

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

North American Electric Reliability Corporation
Docket No. RR08-6-003

October 2, 2009

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

Attention: Rebecca J. Michael, Attorney

Reference: Supplemental budget and funding request filing concerning the 2009 business plan and budget of the North American Electric Reliability Corporation.

Dear Ms. Michael:

1. On August 6, 2009, the North American Electric Reliability Corporation (NERC) submitted a supplemental budget and funding request on behalf of Midwest Reliability Organization (MRO) pursuant 18 C.F.R. §39.4(d). The Commission conditionally approved the 2009 business plan and budget of NERC and MRO in an Order issued October 16, 2008.¹
2. NERC explains that the multi-employer defined pension plan in which MRO currently participates is being terminated by its sponsor MAPP COR, a Minnesota-based not-for-profit corporation. MRO has determined that it is more cost-effective to switch to a defined contribution plan rather than to maintain, fund, and administer its current pension plan without its sponsor. In accordance with the terms of the plan and the regulations of the Pension Benefit Guaranty Corporation, MRO must make a one-time contribution of \$1.12 million to terminate its pension fund. NERC is requesting the Commission to issue an order approving the MRO supplemental budget and funding request of \$1.12 million

¹ Order Conditionally Accepting 2009 Business Plan and Budget of the North American Electric Reliability Corporation and Ordering Compliance Filings, 125 FERC ¶61,056 (2008).

through a one-time assessment. Based on 2007 NEL, the United States portion of the assessment is \$946,052.

3. Notice of this filing was issued on August 7, 2009, with comments, protests or motions to intervene due on or before September 8, 2009.

4. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214. No protests or adverse comments were filed.

5. NERC's uncontested filing is accepted pursuant to the relevant authority delegated to the Director, Office of Electric Reliability, under 18 C.F.R. § 375.303.

6. This action shall not be construed as accepting any other contingency plan pursuant to 18 C.F.R. § 375.303(a)(1)(i) or any other data or report pursuant to C.F.R. § 375.303 (b)(3)(iv). This action shall not be construed as approving any other application including Electric Reliability Organization or Regional Entity Rules or procedures pursuant to 18 C.F.R. § 375.303(a)(2)(i). Such acceptance or approval shall not be deemed as recognition of any claimed right or obligation associated therewith; and such acceptance or approval is without prejudice to any findings or orders which have been or which may hereafter be made by the Commission in any proceeding now or pending or hereafter instituted by or against NERC.

7. This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Joseph H. McClelland, Director
Office of Electric Reliability

Document Content(s)

RR08-6-003.DOC.....1-2