

February 22, 2012

The Honorable Kimberly D. Bose  
Secretary  
Federal Energy Regulatory Commission  
888 First Street NE  
Washington, DC 20426

Re: *Southwest Power Pool, Inc.*, Docket No. ER12- 1145  
Submission of Notice of Cancellation of Large Generator Interconnection  
Agreement

Dear Secretary Bose:

Pursuant to section 35.15 of the Federal Energy Regulatory Commission's ("Commission") regulations, 18 C.F.R. § 35.15, Southwest Power Pool, Inc. ("SPP") submits for filing a notice of cancellation of the Large Generator Interconnection Agreement ("LGIA") between SPP as Transmission Provider, Northwest Energy Center, LLC ("Northwest Energy") as Interconnection Customer, and KCP&L Greater Missouri Operations ("KCPL-GMO") as Transmission Owner ("Northwest Energy LGIA"). SPP respectfully requests that the Commission accept the cancellation of the Northwest Energy LGIA effective January 20, 2012.

### **Background and Notice of Cancellation**

On March 1, 2010, SPP filed the Northwest Energy LGIA in Docket No. ER10-814-000, which the Commission accepted by delegated letter order on April 27, 2010.<sup>1</sup> Pursuant to Article 5.16 of the Northwest Energy LGIA, Northwest Energy suspended all work by KCPL-GMO associated with the construction and installation of Transmission Owner's Interconnection Facilities and/or Network Upgrades required under the LGIA effective June 28, 2010. Article 5.16 provides that the Interconnection Customer can suspend the Transmission Owner's work under the LGIA for a maximum period of 18 months, and at the end of the 18 month period, the Interconnection Customer must request that the Transmission Owner recommence work under the LGIA or the "LGIA

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<sup>1</sup> See *Sw. Power Pool, Inc.*, Letter Order, Docket No. ER10-814-000 (Apr. 27, 2010). SPP designated the Northwest Energy LGIA Original Service Agreement No. 1974.

shall be deemed terminated.”<sup>2</sup> In accordance with Article 5.16, Northwest Energy had until December 28, 2011, i.e. 18 months after June 28, 2010, to authorize KCPL-GMO to resume work under the Northwest LGIA or the Northwest LGIA would be deemed terminated. Northwest Energy failed to authorize KCPL-GMO to recommence the work required under the KCPL-GMO LGIA by December 28, 2011. Therefore, on January 20, 2012, SPP notified Northwest Energy in writing that, pursuant to Article 5.16, SPP was terminating the Northwest Energy LGIA effective January 20, 2012.

Accordingly, SPP is notifying the Commission that it is terminating the Northwest Energy LGIA effective January 20, 2012.

### **Effective Date and Waiver**

SPP requests that the Commission grant an effective date of January 20, 2012 for the notice of cancellation of the Northwest Energy LGIA. SPP further requests waiver of the Commission’s sixty day notice requirement to permit such an effective date.<sup>3</sup> Good cause exists for such a waiver because January 20, 2012, is after the deadline for authorizing the recommencement of work pursuant to Article 5.16 and is the date SPP notified Northwest Energy that the Northwest Energy was terminated pursuant to Article 5.16. The Commission has granted waiver of the sixty day notice requirement for other notices of cancellation of agreements to allow the cancellation to become effective on the date that SPP notified the parties that it was terminating the agreements.<sup>4</sup>

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<sup>2</sup> See Northwest Energy LGIA at Article 5.16 (“Interconnection Customer reserves the right, upon written notice to Transmission Provider and Transmission Owner, to suspend at any time all work by Transmission Owner associated with the construction and installation of Transmission Owner’s Interconnection Facilities and/or Network Upgrades required under this LGIA . . . . In the event Interconnection Customer suspends work by Transmission Owner required under this LGIA pursuant to this Article 5.16, and has not requested Transmission Owner to recommence the work required under this LGIA on or before the expiration of eighteen (18) months following commencement of such suspension, this LGIA shall be deemed terminated.”).

<sup>3</sup> See 18 C.F.R. § 35.15.

<sup>4</sup> See *Sw. Power Pool, Inc.*, Letter Order, Docket No. ER11-4662-000 (Nov. 15, 2011) (Commission granted an effective date of August 22, 2011, for a notice of cancellation filed on September 28, 2011; August 22, 2011 was the day SPP notified parties that it was terminating the agreement.).

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**Service**

SPP is serving a copy of this filing on the representatives for Northwest Energy and KCPL-GMO listed in the Northwest Energy LGIA.

**Communications**

Copies of this filing have been served upon the representatives for KCPL-GMO and Northwest Energy that are listed in the Northwest Energy LGIA. Any correspondence regarding this matter should be directed to:

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Respectfully submitted,

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