt of a request.

Measure: The Transmission Owner and Generator Owner shall each have evidence it made its Facility Ratings Methodology available for inspection within 15 business days of a request as follows:
1) The Reliability Coordinator shall have access to the Facility Ratings Methodologies used for Rating Facilities in its Reliability Coordinator Area.
2) The Transmission Operator shall have access to the Facility Ratings Methodologies used for Rating Facilities in its portion of the Reliability Coordinator Area.
3) The Transmission Planner shall have access to the Facility Ratings Methodologies used for Rating Facilities in its Transmission Planning Area.
4) The Planning Authority shall have access to the Facility Ratings Methodologies used for Rating Facilities in its Planning Authority Area.

Audit approach and notes specific to R2:
____(R2.): Review all requests received by the entity to determine the receipt date of the request. This can originate from the requesting entity if this is part of an investigation, from neighbor’s questionnaire, or from the records of the entity being audited. If from a requesting
entity, allowances will need to be made regarding timing of receipt of the request based on the method of request.

(R2.): Review the evidence provided by the entity to verify that the date Facility Ratings Methodology was made available to the requester was within 15 business days of receipt of request.

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<th>Date (01/01/07)</th>
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<tr>
<td></td>
<td>The methodology is owned by PJM, who provides TP, PA, TOP, BA and RC functions.</td>
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</tbody>
</table>
|             | **Statement regarding entities compliance with the requirement**  
(Add the item number to reference documents listed above) |               | Page Number     |
|             |                                                   |               |                 |

**Additional Notes**

* Add additional rows as necessary
R3.  If a Reliability Coordinator, Transmission Operator, Transmission Planner, or Planning Authority provides written comments on its technical review of a Transmission Owner’s or Generator Owner’s Facility Ratings Methodology, the Transmission Owner or Generator Owner shall provide a written response to that commenting entity within 45 calendar days of receipt of those comments. The response shall indicate whether a change will be made to the Facility Ratings Methodology and, if no change will be made to that Facility Ratings Methodology, the reason why.

Measure:  If the Reliability Coordinator, Transmission Operator, Transmission Planner, or Planning Authority provides documented comments on its technical review of a Transmission Owner’s or Generator Owner’s Facility Ratings Methodology, the Transmission Owner or Generator Owner shall have evidence that it provided a written response to that commenting entity within 45 calendar days of receipt of those comments. The response shall indicate whether a change will be made to the Facility Ratings Methodology and, if no change will be made to that Facility Ratings Methodology, the reason why.

**Audit approach and notes specific to R3:**

______(R3.): Review the date received by the Transmission owner or Generator owner of all documented comments on its Ratings Methodology from a technical review by a Reliability Coordinator, Transmission Operator, Transmission Planner, or Planning Authority (now Planning Coordinator).

______(R3.): Review the evidence provided by the entity to verify evidence that the written response to the comments:

______(R3.): Was provided within 45 calendar days of comment receipt by the entity.

______(R3.): Indicated whether a change will be made to that Facility Ratings Methodology and, if no change will be made, a reason why not was supplied.

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<td>No comments on Facility Ratings Methodology have been received.</td>
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<th><strong>Additional Notes</strong></th>
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* Add additional rows as necessary
NERC Reliability Standard Audit Worksheet
[RSAR_FAC-008-1_1]

NERC CMEP Auditor Guides — “Disclaimer”

NERC developed the Reliability Standard Audit Worksheet (RSAW) to add clarity and consistency to the audit team’s assessment of compliance with this reliability standard. In adding clarity for the assessment, the RSAW may include additional detail that is consistent with the NERC reliability standard. This additional detail clarifies the methodology that NERC has elected to use to assess requirements and should not be considered additional reliability standard requirements. NERC reliability standards are updated frequently. The NERC RSAWs are written to specific versions of each NERC reliability standard. RSAW users should choose the applicable RSAW version of the NERC reliability standard being assessed.

Revision History

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<td>1</td>
<td>May 4, 2007</td>
<td>Initial version of worksheet.</td>
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FOR PUBLIC RELEASE 5/29/08
Reliability Standard Audit Worksheet

[RSAW_PRC-005-1_1]
Transmission and Generation Protection
System Maintenance and Testing
Effective Date: May 1, 2006
Applicability: Distribution Provider that owns a transmission protection system, Transmission Owner, Generator Owner

Regional Entity File ID Number: Old Dominion, 8/24-25/2007, PRC-005-1

FOR PUBLIC RELEASE 5/29/08
Please note: NERC has defined Protection System in its glossary of terms as Protective relays, associated communication systems, voltage and current sensing devices, station batteries, and DC control circuitry. See: http://www.nerc.com and select Glossary of Terms in the NERC Fast links drop down bar.)
NERC Reliability Standard Audit Worksheet
[RSAW.PRC-005-1.1]

Compliance Finding Summary

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<td>R2</td>
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Audit Team General Notes

[General notes from audit, such as, observations of documents and records, requirements and measures reviewed, cooperation of entity participants, etc]

Entity is registered as a DP, but does not own a Transmission Protection System.

Self-Certifications and Reporting forms for PRC-005-1-G and T were reviewed prior to on-site audit. Generation form indicates that entity has a Protection Systems Maintenance and Testing Program including with all required components. This form also indicates that Dominion Virginia Power (joint owner) is responsible for reporting for Clover and North Anna Power Stations. The Transmission reporting form indicates that the entity does not own a Transmission Protection System.

Generation Protection Maintenance and Testing Compliance Procedure, dated 5/31/07, Rev. 0, signed by Lisa Johnson (Sr. VP Power Supply and Compliance Officer), requires that all applicable protection system equipment will be tested on a regular basis, as outlined in the procedure. Current program does not identify all components (specifically instrument transformers) of protection systems requiring maintenance and testing, however maintenance records were provided indicating that instrument transformers are being tested and maintained. (R1)

Maintenance and testing intervals are based on NFPA requirements and equipment manufacturers’ recommendations. (Per above Procedure) R1.1

Verbal assertions indicate compliance with ODEC Generation and Transmission Operations Policy and Procedures Manual, Section 13, Rev. 1, dated 10/1/05, which, on page 2, indicates that maintenance is performed in accordance with the requirements of PJM Relay Testing and Maintenance Practices, dated 2/7/2000. R1.1

All applicable equipment manufacturers’ instruction manuals and maintenance books shall be followed in the execution of this procedure. (Per above Procedure) R1.2

Electric Power Incorporated records were provided for Louisa Power Station for Unit 2 Generation Protection relay M3425, indicating relay was tested 12/15/04, prior to standard effectiveness date. R2.1

List of Relay Test Reports Performed between 12/04 and 4/05 for the Louisa Power Station was provided indicating a list of protection system devices tested and maintained during the period. R2.2
Supporting Material/Documentation

<table>
<thead>
<tr>
<th></th>
<th>Applicable Document(s), Page and Section</th>
<th>Date and/or Version</th>
</tr>
</thead>
<tbody>
<tr>
<td>R1</td>
<td>1. Generation Protection Maintenance and Testing Compliance Procedure</td>
<td>5/31/07 Rev. 0</td>
</tr>
<tr>
<td></td>
<td>2. ODEC Generation and Transmission Operations Policy and Procedures Manual, Section 13</td>
<td>10/1/07 Rev. 1</td>
</tr>
<tr>
<td></td>
<td>3. PJM Relay Testing and Maintenance Practices</td>
<td>2/7/00</td>
</tr>
<tr>
<td>R2</td>
<td>4. Electric Power Incorporated records were provided for Louisa Power Station for Unit 2 Generation Protection relay M3425</td>
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<td>5. List of Relay Test Reports Performed between 12/04 and 4/05 for the Louisa Power Station</td>
<td></td>
</tr>
</tbody>
</table>

Note: This documentation section is completed by the registered entity prior to the audit. All documentation listed in this table must be available the day of the audit.
NERC Reliability Standard Audit Worksheet  
[RSAW.PRC-005-1.1]

Compliance Auditor Assessment/Check List

R1. Each Transmission Owner and any Distribution Provider that owns a transmission Protection System and each Generator Owner that owns a generation Protection System shall have a Protection System maintenance and testing program for Protection Systems that affect the reliability of the BES. The program shall include:

   R1.1. Maintenance and testing intervals and their basis.

   R1.2. Summary of maintenance and testing procedures.

Measure: Each Transmission Owner and any Distribution Provider that owns a transmission Protection System and each Generator Owner that owns a generation Protection System that affects the reliability of the BES, shall have an associated Protection System maintenance and testing program as defined in Requirement 1.

Audit approach and notes specific to R1:

   Review the evidence provided by the entity to determine if the entity has a transmission Protection System and/or a generation Protection System (see R2). If yes:

   (R1.): Review the evidence provided by the entity to verify the entity has a maintenance and testing program for the Protection System. The maintenance and testing program should include:

   ______ Protective relays
   ______ Associated communication systems
   ______ Voltage and current sensing devices
   ______ Station batteries
   ______ DC control circuitry

   (R1.): Review the program and determine if it has the following

   (R1.1.): Maintenance and testing intervals
   (R1.1.): Basis for those intervals
   (R1.2.): Summary of Maintenance and Testing procedures

<table>
<thead>
<tr>
<th>Item Number</th>
<th>Documentation Title and/or Information Reviewed*</th>
<th>Revision Number</th>
<th>Date (01/01/07)</th>
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<tr>
<td>1</td>
<td>Self-Certifications and Reporting forms for PRC-005-1-G and T</td>
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<td>6/1/07</td>
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<td>2</td>
<td>Generation Protection Maintenance and Testing Compliance Procedure</td>
<td>Rev 0</td>
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<tr>
<td>3</td>
<td>ODEC Generation and Transmission Operations Policy and Procedures Manual, Section 13</td>
<td>Rev. 1</td>
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<td>4</td>
<td>PJM Relay Testing and Maintenance Practices</td>
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<table>
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<th>Statement regarding entities compliance with the requirement*</th>
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<tbody>
<tr>
<td>(Add the item number to reference documents listed above)</td>
</tr>
<tr>
<td>Page Number</td>
</tr>
</tbody>
</table>

Entity provided evidence of a maintenance and testing program that includes maintenance and testing intervals and their basis.

Program does not include all components required to be included in maintenance and testing program (instrument transformers)
**NERC Reliability Standard Audit Worksheet**

**Audit Team Notes — Requirement 1**

**Additional Notes**

* Add additional rows as necessary

**R2.** Each Transmission Owner and any Distribution Provider that owns a transmission Protection System and each Generator Owner that owns a generation Protection System shall provide documentation of its Protection System maintenance and testing program and the implementation of that program to its Regional Reliability Organization on request (within 30 calendar days). The documentation of the program implementation shall include:

**R2.1.** Evidence Protection System devices were maintained and tested within the defined intervals

**R2.2.** Date each Protection System device was last tested/maintained

**Measure:** Each Transmission Owner and any Distribution Provider that owns a transmission Protection System and each Generator Owner that owns a generation Protection System that affects the reliability of the BES, shall have evidence it provided documentation of its associated Protection System maintenance and testing program and the implementation of its program as defined in Requirement 2.

**Audit approach and notes specific to R2:**

- Review the evidence provided by the entity to determine if the entity is required to have a Protection System maintenance and testing program. If yes:
  - Review the evidence provided by the entity to determine if the entity’s Regional Reliability Organization requested documentation of its Protection System maintenance and testing program and the implementation of that program (if the RRO did not, this requirement is N/A at this time)
  - (R2.): Review the evidence provided by the entity to determine if the entity provided the above information to its Regional Reliability Organization within 30 calendar days of the request and that the documentation included:
    - (R2.1.): Evidence Protection System devices were maintained and tested within the defined intervals
    - (R2.2.): Date when each Protection System device was last tested/maintained.

**Audit Team Notes — Requirement 2**

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<td>Electric Power Incorporated records were provided for Louisa Power Station for Unit 2 Generation Protection relay M3425</td>
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<tr>
<td>2</td>
<td>List of Relay Test Reports Performed between 12/04 and 4/05 for the Louisa Power Station</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Statement regarding entities compliance with the requirement**

(Add the item number to reference documents listed above)
NERC Reliability Standard Audit Worksheet
[RSAW.PRC-005-1.1]

Audit Team Notes — Requirement 2

| Entity provided documentation of completed maintenance and testing to include last test dates. |

Additional Notes

* Add additional rows as necessary

NERC CMEP Auditor Guides — “Disclaimer”
NERC developed the Reliability Standard Audit Worksheet (RSAW) to add clarity and consistency to the audit team’s assessment of compliance with this reliability standard. In adding clarity for the assessment, the RSAW may include additional detail that is consistent with the NERC reliability standard. This additional detail clarifies the methodology that NERC has elected to use to assess requirements and should not be considered additional reliability standard requirements. NERC reliability standards are updated frequently. The NERC RSAWs are written to specific versions of each NERC reliability standard. RSAW users should choose the applicable RSAW version of the NERC reliability standard being assessed.

Revision History

<table>
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<tr>
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<th>Date</th>
<th>Comments</th>
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<tbody>
<tr>
<td>1</td>
<td>May 4, 2007</td>
<td>Initial version of worksheet.</td>
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</tbody>
</table>

FOR PUBLIC RELEASE 5/29/08
Attachment b

SERC Reliability Corporation Determination
Summary
**Text of Requirement**

FAC-008-1 requirements: R1. The Transmission Owner and Generator Owner shall each document its current methodology used for developing Facility Ratings (Facility Ratings Methodology) of its solely and jointly owned Facilities. The methodology shall include all of the following:

R1.1. A statement that a Facility Rating shall equal the most limiting applicable Equipment Rating of the individual equipment that comprises that Facility.

R1.2. The method by which the Rating (of major BES equipment that comprises a Facility) is determined.

R1.2.1. The scope of equipment addressed shall include, but not be limited to, generators, transmission conductors, transformers, relay protective devices, terminal equipment, and series and shunt compensation devices.

R1.2.2. The scope of Ratings addressed shall include, as a minimum, both Normal and Emergency Ratings.

**Factual Basis**

FACTS:
ODEC uses a PJM-developed procedure for the determination of their generator ratings. The procedure is very thorough with respect to the generator, ambient conditions, and other factors relating to generator output, but the specific components of R1.2.1 are not addressed. Similarly, because the other components are not addressed, there is no statement similar to that in R1.1 regarding identification of the limiting component.

**Violation Summary**

CONCLUSION:
The entity was unable to produce a statement that the facility rating was equal to the limiting component. Therefore the entity is in violation of R1.1. This is a Level 1 non-compliance. The entity was unable to produce evidence that the specific components listed in R1.2.1 were included in the rating methodology. This is a violation of R1.2.1. This is a level 3 non-compliance.
Determination Summary

CD

Tom Galloway

CD Concur Date

9/24/2007
Determination Summary

SERC Tracking Num: 07-158

Standard: PRC-005-1

Requirement: R1

Method of Discovery: Audit

Date Issue Occurred: 6/18/2007

SPOC: John Wolfmeyer

Registered Entity: Old Dominion Electric Cooperative

Sufficient Basis? Yes

VRF: High

VSL: Lower

Reliability Impact: DIMI No impact to the BES. Documentation issue only

Text of Requirement:

R1. Each Transmission Owner and any Distribution Provider that owns a transmission Protection System and each Generator Owner that owns a generation Protection System shall have a Protection System maintenance and testing program for Protection Systems that affect the reliability of the BES. The program shall include:

R1.1. Maintenance and testing intervals and their basis.

R1.2. Summary of maintenance and testing procedures.

R2. Each Transmission Owner and any Distribution Provider that owns a transmission Protection System and each Generator Owner that owns a generation Protection System shall provide documentation of its Protection System maintenance and testing program and the implementation of that program to its Regional Reliability Organization on request (within 30 calendar days). The documentation of the program implementation shall include:

R2.1. Evidence Protection System devices were maintained and tested within the defined intervals.

R2.2. Date each Protection System device was last tested/maintained.

Factual Basis:

FACTS:
The Glossary defines a Protection System as: "[p]rotective relays, associated communication systems, voltage and current sensing devices, station batteries and DC control circuitry". The entity's Protection system program was fully documented except for the description of the maintenance intervals and their bases for voltage and current sensing devices. The entity was able to produce evidence that those components were being tested with the relays, and that the maintenance and testing was on schedule, but that fact was absent from the program description.

Violation Summary:

CONCLUSION:
The entity was unable to present evidence that maintenance and testing intervals and their basis, or a summary of maintenance and testing procedures for voltage and current sensing devices, was extant in their Protection system maintenance and testing program. This is a violation of R1. The entity was able to produce evidence that testing of voltage and current sensing devices was being performed at regular intervals in accordance with R2. The entity is not in violation of R2 of the standard. This is a Level 1 Non-compliance.

Peer Reviewer: Mark Ladrow

Peer Review Date: 9/19/2007

CEM: Ken Keels
### Determination Summary

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<td>Tom Galloway</td>
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<tr>
<td><strong>CD Concur Date</strong></td>
<td>9/24/2007</td>
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</table>
Attachment c

Notice of Alleged Violation and Penalty or Sanction
Notice of Alleged Violation and Proposed Penalty or Sanction

VIA EMAIL AND CERTIFIED MAIL

October 25, 2007

Old Dominion Electric Cooperative
Ms. Lisa Johnson
Senior Vice President, Power Supply and Compliance Officer
4201 Dominion Blvd., Ste. 300
Glen Allen, VA 23060
ljohnson@odec.com

Re: Notice of Alleged Violation and Proposed Penalty or Sanction

NERC Violation Tracking Identification Number(s): SERC200700010 and SERC200700011

In accordance with the NERC Rules of Procedure including Appendix 4C thereto, which contains the NERC Compliance Monitoring and Enforcement Program (CMEP), SERC Reliability Corporation (SERC) hereby notifies Old Dominion Electric Cooperative (ODEC) of an Alleged Violation of the NERC Reliability Standards and the Proposed Penalty or Sanction. In support hereof, SERC states as follows:

As of June 18, 2007, ODEC was registered on the NERC Compliance Registry for the function(s) listed in Table A. As discussed herein, SERC has determined to charge ODEC with a violation based upon information available to it that ODEC did not comply or was not in compliance with the NERC Reliability Standards listed in Table A. However, as discussed further below, SERC has determined to exercise its discretion to assess no penalty against ODEC for these violations at this time, unless ODEC fails to complete and implement its Mitigation Plan as discussed in greater detail below.

Reliability Standard(s) and Requirement(s) Allegedly Violated and Discovery Details

The facts and evidence of each Alleged Violation, the date(s) when each Alleged Violation occurred, the date(s) each Alleged Violation was discovered and the discovery method are also listed in Table A.
Proposed Penalty or Sanction

As authorized and in accordance with the orders of the Federal Energy Regulatory Commission (FERC), SERC has elected to exercise its discretion and will not assess a penalty on ODEC at this time for these Alleged Violations. If, however, ODEC fails to complete all or part of the approved mitigation plan for any of the Alleged Violations in accordance with the terms and time established by the mitigation plan, SERC may take action to assess and collect a penalty from ODEC, which penalty will be determined pursuant to the NERC Rules of Procedure and the NERC Sanction Guidelines considering the period beginning on June 18, 2007 until the violation is fully mitigated. The terms of the mitigation plan and time line for completion may be modified only upon express written approval by SERC and NERC.

Procedures for Response by Registered Entity to this Notice

As required by Section 5.1 of the NERC CMEP, within thirty (30) days of the date of this notification, ODEC must notify SERC in writing of its decision to elect one of the following options:

1. ODEC agrees with or does not contest the Alleged Violation(s) and proposed penalty or sanction, and agrees to submit and implement a mitigation plan to correct the violation and its underlying causes;

2. ODEC agrees to or does not contest the Alleged Violation(s) and agrees to submit and implement a mitigation plan to eliminate the violation and its underlying causes, but contests the proposed penalty or sanction; or

3. ODEC contests both the Alleged Violation(s) and the proposed penalty or sanction for the Alleged Violation(s).

With respect to election options 1-3, ODEC may submit a response in accordance with CMEP Section 5.2. ODEC’s statement must be on company letterhead and must include the name, title, and signature of an officer of ODEC. The mitigation plan and time line for completion must be accepted by both the SERC and NERC.

Upon acceptance of the Alleged Violation and proposed penalty or sanction, the final notice of the violation, penalty and sanction will then be processed and issued to ODEC.

If ODEC does not contest or does not respond to the notice of violation within thirty (30) days, it shall be deemed to have accepted SERC’s preliminary determination of violation and proposed penalty or sanction (as applicable), in which case SERC shall issue to ODEC and NERC a report of Confirmed Violation. After two (2) business days, NERC will provide a Notice of Penalty, Sanction, or Other Enforcement Action to FERC.
If ODEC contests the Alleged Violation or the proposed sanction, ODEC shall submit to SERC a response explaining its position, signed by an officer or equivalent, together with any supporting information and documents within thirty (30) days. ODEC shall provide a primary contact name who will be the responsible party to respond to questions regarding the above Alleged Violation(s). SERC shall schedule a conference with ODEC within ten (10) business days after receipt of the response. If SERC and ODEC are unable to resolve all issues within forty (40) days after ODEC’s response, ODEC may request a hearing. If no hearing request is made, the violation will become a Confirmed Violation when filed by NERC with FERC.

Attachment 2 to the CMEP governs the hearing process. A Registered Entity may appeal the hearing body’s decision in accordance with the CMEP and the NERC Rules of Procedure.

CMEP Section 5.4 governs the settlement process and provides that settlement negotiations may occur at any time including prior to the issuance of a notice of Alleged Violation and Penalty or Sanction until a Notice of Penalty, Sanction, or Other Enforcement Action is filed with FERC.

**Mitigation Plan Procedures and Requirements**

CMEP Section 6.0 sets forth the provisions regarding the submittal of a mitigation plan. A Registered Entity found to be in violation of a Reliability Standard shall file with the applicable Regional Entity (i) a proposed Mitigation Plan to correct the violation, or (ii) a description of how the violation has been mitigated, and any requests for extensions of Mitigation Plans or a report of completed mitigation. CMEP Section 6.2 requires that a Mitigation Plan include the following information:

1. The Registered Entity’s point of contact for the Mitigation Plan, who shall be a person (i) responsible for filing the Mitigation Plan, (ii) technically knowledgeable regarding the Mitigation Plan, and (iii) authorized and competent to respond to questions regarding the status of the Mitigation Plan. This person may be the Registered Entity’s point of contact described in Section 2.0.

2. The Alleged or Confirmed Violation(s) of Reliability Standard(s) the Mitigation Plan will correct.

3. The cause of the Alleged or Confirmed Violation(s).

4. The Registered Entity’s action plan to correct the Alleged or Confirmed Violation(s).

5. The Registered Entity’s action plan to prevent recurrence of the Alleged or Confirmed Violation(s).
(6) The anticipated impact of the Mitigation Plan on the bulk power system reliability and an action plan to mitigate any increased risk to the reliability of the bulk power-system while the Mitigation Plan is being implemented.

(7) A timetable for completion of the Mitigation Plan including the completion date by which the Mitigation Plan will be fully implemented and the Alleged or Confirmed Violation(s) corrected.

(8) Implementation milestones no more than three (3) months apart for Mitigation Plans with expected completion dates more than three (3) months from the date of submission. Additional violations could be determined for not completing work associated with accepted milestones.

(9) Any other information deemed necessary or appropriate.

The Mitigation Plan shall be signed by an officer, employee, attorney or other authorized representative of the Registered Entity, which if applicable, shall be the person that signed the Self-Certification or Self Reporting submittals.

CMEP Section 6.4 provides that a Mitigation Plan may be submitted at any time but shall have been submitted by the Registered Entity within thirty (30) days after being served the notice of Alleged Violation and Penalty or Sanction, if the Registered Entity does not contest the violation and penalty or sanction. If the Registered Entity disputes the notice of Alleged Violation or penalty or sanction, the Registered Entity shall submit its Mitigation Plan within ten (10) business days following issuance of the written decision of the hearing body, unless the Registered Entity elects to appeal the hearing body’s determination to NERC. The Registered Entity may choose to submit a Mitigation Plan while it contests an Alleged Violation or penalty or sanction; such submission shall not be deemed an admission of a violation or the appropriateness of a penalty or sanction. If the Registered Entity has not yet submitted a Mitigation Plan, or the Registered Entity submits a Mitigation Plan but it is rejected by the Compliance Enforcement Agency or the hearing body in accordance with section 6.5, any subsequent violations of the Reliability Standard identified by the Compliance Enforcement Authority before the hearing body renders its decision will not be held in abeyance and will be considered as repeat violations of the Reliability Standard.

*Mitigation Plans must be submitted using the Mitigation Plan Submittal Form template located in the Compliance Area of the SERC web site.*
Mitigation Plan and Implementation Status

ODEC has not yet submitted to SERC Mitigation Plans to address the Alleged Violations set forth in this notice. Mitigation Plan content and submittal must follow the procedures and requirements from the CMEP as set forth immediately above. Upon receipt of ODEC’s Mitigation Plans, SERC will process the Mitigation Plans in accordance with the CMEP and the SERC Compliance Implementing Procedures.

Conclusion

Please direct any questions in response to this Notice of Alleged Violation and Proposed Penalty or Sanction to the undersigned. In your reply correspondence to this notice, please provide the name and contact information of ODEC’s representative who is authorized to respond to questions regarding the above-listed Alleged Violation and who is responsible for providing the required Mitigation Plan. Please also provide the relevant NERC Violation Tracking Identification Number(s) in any correspondence.

Respectfully submitted,

Thomas J. Galloway
SERC Director of Compliance

cc: G. Cauley, SERC President and CEO
    K. Keels, SERC Manager of Enforcement
    T. Kucey, NERC Manager of Enforcement and Mitigation
    Tracking Files 07-157 & 158
    Letter Chronological File
    Attachment(s): Table A
Table A
Old Dominion Electric Cooperative
October 25, 2007

Registered on the NERC Compliance Registry as:
Distribution Provider, Generation Owner, Generation Operator, Load-Serving Entity, Purchasing-Selling Entity
(NERC Compliance Registry ID # NCR00859)

<table>
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<tr>
<th>Reliability Standard(s) Allegedly Violated and Reference #’s</th>
<th>Requirement(s) Allegedly Violated</th>
<th>Discovery Method of Alleged Violation</th>
<th>Date Alleged Violation Occurred/Discovered</th>
<th>Facts and Evidence of Alleged Violation</th>
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<tbody>
<tr>
<td>FAC-008-1 NERC Violation #: SERC200700010</td>
<td>R1</td>
<td>Audit</td>
<td>Occurred: June 18, 2007 Discovered: August 23, 2007</td>
<td>Entity’s Facility Rating Methodology does not contain a limiting element statement per Requirement R1.1, and it does not address the full scope of equipment established in Requirement R1.2.1.</td>
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<td>PRC-005-1 NERC Violation #: SERC200700011</td>
<td>R1</td>
<td>Audit</td>
<td>Occurred: June 18, 2007 Discovered: August 23, 2007</td>
<td>Entity’s Generation Protection System Maintenance and Testing Program did not include voltage and current sensing devices per Requirement 1. Voltage and current sensing devices are identified as part of a Protection System by the NERC Glossary of Terms Used in Reliability Standards. It was noted, however, that Entity’s maintenance records indicated that these devices are being tested and maintained on schedule. This alleged violation is determined to be a documentation issue only.</td>
</tr>
<tr>
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<td></td>
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Attachment d

Notice of Confirmed Violation and Penalty or Sanction
Final Report of Confirmed Violation

January 4, 2008

Old Dominion Electric Cooperative
Lisa Johnson
Senior Vice President, Power Supply and Compliance Officer
4201 Dominion Blvd., Ste. 300
Glen Allen, VA 23060
ljohnson@odec.com

Re: Final Report of Confirmed Violation

This letter is to inform you that the Board Compliance Committee (BCC) of SERC Reliability Corporation (SERC) has affirmed the alleged violation(s) described below as a Confirmed Violation(s) of reliability standards requirement(s). This determination was made in accordance with the provisions of the Compliance Monitoring and Enforcement Program (CMEP) because you agreed with or did not elect to contest the previously issued Notice of Alleged Violation (NoAV) associated with the violation(s) listed below, or a decision has been entered finding a violation and all appeals have been concluded.

In accordance with CMEP requirements, the confirmed status of this violation(s) has or will be reported to NERC. In turn, NERC will forward the status to FERC and will post the Confirmed Violation(s), including the entity name, on its public website. As was described in the NoAV, you may provide a written explanatory statement to accompany this public posting. Any such statement must be on company letterhead and must include the name, title and signature of an officer, employee, attorney or other authorized representative of your Organization. Your statement should also include the NERC Violation ID(s) shown below. Please direct any such statements to Mike DeLaura, NERC Manager of Compliance Reporting, Analysis, and Tracking (mike.delaura@nerc.net) with a copy to Ken Keels, SERC Manager of Compliance Enforcement (kkeels@serc1.org).

<table>
<thead>
<tr>
<th>SERC Tracking #</th>
<th>NERC Violation #</th>
<th>Standard</th>
<th>Requirement(s)</th>
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<td>07-158</td>
<td>SERC200700011</td>
<td>PRC-005-1</td>
<td>R1</td>
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</tbody>
</table>

As always, please contact me at 704-357-7372 with any questions.

Sincerely,

Thomas J. Galloway
SERC Compliance Director

cc: G. Cauley, K. Keels, Tracking File(s), Chronological Letter File
M. DeLaura (NERC)
Attachment e

Mitigation Plans designated as MIT-07-0235 and MIT-07-0236
Mitigation Plan Submittal Form

Date this Mitigation Plan is being submitted: December 14, 2007

If this Mitigation Plan has already been completed:
- Check this box and
- Provide the Date of Completion of the Mitigation Plan: September 1, 2007

Section A: Compliance Notices

- Section 6.2 of the CMEP sets forth the information that must be included in a Mitigation Plan. The Mitigation Plan must include:
  1. The Registered Entity’s point of contact for the Mitigation Plan, who shall be a person (i) responsible for filing the Mitigation Plan, (ii) technically knowledgeable regarding the Mitigation Plan, and (iii) authorized and competent to respond to questions regarding the status of the Mitigation Plan. This person may be the Registered Entity’s point of contact described in Section 2.0.
  2. The Alleged or Confirmed Violation(s) of Reliability Standard(s) the Mitigation Plan will correct.
  3. The cause of the Alleged or Confirmed Violation(s).
  4. The Registered Entity’s action plan to correct the Alleged or Confirmed Violation(s).
  5. The Registered Entity’s action plan to prevent recurrence of the Alleged or Confirmed Violation(s).
  6. The anticipated impact of the Mitigation Plan on the bulk power system reliability and an action plan to mitigate any increased risk to the reliability of the bulk power-system while the Mitigation Plan is being implemented.
  7. A timetable for completion of the Mitigation Plan including the completion date by which the Mitigation Plan will be fully implemented and the Alleged or Confirmed Violation(s) corrected.
  8. Implementation milestones no more than three (3) months apart for Mitigation Plans with expected completion dates more than three (3) months from the date of submission. Additional violations could be determined for not completing work associated with accepted milestones.
  9. Any other information deemed necessary or appropriate.
  10. The Mitigation Plan shall be signed by an officer, employee, attorney or other authorized representative of the Registered Entity, which if applicable, shall be the person that signed the Self-Certification or Self Reporting submittals.

1 “Uniform Compliance Monitoring and Enforcement Program of the North American Electric Reliability Corporation;” a copy of the current version approved by the Federal Energy Regulatory Commission is posted on NERC’s website.

Derived from NERC Form Version 1.7 Page 1 of 8 Form Rev. Date - 10/25/07

CONFIDENTIAL INFORMATION

FOR PUBLIC RELEASE 5/28/08
This submittal form shall be used to provide a required Mitigation Plan for review and approval by SERC and NERC.

The Mitigation Plan shall be submitted to SERC and NERC as confidential information in accordance with Section 1500 of the NERC Rules of Procedure.

This Mitigation Plan form may be used to address one or more related violations of one Reliability Standard. A separate mitigation plan is required to address violations with respect to each additional Reliability Standard, as applicable.

If the Mitigation Plan is approved by SERC and NERC, a copy of this Mitigation Plan will be provided to the Federal Energy Regulatory Commission in accordance with applicable Commission rules, regulations and orders.

SERC or NERC may reject Mitigation Plans that they determine to be incomplete or inadequate.

Remedial action directives also may be issued as necessary to ensure reliability of the bulk power system.

Section B: Registered Entity Information

B.1 Identify your organization:

Company Name: Old Dominion Electric Cooperative
Company Address: 4201 Dominion Boulevard, Glen Allen, VA 23060
NERC Compliance Registry ID [if known]: ODEC

B.2 Identify the individual in your organization who will serve as the Contact to SERC regarding this Mitigation Plan. This person shall be technically knowledgeable regarding this Mitigation Plan and authorized to respond to SERC regarding this Mitigation Plan.

Name: Mark Ringhausen
Title: Director Of Transmission
Email: mringhausen@odec.com
Phone: 804-290-2194
Section C: Identity of Reliability Standard Violations Associated with this Mitigation Plan

This Mitigation Plan is associated with the following violation(s) of the reliability standard listed below:

C.1 Standard: PRC-005-1
   [Identify by Standard Acronym (e.g. FAC-001-1)]

C.2 Requirement(s) violated and violation dates:
   [Enter information in the following Table]

<table>
<thead>
<tr>
<th>NERC Violation ID #</th>
</tr>
</thead>
<tbody>
<tr>
<td>[if known]</td>
</tr>
<tr>
<td>SERC Violation ID #</td>
</tr>
<tr>
<td>[if known]</td>
</tr>
<tr>
<td>Requirement Violated</td>
</tr>
<tr>
<td>(e.g. R3.2)</td>
</tr>
<tr>
<td>Violation Date(*)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>SERC200700011</th>
</tr>
</thead>
<tbody>
<tr>
<td>2007-158</td>
</tr>
<tr>
<td>R1</td>
</tr>
<tr>
<td>06/18/2007</td>
</tr>
</tbody>
</table>

(*) Note: The Violation Date shall be: (i) the date that the violation occurred; (ii) the date that the violation was self-reported; or (iii) the date that the violation has been deemed to have occurred on by SERC. Questions regarding the date to use should be directed to SERC.

C.3 Identify the cause of the violation(s) identified above:

The cause of the Violation was due to a documentation oversight that omitted the testing of the CTs and VTs from our documentation. ODEC provided documentation to the Audit Team that we were testing and maintaining this equipment as part of our program and this is noted in the Audit Report.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

C.4 [Optional] Provide any relevant additional information regarding the violations associated with this Mitigation Plan:

None.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]
Section D: Details of Proposed Mitigation Plan

Mitigation Plan Contents

D.1 Identify and describe the action plan, including specific tasks and actions that your organization is proposing to undertake, or which it undertook if this Mitigation Plan has been completed, to correct the violations identified above in Part C.2 of this form:

ODEC PRC-005-1 Compliance Procedure was updated to include language for the maintenance and testing for the CTs and VTs in our protection systems. PRC-005-1 procedure was updated on September 1, 2007. A copy of this updated procedure is included.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Check this box □ and proceed to Section E of this form if this Mitigation Plan, as set forth in Part D.1, has already been completed; otherwise respond to Part D.2, D.3 and, optionally, Part D.4, below.

Mitigation Plan Timeline and Milestones

D.2 Provide the timetable for completion of the Mitigation Plan, including the completion date by which the Mitigation Plan will be fully implemented and the violations associated with this Mitigation Plan are corrected:

D.3 Enter Milestone Activities, with completion dates, that your organization is proposing for this Mitigation Plan:

<table>
<thead>
<tr>
<th>Milestone Activity</th>
<th>Proposed Completion Date*</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(*) Note: Implementation milestones no more than three (3) months apart for Mitigation Plans with expected completion dates more than three (3) months from the date of submission. Additional violations could be determined for not completing work associated with accepted milestones.

[Note: Provide your response here; additional detailed information may be provided as an attachment as necessary]
Additional Relevant Information (Optional)

D.4 If you have any relevant additional information that you wish to include regarding the mitigation plan, milestones, milestones dates and completion date proposed above you may include it here:

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Section E: Interim and Future Reliability Risk

Check this box ☒ and proceed and respond to Part E.2 and E.3, below, if this Mitigation Plan, as set forth in Part D.1, has already been completed.

Abatement of Interim BPS Reliability Risk

E.1 While your organization is implementing the Mitigation Plan proposed in Part D of this form, the reliability of the Bulk Power System may remain at higher risk or be otherwise negatively impacted until the plan is successfully completed. To the extent they are, or may be, known or anticipated: (i) identify any such risks or impacts; and (ii) discuss any actions that your organization is planning to take or is proposing as part of the Mitigation Plan to mitigate any increased risk to the reliability of the bulk power system while the Mitigation Plan is being implemented:

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Prevention of Future BPS Reliability Risk

E.2 Describe how successful completion of the Mitigation Plan as laid out in Part D of this form will prevent or minimize the probability that your organization incurs further violations of the same or similar reliability standards requirements in the future:

ODEC has revised its PRC-005-1 Compliance Procedure to eliminate this documentation oversight. This will eliminate the current Violation and any future violations of this requirement.
E.3 Your organization may be taking or planning other action, beyond that listed in the Mitigation Plan, as proposed in Part D.1, to prevent or minimize the probability of incurring further violations of the same or similar standards requirements listed in Part C.2, or of other reliability standards. If so, identify and describe any such action, including milestones and completion dates:

None.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]
Section F: Authorization

An authorized individual must sign and date this Mitigation Plan Submittal Form. By doing so, this individual, on behalf of your organization:

a) Submits the Mitigation Plan, as laid out in Section D of this form, to SERC for acceptance by SERC and approval by NERC, and

b) If applicable, certifies that the Mitigation Plan, as laid out in Section D of this form, was completed (i) as laid out in Section D of this form and (ii) on or before the date provided as the 'Date of Completion of the Mitigation Plan' on this form, and

c) Acknowledges:

1. I am Senior Vice President of Power Supply of Old Dominion Electric Cooperative.

2. I am qualified to sign this Mitigation Plan on behalf of Old Dominion Electric Cooperative.

3. I have read and understand Old Dominion Electric Cooperative's obligations to comply with Mitigation Plan requirements and ERO remedial action directives as well as ERO documents, including, but not limited to, the NERC Rules of Procedure, including Appendix 4(C) (Compliance Monitoring and Enforcement Program of the North American Electric Reliability Corporation" (NERC CMEP)).

4. I have read and am familiar with the contents of the foregoing Mitigation Plan.

5. Old Dominion Electric Cooperative agrees to be bound by, and comply with, the Mitigation Plan, including the timetable completion date, as approved by SERC and approved by NERC.

Authorized Individual Signature

Name (Print): LISA D. JOHNSON
Title: SR. VICE PRESIDENT - POWER SUPPLY
Date: 12-14-07

Electronic signatures are acceptable; see CMEP.
Section G: Comments and Additional Information

You may use this area to provide comments or any additional relevant information not previously addressed in this form.

None.
[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Submittal Instructions:

Please convert the completed and signed document to an Adobe .pdf document using the following naming convention:

[(MP Entity Name (STD-XXX) MM-DD-YY.pdf)]

Email the pdf file to serccomply@serc1.org.

Please direct any questions regarding completion of this form to:

Ken Keels
Manager, Compliance Enforcement
SERC Reliability Corporation
704-357-7372
kkeels@serc1.org
Mitigation Plan Submittal Form

Date this Mitigation Plan is being submitted: December 14, 2007

If this Mitigation Plan has already been completed:
- Check this box □ and
- Provide the Date of Completion of the Mitigation Plan: December 14, 2007

Section A: Compliance Notices

- Section 6.2 of the CMEP\(^1\) sets forth the information that must be included in a Mitigation Plan. The Mitigation Plan must include:

  1. The Registered Entity’s point of contact for the Mitigation Plan, who shall be a person (i) responsible for filing the Mitigation Plan, (ii) technically knowledgeable regarding the Mitigation Plan, and (iii) authorized and competent to respond to questions regarding the status of the Mitigation Plan. This person may be the Registered Entity’s point of contact described in Section 2.0.

  2. The Alleged or Confirmed Violation(s) of Reliability Standard(s) the Mitigation Plan will correct.

  3. The cause of the Alleged or Confirmed Violation(s).

  4. The Registered Entity’s action plan to correct the Alleged or Confirmed Violation(s).

  5. The Registered Entity’s action plan to prevent recurrence of the Alleged or Confirmed violation(s).

  6. The anticipated impact of the Mitigation Plan on the bulk power system reliability and an action plan to mitigate any increased risk to the reliability of the bulk power-system while the Mitigation Plan is being implemented.

  7. A timetable for completion of the Mitigation Plan including the completion date by which the Mitigation Plan will be fully implemented and the Alleged or Confirmed Violation(s) corrected.

  8. Implementation milestones no more than three (3) months apart for Mitigation Plans with expected completion dates more than three (3) months from the date of submission. Additional violations could be determined for not completing work associated with accepted milestones.

  9. Any other information deemed necessary or appropriate.

  10. The Mitigation Plan shall be signed by an officer, employee, attorney or other authorized representative of the Registered Entity, which if applicable, shall be the person that signed the Self-Certification or Self Reporting submittals.

\(^1\) "Uniform Compliance Monitoring and Enforcement Program of the North American Electric Reliability Corporation;" a copy of the current version approved by the Federal Energy Regulatory Commission is posted on NERC's website.

Derived from NERC Form Version 1.7 Page 1 of 10 Form Rev. Date - 10/25/07

CONFIDENTIAL INFORMATION FOR PUBLIC RELEASE 5/28/08
• This submittal form shall be used to provide a required Mitigation Plan for review and approval by SERC and NERC.

• The Mitigation Plan shall be submitted to SERC and NERC as confidential information in accordance with Section 1500 of the NERC Rules of Procedure.

• This Mitigation Plan form may be used to address one or more related violations of one Reliability Standard. A separate mitigation plan is required to address violations with respect to each additional Reliability Standard, as applicable.

• If the Mitigation Plan is approved by SERC and NERC, a copy of this Mitigation Plan will be provided to the Federal Energy Regulatory Commission in accordance with applicable Commission rules, regulations and orders.

• SERC or NERC may reject Mitigation Plans that they determine to be incomplete or inadequate.

• Remedial action directives also may be issued as necessary to ensure reliability of the bulk power system.

Section B: Registered Entity Information

B.1 Identify your organization:

Company Name: Old Dominion Electric Cooperative
Company Address: 4201 Dominion Boulevard Glen Allen, VA 23060
NERC Compliance Registry ID [if known]: ODEC

B.2 Identify the individual in your organization who will serve as the Contact to SERC regarding this Mitigation Plan. This person shall be technically knowledgeable regarding this Mitigation Plan and authorized to respond to SERC regarding this Mitigation Plan.

Name: Mark Ringhausen
Title: Director Of Transmission
Email: mringhausen@odec.com
Phone: 804-290-2194
Section C: Identity of Reliability Standard Violations Associated with this Mitigation Plan

This Mitigation Plan is associated with the following violation(s) of the reliability standard listed below:

C.1 Standard: FAC-008-1
   [Identify by Standard Acronym (e.g. FAC-001-1)]

C.2 Requirement(s) violated and violation dates:
   [Enter information in the following Table]

<table>
<thead>
<tr>
<th>NERC Violation ID # [if known]</th>
<th>SERC Violation ID # [if known]</th>
<th>Requirement Violated (e.g. R3.2)</th>
<th>Violation Date(*)</th>
</tr>
</thead>
<tbody>
<tr>
<td>SERC200700010</td>
<td>2007-157</td>
<td>R1.1</td>
<td>06/18/2007</td>
</tr>
<tr>
<td></td>
<td></td>
<td>R1.2.1</td>
<td>06/18/2007</td>
</tr>
</tbody>
</table>

(*) Note: The Violation Date shall be: (i) the date that the violation occurred; (ii) the date that the violation was self-reported; or (iii) the date that the violation has been deemed to have occurred on by SERC. Questions regarding the date to use should be directed to SERC.

C.3 Identify the cause of the violation(s) identified above:

For R1.1 - The cause for this Violation is that ODEC did not identify the limiting element for our FAC-008-1 Compliance Procedure.
For R1.2 - The cause stated for this Violation is that ODEC's Compliance Procedure for FAC-008-1 does not address the full scope of equipment required in R1.2.1.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

C.4 [Optional] Provide any relevant additional information regarding the violations associated with this Mitigation Plan:
None.
[Provide your response here; additional detailed information may be provided as an attachment as necessary]
Section D: Details of Proposed Mitigation Plan

Mitigation Plan Contents

D.1 Identify and describe the action plan, including specific tasks and actions that your organization is proposing to undertake, or which it undertook if this Mitigation Plan has been completed, to correct the violations identified above in Part C.2 of this form:

R1.1- ODEC has revised our Compliance Procedure for FAC-008-1 to include the identification of the limiting element for R1.1. As detailed in our revised FAC-008-1 Compliance Procedure dated December 14, 2007, the limiting element will be identified during each Summer and Winter Capacity Test and is currently the mechanical coupling between the gas turbine and generator for all our units.

R1.2.1- ODEC has revised our Compliance Procedure for FAC-088-1 to expand the scope of equipment addressed to include the equipment identified in R1.2.1 which is following: generators, transmission conductors, transformers, relay protective devices, terminal equipment and series and shunt compensation devices.

See attached FAC-008-1 ODEC Compliance Procedure for the details on our changes for these two requirements.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Check this box ☑ and proceed to Section E of this form if this Mitigation Plan, as set forth in Part D.1, has already been completed; otherwise respond to Part D.2, D.3 and, optionally, Part D.4, below.

Mitigation Plan Timeline and Milestones

D.2 Provide the timetable for completion of the Mitigation Plan, including the completion date by which the Mitigation Plan will be fully implemented and the violations associated with this Mitigation Plan are corrected:

D.3 Enter Milestone Activities, with completion dates, that your organization is proposing for this Mitigation Plan:

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Derived from NERC Form Version 1.7Page 5 of 10 Form Rev. Date - 10/25/07
(*) Note: Implementation milestones no more than three (3) months apart for Mitigation Plans with expected completion dates more than three (3) months from the date of submission. Additional violations could be determined for not completing work associated with accepted milestones.

[Note: Provide your response here; additional detailed information may be provided as an attachment as necessary]
Additional Relevant Information (Optional)

D.4 If you have any relevant additional information that you wish to include regarding the mitigation plan, milestones, milestones dates and completion date proposed above you may include it here:

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Section E: Interim and Future Reliability Risk

Check this box and proceed and respond to Part E.2 and E.3, below, if this Mitigation Plan, as set forth in Part D.1, has already been completed.

Abatement of Interim BPS Reliability Risk

E.1 While your organization is implementing the Mitigation Plan proposed in Part D of this form, the reliability of the Bulk Power System may remain at higher risk or be otherwise negatively impacted until the plan is successfully completed. To the extent they are, or may be, known or anticipated: (i) identify any such risks or impacts; and (ii) discuss any actions that your organization is planning to take or is proposing as part of the Mitigation Plan to mitigate any increased risk to the reliability of the bulk power system while the Mitigation Plan is being implemented:

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Prevention of Future BPS Reliability Risk

E.2 Describe how successful completion of the Mitigation Plan as laid out in Part D of this form will prevent or minimize the probability that your organization incurs further violations of the same or similar reliability standards requirements in the future:

By adding into our FAC-008-1 Compliance Procedure the requirement to identify the limiting element during each Summer and Winter test, ODEC will be in compliance with FAC-008-1 R1.1. For R1.2.1, the additional language in our FAC-008-1 Compliance Procedure to include all major BES components as
detailed in standard FAC-008-1, R1.2.1, will keep ODEC in compliance in the future.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

E.3 Your organization may be taking or planning other action, beyond that listed in the Mitigation Plan, as proposed in Part D.1, to prevent or minimize the probability of incurring further violations of the same or similar standards requirements listed in Part C.2, or of other reliability standards. If so, identify and describe any such action, including milestones and completion dates:

No additional actions are required.

[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Continued on Next Page
Section F: Authorization

An authorized individual must sign and date this Mitigation Plan Submittal Form. By doing so, this individual, on behalf of your organization:

a) Submits the Mitigation Plan, as laid out in Section D of this form, to SERC for acceptance by SERC and approval by NERC, and

b) If applicable, certifies that the Mitigation Plan, as laid out in Section D of this form, was completed (i) as laid out in Section D of this form and (ii) on or before the date provided as the 'Date of Completion of the Mitigation Plan' on this form, and

c) Acknowledges:

1. I am the Senior Vice President of Power Supply of Old Dominion Electric Cooperative.

2. I am qualified to sign this Mitigation Plan on behalf of Old Dominion Electric Cooperative.

3. I have read and understand Old Dominion Electric Cooperative obligations to comply with Mitigation Plan requirements and ERO remedial action directives as well as ERO documents, including, but not limited to, the NERC Rules of Procedure, including Appendix 4(C) (Compliance Monitoring and Enforcement Program of the North American Electric Reliability Corporation" (NERC CMEP)).

4. I have read and am familiar with the contents of the foregoing Mitigation Plan.

5. Old Dominion Electric Cooperative agrees to be bound by, and comply with, the Mitigation Plan, including the timetable completion date, as approved by SERC and approved by NERC.

Authorized Individual Signature

Name (Print): LISA D. JOHNSON
Title: Sr. VICE PRESIDENT - POWER SUPPLY
Date: 12-14-07

(Electronic signatures are acceptable; see CMEP)
Section G: Comments and Additional Information

You may use this area to provide comments or any additional relevant information not previously addressed in this form.

None.
[Provide your response here; additional detailed information may be provided as an attachment as necessary]

Submittal Instructions:

Please convert the completed and signed document to an Adobe .pdf document using the following naming convention:

[(MP Entity Name (STD-XXX) MM-DD-YY.pdf)]

Email the pdf file to serccomply@serc1.org.

Please direct any questions regarding completion of this form to:

Ken Keels
Manager, Compliance Enforcement
SERC Reliability Corporation
704-357-7372
kkeels@serc1.org
Attachment f

Old Dominion Electric Cooperative
Certification of Completion of the Mitigation Plans
Certification of a Completed Mitigation Plan

SERC Reliability Corporation
Violation Mitigation Plan Closure Form
(Form Revised 10-25-07)

Name of Registered Entity submitting certification: Old Dominion Electric Cooperative

Date of Certification: December 17, 2007

Name of Standard and the Requirement(s) of mitigated violation(s):
FAC-008-1: R1.1 and R1.2.1
PRC-005-1: R1

SERC Tracking Number (contact SERC if not known): SERC-2007-157 and SERC-2007-158

NERC Violation ID Number (if assigned): SERC200700010 and SERC20070011

Date of completion of the Mitigation Plan: December 17, 2007

I certify that the mitigation plan for the above named violation has been completed on the date shown above, and that all information submitted information is complete and correct to the best of my knowledge.

Name: Lisa D. Johnson
Title: Senior Vice President of Power Supply
Entity: Old Dominion Electric Cooperative
Email: ljohnson@odec.com
Phone: 804-968-4025

Executive Signature: ___________________________ Date: 5-19-08

[NOTE – Closure Form should be signed by same individual that signed Mitigation Plan]
Attachment g

Statement of SERC Reliability Corporation Compliance Enforcement Staff Regarding Completion of Mitigation Plan
Statement of SERC Reliability Corporation Compliance Enforcement Staff Regarding Completion of Mitigation Plan

December 14, 2007

Registered Entity: Old Dominion Electric Cooperative
SERC Tracking ID: 2007-157
NERC Violation No: SERC200700010
NERC Mitigation Plan ID: MIT-07-0235

SERC Reliability Corporation Compliance Enforcement Staff (“SERC Staff”) has completed a review of the evidence submitted by Old Dominion Electric Cooperative in support of its Certification of Completion of the subject Mitigation Plan. Based on its review, SERC Staff has verified Old Dominion Electric Cooperative’s certification on December 14, 2007 that the subject Mitigation Plan has been completed on December 14, 2007 in accordance with its terms.
Statement of SERC Reliability Corporation Compliance Enforcement Staff Regarding Completion of Mitigation Plan

December 17, 2007

Registered Entity: Old Dominion Electric Cooperative
SERC Tracking ID: 2007-158
NERC Violation No: SERC200700011
NERC Mitigation Plan ID: MIT-07-0236

SERC Reliability Corporation Compliance Enforcement Staff (“SERC Staff”) has completed a review of the evidence submitted by Old Dominion Electric Cooperative in support of its Certification of Completion of the subject Mitigation Plan. Based on its review, SERC Staff has verified Old Dominion Electric Cooperative’s certification on December 14, 2007 that the subject Mitigation Plan has been completed on December 14, 2007 in accordance with its terms.
Attachment h

NERC BOTCC Decision
Board of Trustees Compliance Committee
Decision on Notices of Penalty
( Issued May 21, 2008 )

The North American Electric Reliability Corporation (NERC) Board of Trustees Compliance Committee approves for filing with the Federal Energy Regulatory Commission (Commission) the following Notices of Penalty in accordance with the NERC Rules of Procedure and the Commission’s orders and regulations.1

In each of the Notices identified below, the Board of Trustees Compliance Committee affirms the Regional Entity’s determination to exercise its enforcement discretion, in accordance with Order No. 693, to impose a zero dollar penalty against the respective registered entities, based on the Committee’s review of the applicable requirements of the Commission-approved Reliability Standards and the underlying facts and circumstances of the violations represented below.2

While certain of the Reliability Standards associated with the violations below have “Medium” or “High” Violation Risk Factors, and the non-compliance level could reach a “Severe” level based on the duration of the violation, most of these violations involved situations where processes, procedures or plans were in place but documentation of one or more elements was lacking. In the case of NOC-16 below, where an entity failed to perform relay maintenance and testing of certain of its facilities due to an administrative oversight, the entity self-reported the violation and expedited completion of the work. In all cases, there was no actual impact on the reliability of the bulk power system.

In reaching this determination, NERC and the Regional Entities considered the following: (1) The violations occurred prior to January 2008 (during the period the Commission stated NERC and the Regional Entities should focus their enforcement resources on the most serious violations); (2) The registered entities worked cooperatively with the Regional Entities; (3) The registered entities acted immediately to mitigate and/or correct the violations; (4) The violations were mitigated in accordance with the approved Mitigation Plans and have been verified as mitigated by the respective Regional Entities; and (5) The actions taken by the registered entities ensure that reliability is maintained.

Therefore, the NERC Board of Trustees Compliance Committee finds that the proposed zero dollar penalty is appropriate and consistent with NERC’s goal to ensure reliability of the bulk power system.


<table>
<thead>
<tr>
<th>NOP ID&lt;sup&gt;3&lt;/sup&gt;</th>
<th>Region</th>
<th>Registered Entity</th>
<th>NOC ID</th>
<th>NERC Violation ID</th>
<th>Reliability Std.</th>
<th>Req. (R)</th>
<th>VRF</th>
<th>Total Penalty ($)</th>
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</thead>
<tbody>
<tr>
<td>NOP-01</td>
<td>TRE</td>
<td>Denton Municipal Electric (TDSP)</td>
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<td>NOC-01</td>
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<td>Wise County Power Company, LP</td>
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<sup>3</sup> Document numbers for each of these notices will be assigned by the Commission as NP08-<sup>–</sup>-000.

<sup>4</sup> All VRFs for requirements and sub-requirements are identified in this table for the violations at issue.
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*By the Board of Trustees Compliance Committee*
Attachment i

Notice of Filing
Take notice that on [DATE], the North American Electric Reliability Corporation (NERC) filed a Notice of Penalty regarding Old Dominion Electric Cooperative in the SERC Reliability Corporation region.

Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the Commission’s Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant.


This filing is accessible on-line at http://www.ferc.gov, using the “eLibrary” link and is available for review in the Commission’s Public Reference Room in Washington, D.C. There is an “eSubscription” link on the web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email FERCONlineSupport@ferc.gov, or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: [BLANK]

Kimberly D. Bose,
Secretary