

106 FERC ¶ 61,025

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Pat Wood, III, Chairman;  
Nora Mead Brownell, and Joseph T. Kelliher,

American Electric Power Service Corporation

Docket No. EL03-137-000

ORDER APPROVING UNCONTESTED SETTLEMENT

(Issued January 22, 2004)

1. On August 26, 2003, the Commission Trial Staff (Trial Staff) and American Electric Power Service Corporation (AEPSC), on behalf of the American Electric Power Company's public utility subsidiaries (AEP), filed an Agreement and Stipulation (Settlement Agreement). The Settlement Agreement resolves all issues related to AEPSC that were set for hearing in Docket No. EL03-137-000 in the Commission's Order to Show Cause Concerning Gaming and/or Anomalous Market Behavior.<sup>1</sup>

2. On September 26, 2003, the California Independent System Operator Corporation (ISO) filed comments in support of the Settlement Agreement. On September 30, 2003, the Port of Seattle, Washington and the California Parties<sup>2</sup> filed comments in support of the Settlement Agreement. Trial Staff filed general reply comments on October 20, 2003. No other comments were filed. On November 6, 2003, the presiding administrative law judge certified the Settlement Agreement as an uncontested settlement.

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<sup>1</sup> American Electric Power Service Corporation, et al., 103 FERC ¶ 61,345 (2003), reh'g denied, 106 FERC ¶ 61,020 (2004).

<sup>2</sup> The California Parties are the People of the State of California ex rel. Bill Lockyer, Attorney General, the California Electricity Oversight Board, the California Public Utilities Commission, Pacific Gas and Electric Company and Southern California Edison Company.

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3. This Settlement Agreement is in the public interest and is hereby approved. The Commission's approval of this Settlement Agreement does not constitute approval of, or precedent regarding, any principle or issue in this proceeding.

4. This order terminates Docket No. EL03-137-000.

By the Commission. Commissioner Kelly not participating.

( S E A L )

Linda Mitry,  
Acting Secretary.