

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

Southwest Power Pool, Inc.

)

Docket No: ER10-1069-000

NOTICE OF INTERVENTION OF THE ORGANIZATION OF MISO STATES

I. BACKGROUND

On April 19, 2010, the Southwest Power Pool, Inc. (“SPP”) filed proposed tariff revisions pursuant to Section 205 of the Power Act, proposing a “highway/Byway” approach to allocation of the costs of new transmission facilities. The Commission has set a comment date of May 17, 2010. Because of the importance of the issues presented by this filing to state regulatory authorities beyond the region of the SPP, the Organization of MISO States (“OMS”) gives notice of its intervention and requests the Commission to give consideration to this filing with recognition that a similar filing is expected from the Midwest ISO on or about July 15, 2010.¹

II. NOTICE OF INTERVENTION

Pursuant to Rule 214(a)(2) of the Federal Energy Regulatory Commission’s Rules of Practice and Procedure, 18 C.F.R. § 385.214(a)(2), the OMS files its Notice of Intervention in this proceeding. Service of pleadings, documents, and communications should be made on the following:

William H. Smith, Jr.
Executive Director
Organization of MISO States
100 Court Avenue, Suite 315
Des Moines, Iowa 50309

III. CONSIDERATION CONSISTENT WITH MIDWEST ISO FILING

The OMS is a regional state committee whose members are the fourteen state and provincial regulatory authorities within the Midwest ISO footprint. The OMS, through its Cost Allocation and Regional Planning Task Force (“CARP”) has made extensive recommendations

to the Midwest ISO concerning the elements of the cost allocation filing the Midwest ISO is required to make by July 15, 2010, pursuant to Commission direction in Docket No. ER09-1431. The degree to which the Midwest ISO filing will reflect the OMS CARP recommendations cannot be known with certainty until the filing is made. Nevertheless, the OMS urges the Commission to keep in mind the forthcoming Midwest ISO filing as it considers the SPP filing in this docket.

Our purpose in making this request is not to advocate any particular action with respect to the SPP filing, but to avoid any Commission action in this docket that might preclude any of the elements recommended by the OMS CARP or any elements that the Midwest ISO may include in its filing. Our reading of the SPP filing does not indicate any points that would be incompatible with a Midwest ISO filing; we simply ask the Commission to avoid introducing any inadvertent inconsistency should it direct modifications of the proposed tariffs.

III. CONCLUSION

For the reasons explained above, the OMS requests that the Commission establish a revised comment date in this docket.

Respectfully Submitted,
William H. Smith, Jr.
William H. Smith, Jr.
Executive Director
Organization of MISO States
100 Court Avenue, Suite 315
Des Moines, Iowa 50309
Tel: 515-243-0742

Dated: May 13, 2010

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Des Moines, Iowa, this 13th day of May 2010.

William H. Smith, Jr.
William H. Smith, Jr.

¹ 129 FERC ¶ 61,060 (2009)