

171 FERC ¶ 61,170
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

May 28, 2020

In Reply Refer To:
Cheyenne Light, Fuel and Power
Company
Docket Nos. ER19-697-001
ER19-697-002

Bracewell LLP
2001 M Street, NW
Suite 900
Washington, DC 20036

Attention: Catherine P. McCarthy

Dear Ms. McCarthy:

1. On March 20, 2020, Cheyenne Light, Fuel and Power Company (Cheyenne) filed an Offer of Settlement (Settlement) addressing Cheyenne's proposed transition from stated transmission rates to a cost-of-service formula rate to calculate its annual transmission revenue requirement and associated transmission service rates under its Open Access Transmission Tariff. On April 9, 2020, the Commission's Trial Staff filed comments supporting the Settlement. On April 21, 2020, the Settlement Judge certified the Settlement to the Commission as uncontested.¹

2. Article VII provides the following standard of review:

7.1 The ordinary just and reasonable standard of review (rather than the "public interest" standard), as clarified in *Morgan Stanley Capital Group Inc. v. Public Utility District No. 1 of Snohomish County*, 554 U.S. 527 (2008), applies to any changes to this Settlement sought by the Commission acting *sua sponte* or at the request of a non-Settling Party or a non-party to this proceeding.

¹ *Cheyenne Light, Fuel and Power Co.*, 171 FERC ¶ 63,012 (2020).

3. The Settlement resolves all issues in dispute in Docket Nos. ER19-697 and EL19-41.² The Settlement appears to be fair and reasonable and in the public interest, and is hereby approved. The Commission's approval of this Settlement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding.

4. The Commission accepts the proposed tariff records, effective January 1, 2019, as requested.³

By direction of the Commission.

Kimberly D. Bose,
Secretary.

² *Cheyenne Light, Fuel and Power Company*, 166 FERC ¶ 61,121 (2019).

³ *Cheyenne Light, Fuel and Power Company*, FERC FPA Electric Tariff, Open Access Transmission Tariff, [H-1 Worksheet TU, True-Up Adjustment \(0.1.0\)](#), [H-1 Projected Attach. H, Projected ATRR \(0.1.0\)](#), [H-1 Worksheet P1, Projected Transmission Plant \(0.1.0\)](#), [H-1 Worksheet P2, Projected Expenses and Revenue Credits \(0.1.0\)](#), [H-1 Worksheet P3, Projected Divisor \(0.1.0\)](#), [H-1 Worksheet P4, Projected Incentive Plant \(0.1.0\)](#), [H-1 Worksheet P5, ADIT \(0.1.0\)](#), [H-1 Worksheet Schedule 1, Schedule 1 \(0.1.0\)](#), [Attachment H-2, Formula Rate Protocols \(0.1.0\)](#); *Cheyenne Light, Fuel and Power Company*, FERC FPA Electric Tariff, Open Access Transmission Tariff, [Schedule 7, LT/ST Firm PTP Trans Service \(3.1.0\)](#), [Schedule 8, NF PTP Trans Service \(3.1.0\)](#), [Attachment H-1, Formula Rate Template \(0.1.0\)](#), [H-1 Actual Attach. H, Actual ATRR \(0.1.0\)](#), [H-1 Worksheet A1, Revenue Credits \(0.1.0\)](#), [H-1 Worksheet A2, A&G Expenses \(0.1.0\)](#), [H-1 Worksheet A3, ADIT \(0.1.0\)](#), [H-1 Worksheet A4, Rate Base \(0.1.0\)](#), [H-1 Worksheet A5, Depreciation \(0.1.0\)](#), [H-1 Worksheet A6, Divisor \(0.1.0\)](#), [H-1 Worksheet A7, Incentive Plant \(0.1.0\)](#), [H-1 Worksheet A8, Prepayments \(0.0.0\)](#), [H-1 Worksheet A9, Permanent Differences \(0.0.0\)](#).