

169 FERC ¶ 61,065
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

October 24, 2019

In Reply Refer To:
Wildcat Wind Farm I, LLC
Docket No. ER19-1077-001

Locke Lord LLP
701 8th Street, NW
Suite 700
Washington, DC 20001

Attention: Bruce A. Grabow
Attorney for Wildcat Wind Farm I, LLC

Dear Mr. Grabow:

1. On July 30, 2019, Wildcat Wind Farm I, LLC (Wildcat) filed an Offer of Settlement and Settlement Agreement (Settlement) addressing the revenue requirement for the provision of Reactive Supply and Voltage Control from Generation or Other Sources Service (Reactive Service) from the Wildcat facility. The Settlement resolves all issues that were set for hearing and settlement procedures in Docket No. ER19-1077.¹
2. On August 19, 2019, Commission Trail Staff filed comments supporting the Settlement. On September 3, 2019, the Settlement Judge certified the Settlement to the Commission as an uncontested settlement.²
3. Section 4.1 of the Settlement states that “[t]he standard of review the Commission shall apply when acting on proposed modifications to this Settlement under section 205 or section 206 of the Federal Power Act, including by the Commission acting *sua sponte*, shall be the ordinary ‘just and reasonable’ standard of review.”

¹ See *Wildcat Wind Farm I, LLC*, 167 FERC ¶ 61,053 (2019).

² *Wildcat Wind Farm I, LLC*, 168 FERC ¶ 63,029 (2019).

4. The Settlement appears to be fair and reasonable and in the public interest, and is hereby approved. Commission approval of the Settlement does not constitute approval of, or precedent, regarding, any principle or issue in this proceeding.

5. Wildcat is directed to make a compliance filing with revised tariff records, in eTariff format,³ within 30 days of this order, with an effective date of April 20, 2019, to reflect the Commission's action in this order.⁴

By direction of the Commission.

Kimberly D. Bose,
Secretary.

³ See *Electronic Tariff Filings*, Order No. 714, 124 FERC ¶ 61,270 (2008).

⁴ We note that Wildcat filed the *pro forma* tariff record using a 12/31/9998 proposed effective date. This may reflect a confusion regarding our guidance in the *Blackstone Wind Farm, LLC*, 167 FERC ¶ 61,004 (2019) order regarding the use of the 12/31/9998 convention. We recognize that parties often make their settlements effective on the date of a Commission order accepting the settlement. But the effective date of the settlement does not necessarily equate with the effective date of the rate and tariff provisions to which the parties have agreed. When parties know the effective date of the tariff record being filed, they should include that proposed effective date in the *pro forma* tariff records in their settlement filing. The only time the 12/31/9998 convention should be used is when the effective date of the tariff record depends on some future occurrence, such as a closing or other unknown date.