

96WI 8ME, LLC, Tariffs, Rate Schedules, and Agreements

Filing Category: New
FERC Docket: ER17-00339-000
FERC Order: Delegated Letter Order
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Effective Date: 01/01/2017
MBR Tariff, 96WI 8ME FERC Electric Tariff Original Vol. 1, 0.0.0

Status: Effective

1. **Availability:** Seller makes electric energy, capacity and ancillary services available as a power marketer under this Rate Schedule for wholesale sales to any purchaser with whom Seller has contracted.
2. **Applicability:** This Rate Schedule is applicable to all sales of electric energy, capacity and ancillary services by Seller not otherwise subject to a particular Rate Schedule of Seller.
3. **Rates:** All sales shall be made at the rates established between Seller and the purchaser.
4. **Other Terms and Conditions:** All other terms and conditions shall be established by agreement between Seller and the purchaser.
5. **Ancillary Services:** Seller will make available to any purchaser with whom it has contracted, the ancillary services listed in this Paragraph.
 - a. **PJM:** Seller offers regulation and frequency response service, energy imbalance service, and operating reserve service (which includes spinning, 10-minute, and 30-minute reserves) for sale into the market administered by PJM Interconnection, L.L.C. (“PJM”) and, where the PJM Open Access Transmission Tariff permits, the self-supply of these services to purchasers for a bilateral sale that is used to satisfy the ancillary services requirements of the PJM Office of Interconnection.
 - b. **New York:** Seller offers regulation and frequency response service, and operating reserve service (which include 10-minute non-synchronous, 30-minute operating reserves, 10-minute spinning reserves, and 10-minute non-spinning reserves) for sale to purchasers in the market administered by the New York Independent System Operator, Inc.
 - c. **New England:** Seller offers regulation and frequency response service (automatic generator control), operating reserve service (which includes 10-minute spinning reserve, 10-minute non-spinning reserve, and 30-minute operating reserve service) to purchasers within the markets administered by the ISO New England, Inc.
 - d. **California:** Seller offers regulation service, spinning reserve service, and non-spinning reserve service to the California Independent System Operator Corporation (“CAISO”) and to others that are self-supplying ancillary services to

the CAISO.

- e. **MISO:** Seller offers regulation service and operating reserve service (which include 10-minute spinning reserve and 10-minute supplemental reserve) for sale to the Midcontinent Independent System Operator, Inc. (“MISO”) and to others that are self-supplying ancillary services to MISO.
 - f. **Southwest Power Pool:** Seller offers regulation service and operating reserve service (which include 10-minute spinning reserve and 10-minute supplemental reserve) for sale to the Southwest Power Pool, Inc. (“SPP”) and to others that are self-supplying ancillary services to SPP.
 - g. **Third-Party Ancillary Services:** Seller Offers Regulation and Frequency Response Service, Reactive Supply and Voltage Control Service, Energy and Generator Imbalance Service, Operating Reserve-Spinning, and Operating Reserve-Supplemental. Sales will not include the following: (1) sales to an RTO or an ISO, i.e., where that entity has no ability to self-supply ancillary services but instead depends on third parties; and (2) sales to a traditional, franchised public utility affiliated with the third-party supplier, or sales where the underlying transmission service is on the system of the public utility affiliated with the third-party supplier. Sales of Operating Reserve-Spinning and Operating Reserve-Supplemental will not include sales to a public utility that is purchasing ancillary services to satisfy its own open access transmission tariff requirements to offer ancillary services to its own customers, except where the Commission has granted authorization. Sales of Regulation and Frequency Response Service and Reactive Supply and Voltage Control Service will not include sales to a public utility that is purchasing ancillary services to satisfy its own open access transmission tariff requirements to offer ancillary services to its own customers, except at rates not to exceed the buying public utility transmission provider’s OATT rate for the same service or where the Commission has granted authorization.
6. **Compliance with Commission Regulations:** Seller shall comply with the provisions of 18 CFR Part 35, Subpart H, as applicable, and with any conditions the Commission imposes in its orders concerning seller's market-based rate authority, including orders in which the Commission authorizes seller to engage in affiliate sales under this tariff or otherwise restricts or limits the seller's market-based rate authority. Failure to comply with the applicable provisions of 18 CFR Part 35, Subpart H, and with any orders of the Commission concerning seller's market-based rate authority, will constitute a violation of this tariff.
7. **Seller Category:** Seller is a Category 1 seller in the Northeast, Southeast, Central, Southwest, Northwest, and Southwest Power Pool regions, as defined in 18 C.F.R. § 35.36(a).
8. **Limitations and Exemptions Regarding Market-Based Rate Authority:** Seller

has received waiver of: Subparts B and C of Part 35, except for sections 35.12(a), 35.13(b), 35.15 and 35.16. Seller has also received waiver of: Part 41, Part 101, except that waiver of the provisions that apply to hydropower licensees has not been granted with respect to licensed hydropower projects and Part 141 with the exception of 18 C.F.R. §§ 141.14 and 141.15. Seller has also received blanket approval under Part 34. (See *96WI 8ME, LLC*, Docket No. ER17-____-000 (201_) (unpublished letter order).)

9. **Effective Date:** This Tariff is effective on the date specified by the Commission.