

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ELECTRIC RELIABILITY

North American Electric Reliability Corporation
Docket No. RD09-3-000

December 10, 2009

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

Attention: Rebecca J. Michael, Attorney

Reference: Electric Reliability Organization Errata Petition Updating Violation Severity Levels for an Approved Transmission Operations (TOP) Reliability Standard.

Dear Ms. Michael:

1. On February 27, 2009, the North American Electric Reliability Corporation (NERC) submitted a filing requesting approval for Violation Severity Levels associated with Reliability Standard TOP-004-2 – Transmission Operations.
2. Notice of this filing was issued on March 6, 2009, with comments, protests or motions to intervene due on or before March 20th, 2009.
3. 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 (2008)). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214. A Motion to Intervene was received from Modesto Irrigation District to preserve their rights, but no protests or substantive comments were given.

4. NERC's uncontested filing is approved pursuant to the relevant authority delegated to the Director, Office of Electric Reliability, under 18 C.F.R. § 375.314.

5. This action shall not be construed as accepting any other contingency plan pursuant to 18 C.F.R. § 375.314(a)(1)(i) or any other data or report pursuant to 18 C.F.R. § 375.314(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. § 375.314(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.

6. 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

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