



NORTH AMERICAN ENERGY STANDARDS BOARD

1301 Fannin, Suite 2350 • Houston, Texas 77002 • Phone: (713) 356-0060 • Fax: (713) 356-0067
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December 16, 2009
Filed Electronically

The Honorable Kimberly D. Bose
Secretary
Federal Energy Regulatory Commission
888 First Street N.E., Room 1A
Washington, D.C. 20585

RE: Standards for Business Practices of Public Utilities (Docket No. RM05-5 et al)

Dear Ms. Bose:

The North American Energy Standards Board ("NAESB") herewith submits this report to the Federal Energy Regulatory Commission ("FERC" or "Commission") regarding errata to Version 002.1 of the NAESB Wholesale Electric Quadrant ("WEQ") standards, provided to the Commission on February 19, 2009. This report is voluntarily submitted by NAESB in response to Docket Nos. RM05-5 et al. The NAESB WEQ Version 002.1 standards were ratified by the NAESB membership and published on March 11, 2009. The minor correction to WEQ-001 included in this report was unanimously adopted by the WEQ Executive Committee on October 27, 2009¹.

The report is being filed electronically in Adobe Acrobat® Portable Document Format (.pdf). All of the documents are also available on the NAESB web site (www.naesb.org). Should you have need of the filing in editable format, we can provide it in Microsoft® Word® 2003. Please feel free to call me at (713) 356-0060 or refer to the NAESB website (www.naesb.org) should you have any questions or need additional information regarding the errata to the NAESB WEQ Versions 002.1 standard or any other NAESB work products.

Respectfully submitted,

Rae McQuade

Ms. Rae McQuade
President & COO, North American Energy Standards Board

¹ The October 27, 2009 WEQ Executive Committee draft meeting minutes can be found through the following hyperlink:
http://www.naesb.org/pdf4/weq_ec102709dm.doc.



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cc:

Chairman Jon Wellinghoff, Federal Energy Regulatory Commission
Commissioner Sudeen Kelly, Federal Energy Regulatory Commission
Commissioner Philip D. Moeller, Federal Energy Regulatory Commission
Commissioner Marc Spitzer, Federal Energy Regulatory Commission

Mr. Thomas R. Sheets, General Counsel of the Commission, Federal Energy Regulatory Commission
Mr. Joseph McClelland, Director, Office of Electric Reliability, Federal Energy Regulatory Commission
Ms. Jamie L. Simler, Director, Office of Energy Policy and Innovation, Federal Energy Regulatory Commission

Mr. Michael Goldenberg, Senior Attorney, Office of General Counsel, Federal Energy Regulatory Commission
Mr. Bruce McAllister, Office of Energy Policy and Innovation, Federal Energy Regulatory Commission

Mr. Ralph Cleveland, Chairman and CEO, North American Energy Standards Board
Mr. William P. Boswell, General Counsel, North American Energy Standards Board

Mr. David Cook, General Counsel, North American Electric Reliability Corporation
Mr. Andrew Rodriguez, North American Electric Reliability Corporation

**UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION**

Standards for Business Practices and)
Communication Protocols for Public Utilities)

Docket No. RM05-17-000
Docket No. RM05-5-000

REPORT OF THE NORTH AMERICAN ENERGY STANDARDS BOARD

The North American Energy Standards Board ("NAESB") is voluntarily submitting this report in accordance with the Commission's Orders in the above referenced docket. The report is in two parts – the errata for NAESB Wholesale Electric Quadrant ("WEQ") Versions 002.1 standards; and Notice to WEQ Members of Executive Committee Adoption of Minor Corrections, including the NAESB Operating Procedure for Minor Clarifications and Corrections to Standards.

This report section contains the errata for the following NAESB WEQ Version 002.1 Standards:

Minor Corrections: WEQ-001-1.0 Delete standard WEQ-001-1.0

Minor Correction as approved by the NAESB WEQ Executive Committee
on October 27, 2009 (Effective December 14, 2009)
Minor Correction Request

Quadrant: Wholesale Electric Quadrant (WEQ)
Business Practice: Remove Content of WEQ-001-1.0
Submitted By: JT Wood
Date: October 15, 2009

Request

Southern Company is requesting that the WEQ Executive Committee delete the content of WEQ-001-1.0 as a minor correction. We believe deleting this section meets the criteria of a minor correction based upon FERC actions and prior actions taken by the WEQ Executive Committee.

According to the NAESB Operating Practices Minor Corrections include:

- (a) clarifications or corrections made by a regulatory agency to standards that are of a jurisdictional nature, or by the American National Standards Institute or its successor;
- (b) clarifications or corrections to the format, appearance, or descriptions of standards in standards documentation;
- (c) clarifications or corrections to add code values to tables; and
- (d) clarifications and corrections that do not materially change a standard.

Background FERC Actions:

On May 9, 2005, the Commission issued its Notice of Proposed Rulemaking Docket No. RM05-5-000, "Standards for Business Practices and Commission Protocols for Public Utilities." Paragraph 25 states:

With the exception of standards, discussed below, involving standards that duplicate the requirements in our regulations (OASIS Business Practice Standard 1, including Standards 1.1 through 1.8, and in the Definitions of "Affiliate," "Responsible party," "Reseller," "Transmission Provider," "Transmission Customer," and "Wholesale merchant function"), we believe that the WEQ's OASIS Business Practice Standards are consistent with the Commission's existing standards on this topic¹.

On April 26, 2006, the Commission issued Order No. 676 incorporating by reference the WEQ NAESB Business Practices Version 0. This Final Rule did not incorporate WEQ-001-1.0 as documented in paragraph 19:

The specific standards developed by the WEQ that we are incorporating by reference in this Final Rule are as follows:

Business Practices for Open Access Same-Time Information Systems (OASIS) (WEQ-001, Version 000, January 15, 2005, with minor corrections applied on March 25, 2005, and additional numbering added October 3, 2005) including Standards 001-0.2 through 001-0.8, 001-2.0 through 001-9.6.2, 001-9.8 through 001-10.8.6, and Examples 001-8.3-A, 001-9.2-A, 001-10.2-A, 001-9.3-A, 001-10.3-A, 001-9.4.1-A, 001-10.4.1-A, 001-9.4.2-A, 001-10.4.2-A, 001-9.5-A, 001-10.5-A, 001-9.5.1-A, and 001-10.5.1-A;

On July 21, 2008, the Commission issued Order No. 676-C incorporating by reference the WEQ NAESB Business Practices Version 1. This final rule also did not incorporate WEQ-001-1.0 as documented in paragraph 9:

*The specific NAESB standards that we are incorporating by reference in this Final Rule are:
Business Practices for Open Access Same-Time Information Systems (OASIS), Version 1.4 (WEQ-001, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including*

¹ In addition, although we are proposing to incorporate by reference OASIS Business Practice Standard 10.6, we have problems with this provision that we are asking commenters to address in their comments on this NOPR.

*Standards 001-0.2 through 001-0.8, 001-0.14 through 001-0.20, 001-2.0 through 001-9.6.2, 001-9.8 through 001-12.5.2, and 001-A and 001-B;*²

Background WEQ Executive Committee Actions:

On October 15, 2007, the WEQ Executive Committee met via conference call and determined that the change to remove all of WEQ-009 could be done under a minor correction citing Order 676 where the Commission determined they would not include WEQ-009 in the final rule “because they duplicate the Commission’s regulation on this subject” as noted in paragraph 72. The “Minor Correction to NAESB WEQ-009 Standards of Conduct” dated October 17, 2007, provides additional detail on the WEQ Executive Committee’s action http://www.naesb.org/pdf3/weq_mc101707weq009.doc.

On May 12, 2009, the WEQ Executive Committee met in Carmel, Indiana and determined that the change to remove sections of WEQ-001-1.5 through 1.8 could be done under a minor correction citing the Order Nos. 676 and 676-C where the Commission determined they would not adopt these requirements. The “WEQ Executive Committee Meeting Final Minutes” dated May 12, 2009, provides additional detail on the WEQ Executive Committee’s action http://www.naesb.org/pdf4/weq_ec051209fm.doc.

Summary:

Based on the references cited above, removing the content of WEQ-001-1.0 meets the criteria for a minor correction based on precedence established by the WEQ Executive Committee in 2007 and 2009. With this minor correction we are requesting that the WEQ Executive Committee take a similar action on the WEQ-001-1.0 requirement as it did with the WEQ-009 and WEQ-001-1.5 through 1.8 requirements which were not incorporated in either FERC Order Nos. 676 or 676-C.

² *The WEQ Version 001 package of standards includes Version 1.4 of the OASIS Standards. The reference to Version 1.4 is based on the fact that this is the fourth set of revisions to the Version 1.0 OASIS Standards that the Commission adopted in Order No. 889. Open Access Same-Time Information System and Standards of Conduct, 61 FR 21,737 (May 10, 1996), FERC Stats. & Regs. ¶ 31,035 (April 24, 1996). The Version 1.4 reference appears in Standards WEQ-001, WEQ-002, WEQ-003, and WEQ-013.*

Notice to WEQ Members of Executive Committee Adoption of Minor Corrections
NAESB Operating Procedure for Minor Clarifications and Corrections to Standards
December 16, 2009

This report section contains the correspondence sent to all Wholesale Electric Quadrant members notifying them of the Executive Committee action taken on the minor correction, requesting comments that opposed the minor correction, and informing them of future actions and timelines related to the minor corrections. It also contains the excerpt from the NAESB Operating Procedures detailing the procedures to be followed for minor clarifications and corrections to existing NAESB Standards.



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via email and posting

TO: NAESB Wholesale Electric Quadrant (WEQ) Members and Interested Industry Participants
FROM: Denise Rager, Standards and Membership Administrator
RE: Minor Correction to NAESB WEQ Standard No. WEQ-001-1.0, as approved by the WEQ Executive Committees on October 27, 2009
DATE: November 12, 2009

Dear Wholesale Electric Quadrant Members:

The WEQ Executive Committee voted to adopt the minor correction to delete the content of WEQ-001-1.0, submitted by JT Wood of Southern Company. The minor correction received the simple majority votes needed for adoption by the WEQ EC on October 27, 2009. The minor correction to be applied to WEQ version 002.1 is posted on the NAESB web site at: http://naesb.org/pdf4/weq_mc111209_attach1.doc. For further information on the minor correction as submitted, please contact Mr. J. T. Wood, Southern Company, (205) 257-6238.

Pursuant to NAESB's procedures for adopting minor corrections (found at pp. 18-19 of the NAESB Operating Procedures (NAESBOPs) and shown below), the public comment period for the minor correction will begin today, November 12 and end on November 30, 2009. If no comments are received, the correction will be applied to NAESB WEQ version 002.1 effective December 14, 2009. It will also on December 14 be submitted to FERC to amend version 002.1 and posted separately on the WEQ Minor Corrections page of the NAESB web site at http://naesb.org/weq/weq_reqcom.asp.

Should you have any concerns or issues with the minor correction, please notify the NAESB office by November 30, 2009 (email: naesb@naesb.org, fax 713-356-0067).

Best Regards,

Denise Rager
NAESB Office

cc: Rae McQuade, President

Procedures for Minor Corrections as excerpted from the NAESB Operating Procedures

D. Minor Clarifications and Corrections to Standards

Minor clarifications and corrections to existing standards include: (a) clarifications or corrections made by a regulatory agency to standards that are of a jurisdictional nature, or by the American National Standards Institute or its successor; (b) clarifications or corrections to the format, appearance, or descriptions of standards in standards documentation; (c) clarifications or corrections to add code values to tables; and (d) clarifications and corrections that do not materially change a standard.

Any request for a minor clarification or correction to an existing standard should be submitted in writing to the executive director. This request shall include a description of the minor clarification or correction and the reason the clarification or correction should be implemented.

1. Processing of Requests

The executive director shall promptly notify the EC and any appropriate subcommittee(s) of the receipt of the request. The members of the applicable quadrant's EC shall promptly determine whether the request meets the definition of a minor clarification or correction. Through the decision of the vice chair of the applicable quadrant,

Notice to WEQ Members of Executive Committee Adoption of Minor Corrections
NAESB Operating Procedure for Minor Clarifications and Corrections to Standards
December 16, 2009

this determination may be delegated to one of the quadrant's subcommittees, with the concurrence of the subcommittee chair, in which case the subcommittee shall make a prompt decision.

If the request is determined to meet the definition of minor clarification or correction, the applicable quadrant's EC, with input from any subcommittee(s) to which the request has been forwarded, shall act on the request within one month of its receipt. A meeting to discuss the request is not required; the decision may be made by notational vote. A simple majority of the votes received shall determine the outcome. The members of the applicable quadrant's EC shall be given at least three working days to consider and vote on the request.

2. Public Notice

The results of the vote on the request for a minor clarification or correction shall be posted on the NAESB website and the members of the applicable quadrant shall be notified of the request by e-mail. If the request has been approved by the applicable quadrant's EC, the notification shall include a brief description of the request, the contact name and number of the requester so that further information can be obtained, and the proposed effective date of the clarification or correction. The proposed effective date of the minor clarification or correction shall normally be one month from the date of the public notice.

Any interested party shall have an opportunity to comment on the request, and the comments shall be posted on the NAESB website. The comment period is two weeks.

3. Final Disposition of Approved Requests

If no comments are received on an approved request, the standard shall be clarified or corrected as specified in the approved request on the effective date proposed. If comments are received, they shall be forwarded to the members of the applicable quadrant's EC for consideration. Each comment requires a public written response from the applicable quadrant's EC. The applicable quadrant's EC shall determine whether changes are necessary as a result of the comments.

Members of the applicable quadrant's EC shall be given three working days to consider the comments and determine the outcome, which shall be decided by a simple majority of the votes received. A meeting to discuss the request is not required; the decision may be made by notational vote. The standard shall be clarified or corrected in accordance with the outcome of the vote, effective with the completion of voting, and notice thereof shall be posted on the NAESB website.