

**PRIVILEGED AND CONFIDENTIAL INFORMATION AND CRITICAL ENERGY  
INFRASTRUCTURE INFORMATION HAVE BEEN REMOVED FROM THIS PUBLIC  
VERSION**

# NERC

**NORTH AMERICAN ELECTRIC  
RELIABILITY CORPORATION**

November 5, 2009

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

**Re: Supplemental Filing regarding the NERC Omnibus Notice of Penalty  
FERC Docket No. NP10-2-000**

Dear Ms. Bose:

The North American Electric Reliability Corporation (NERC) hereby provides this Supplemental Filing regarding the October 14, 2009 Omnibus Notice of Penalty Filing, 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)).<sup>1</sup>

It has come to NERC's attention that certain additional Attachments may be relevant to the Commission's review and determinations with respect to certain limited violation identification numbers in the October 14 Filing. These include: WECC200700034, WECC200700044, WECC200700080, WECC2007000526, WECC2007000527, WECC2007000528, WECC2007000537, WECC2007000538, WECC200710304, WECC200801006, WECC200801007, WECC200801564, WECC200801565, WECC200801566, WECC200801567, WECC200810264, WECC200810264, WECC200810391, and WECC200810392.

These attachments include confidential information as defined by the Commission's regulations at 18 C.F.R. Part 388 and orders, as well as NERC Rules of Procedure including the NERC CMEP Appendix 4C to the Rules of Procedure. This includes non-public information related to certain Reliability Standard violations, certain Regional Entity investigative files, Registered Entity sensitive business information and confidential information regarding critical energy infrastructure, as well as alleged violations that have not yet been processed to completion.

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<sup>1</sup> See 18 C.F.R § 39.7(c)(2).

In accordance with the Commission's Rules of Practice and Procedure, 18 C.F.R. § 388.112, a non-public version of the information redacted from the public filing is being provided under separate cover.

Because certain of the attached documents are deemed "confidential" by NERC, Registered Entities and the Western Electricity Coordinating Council, NERC requests that the confidential, non-public information be provided special treatment in accordance with the above regulation.

### **A Form of Notice Suitable for Publication<sup>2</sup>**

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

### **Conclusion**

Accordingly, NERC respectfully requests that the Commission accept these Attachments as compliant with its rules, regulations and orders.

Respectfully submitted,

/s/ Rebecca J. Michael

Rebecca J. Michael  
Assistant General Counsel  
Holly A. Hawkins  
Attorney  
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  
holly.hawkins@nerc.net

Rick Sergel  
President and Chief Executive Officer  
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  
david.cook@nerc.net

cc: Service List  
Attachments

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<sup>2</sup> See 18 C.F.R § 39.7(d)(6).

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**Attachment A**

**Notice of Filing**

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Omnibus Notice of Penalty

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Docket No. NP10-2-000

NOTICE OF FILING  
November 5, 2009

Take notice that on November 5, 2009, the North American Electric Reliability Corporation (NERC) filed a Supplemental Omnibus Notice of Penalty regarding nine (9) Registered Entities in the Western Electricity Coordinating Council footprint.

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.

The Commission encourages electronic submission of protests and interventions in lieu of paper using the "eFiling" link at <http://www.ferc.gov>. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426.

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](mailto:FERCOnlineSupport@ferc.gov), or call (866) 208-3676 (toll free). For TTY, call (202) 502-8659.

Comment Date: [BLANK]

Kimberly D. Bose,  
Secretary

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## **Attachment B**

### **Supplemental Records**