

**STRAWMAN ATTACHMENT K**  
**Transmission Planning Process**

**Sponsored by:**

**Florida Power & Light Company**

**Orlando Utilities Commission**

**Progress Energy Florida, Inc.**

**Tampa Electric Company**

**JEA**

## **ATTACHMENT K**

### **Transmission Planning Process**

#### **Purpose**

Transmission Provider plans for the existing and future requirements of all customers of Transmission Provider's transmission system in a coordinated, open, comparable, non-discriminatory and transparent manner both at the local and regional level. The Transmission Planning Process described herein includes Transmission Service for Transmission Provider's Native Load Customers, Network Customers, Firm Point-to-Point Transmission Customers, and Generator Interconnection Service for Interconnection Customers. The Transmission Planning Process is intended to provide transmission customers the opportunity to interact with the transmission planning personnel of the Transmission Provider. Transmission Provider's Transmission Planning Process works in conjunction with the Florida Reliability Coordinating Council's ("FRCC") Regional Transmission Planning Process which facilitates coordinated planning by all transmission providers, owners and stakeholders within the FRCC Region. The FRCC is one of the NERC Regional Reliability Councils, with responsibility for maintaining grid reliability in Peninsular Florida, east of the Apalachicola River. This region is electrically unique because it is a peninsula and is tied to the Eastern Interconnection only on one side. FRCC's members include investor owned utilities, cooperative utilities, municipal utilities, a federal power agency, power marketers, and independent power producers. The FRCC Board of

Directors has the responsibility to ensure that the FRCC Regional Transmission Planning Process is fully implemented. The FRCC Planning Committee, which includes representation by all FRCC members, directs the FRCC Transmission Working Group, in conjunction with the FRCC Staff, to conduct the necessary studies to fully implement the FRCC Regional Transmission Planning Process. The descriptions of the FRCC Regional Transmission Planning Process set forth herein summarize the elements of that process as they relate to Transmission Provider and the principles of the Final Rule in Docket No. RM05-25-000. The FRCC Regional Transmission Planning Process is posted on the FRCC website. The Florida Public Service Commission (“FPSC”) is an integral part of the planning process by providing input, guidance, regulatory oversight and decision-making under this process. Additionally, the FPSC conducts workshops on an annual basis to review the transmission and generation expansion plans for Florida. The FPSC, under Florida law, has the authority to ensure an adequate and reliable electric system for Florida.

As set forth below, Transmission Provider’s Transmission Planning Process is designed to satisfy the following principles, as defined in the FERC Final Rule in Docket No. RM05-25-000: (1) coordination, (2) openness, (3) transparency, (4) information exchange, (5) comparability, (6) dispute resolution, (7) regional coordination, (8) economic planning studies, and (9) cost allocation for new projects. Descriptions of the FRCC Regional Transmission Planning Process are contained herein as they relate to Transmission Provider’s Transmission Planning Process.

## **Coordination**

### Transmission Provider

Transmission Provider consults and interacts directly with its customers in providing transmission service and generator interconnection service as well as with its neighboring transmission providers, on a regular basis. A transmission customer may request and/or schedule a meeting with a Transmission Provider to discuss any issue related to the provision of transmission service at any time.

Transmission Provider consults and interacts with its customers at various stages of the planning process (e.g., Scoping Meeting, Feasibility, System Impact and Facilities Studies). A dialogue between the transmission customer and the Transmission Provider shall take place regarding customer needs. Topics such as load growth projections, planned generation resource additions/deletions, new delivery points and possible transmission alternatives shall be discussed.

Additionally, the transmission customer shall have an opportunity to comment each time study findings are communicated by the Transmission Provider to the customer (Feasibility, System Impact and Facilities Studies). Transmission Provider communicates with its neighboring transmission providers on a regular basis, and Transmission Provider facilitates communication and consultation between its customers and its neighboring transmission service providers/owners, specifically, if during the transmission service study process, a neighboring system's facilities are identified as being affected.

## FRCC

The FRCC Regional Transmission Planning Process is intended to ensure the long-term reliability and economic needs of the bulk power system in the FRCC Region.<sup>1</sup> An objective of the FRCC Regional Transmission Planning Process is to ensure coordination of the transmission planning activities within the FRCC Region in order to provide for the development of a reliable and economically robust transmission network in the FRCC Region. The process is intended to develop a regional transmission plan to meet the existing and future requirements of all customers/users, providers, owners, and operators of the transmission system in a coordinated, open and transparent manner.

FRCC obtains and posts transmission owners' 10-year expansion plans on the FRCC web site. All transmission providers/owners provide their long-term firm transmission service requests and generator interconnection service requests to the FRCC in a common format. The FRCC consolidates all requests for coordination purposes, and posts the confirmed consolidated requests for all FRCC members to view.

This coordinated FRCC Regional Transmission Planning Process offers many opportunities for Transmission Providers to meet with customers and neighboring systems during the development of the plan as further discussed under the

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<sup>1</sup> Nothing in the FRCC Regional Transmission Planning Process is intended to limit or override rights or obligations of transmission providers, owners and/or transmission customers/users contained in any rate schedules, tariffs or binding regulatory orders issued by applicable federal, state or local agencies. In the event that a conflict arises between the FRCC process and the rights and obligations included in those rate schedules, tariffs or regulatory orders, and the conflict cannot be mutually resolved among the appropriate transmission providers, owners, or customers/users, any affected party may seek a resolution from the appropriate regulatory agencies or judicial bodies having jurisdiction.

“Openness” principle below.

## **Openness**

### Transmission Provider

Transmission Provider provides notice and schedules meetings with its customers as deemed necessary by the transmission customer or Transmission Provider. Transmission Provider schedules meetings with its customers to interact, exchange perspectives or share findings from studies. Transmission Provider communicates and interacts with its transmission service customers on a regular basis to discuss loads, network resource additions/deletions, demand resource information, customer’s projections of future needs, and related subjects that have an impact on the provision of transmission service to a customer. Transmission Provider provides a status update to its customers on a regular basis or at any time, if requested by a customer.

### FRCC

FRCC meeting notices, meeting minutes and documents of FRCC Planning Committee and/or FRCC Board meetings in which transmission plans or related study results will be exchanged, discussed or presented, are posted by the FRCC. Customer input is included in the early stages of the development of the transmission plans, as well as during and after plan evaluation processes. Detailed evaluation and analysis of the transmission providers/owners plans are conducted by the FRCC Transmission Working Group and Stability Working

Group in concert with the FRCC Staff and managed by the FRCC Planning Committee. Such evaluation and analysis provides the basis for possible recommended changes to the transmission providers/owners plans that could result in a more reliable and robust transmission system for the FRCC Region. The FRCC Planning Committee meets on a regular basis, usually monthly, with two weeks' prior notice. The FRCC conducts the FRCC planning process in an open manner in such a way that it ensures fair treatment for all customers/users, owners and operators of the transmission system. The FPSC is encouraged to and does participate in the FRCC Regional Transmission Planning Process. The FRCC transmission planning process provides for the overall protection of all confidential and proprietary information that is used to support this planning process. A customer/user may enter into a confidentiality agreement with the FRCC and/or applicable transmission provider/owner, as appropriate, to be eligible to receive transmission study results subject to critical infrastructure information, security and market business rules and standards.

## **Transparency**

### Transmission Provider

Transmission Provider plans its transmission system in accordance with the North American Electric Reliability Corporation ("NERC") and FRCC Planning Reliability Standards, along with Transmission Provider's own design, planning and operating criteria which it utilizes for all customers on a comparable and non-discriminatory basis. These standards/criteria are also referred to in the

Transmission Providers' FERC Form 715. In addition, Transmission Provider posts Facility Connection Requirements, Bulk Electric System Facility Rating Methodology, General Information Regarding Transmission Provider's Transmission System Capability, and CBM Methodology on the Transmission Provider OASIS website.

Transmission Provider makes available to a transmission service customer the underlying data, assumptions, criteria and underlying transmission plans utilized in the study process. Transmission Provider provides written descriptions of the basic methodology, criteria and processes used to develop plans.

#### FRCC

The FRCC compiles all of the individual transmission providers/owners FERC Form 715's within the FRCC region, including Transmission Provider's, and files all FERC Form 715's for its members with FERC on an annual basis.

Studies conducted pursuant to the Planning Process utilize the applicable reliability standards and criteria of the FRCC and NERC that apply to the Bulk Power System as defined by NERC. Such studies also utilize the specific design, operating and planning criteria used by FRCC transmission providers/owners. The transmission planning criteria is available to all customers and stakeholders. Transmission planning assumptions and project descriptions for new transmission projects are available. The FRCC publishes the individual transmission providers' system impact study schedules so that other potentially

impacted transmission owners can independently assess whether they are impacted and want to participate in the study analysis. The FRCC planning studies are also posted on the FRCC website and updated as needed.

### **Information Exchange**

#### Transmission Provider

Transmission Provider participates in information exchange on a regular and ongoing basis with the FRCC, neighboring utilities, and customers. The Transmission Provider exchanges information with a transmission customer to provide an opportunity for the transmission customer to evaluate the initial study findings or to propose potential alternative transmission solutions for consideration by the Transmission Provider. If the Transmission Provider and transmission customer agree that the transmission customer's recommended solution is the best over-all transmission solution then such solution will be incorporated in the Transmission Provider's plan. It is desirable to reach consensus on transmission solutions. Nevertheless, consistent with the Transmission Provider's obligation under its OATT, the Transmission Provider is ultimately responsible to put forth its transmission plan.

The FRCC Transmission Working Group sets the schedule for data submittal and frequency of information exchange which usually starts at the beginning of each calendar year. This schedule including any updates and revisions is discussed at the FRCC Planning Committee meetings by the members. This process

requires extensive coordination and information exchange over a period of several months for the FRCC to develop electric power system data banks for the FRCC Region. This data is ten years of load projections by substations, firm transmission services, and transmission expansion projects over the 10 year planning horizon. Transmission Provider utilizes the FRCC databanks which contain projected loads as well as all planned and committed transmission and generation projects, including upgrades, new facilities and changes to planned in-service dates over the planning horizon, as the base case for Transmission Providers' studies. These databanks are maintained by the FRCC Transmission Working Group and are updated on a periodic basis to ensure that the assumptions are current. Transmission Provider makes available to a transmission service customer the underlying data, assumptions, criteria and transmission plans utilized in the study process. If certain information is deemed confidential, Transmission Provider requires the customer enter into a confidentiality agreement prior to receipt of such information.

## FRCC

The FRCC maintains databanks of all FRCC members' projected loads and planned and committed transmission and generation projects, including upgrades, new facilities, and changes to planned in-service dates. These databanks are updated on a periodic basis. The FRCC maintains and updates the load flow, short circuit, and stability models. All of this above information is posted on the FRCC's member web site along with the FRCC transmission

planning studies subject to possible redaction of user sensitive or critical infrastructure information consistent with market and business rules and standards.

## **Comparability**

### Transmission Provider

Transmission Provider incorporates into its transmission plans on a comparable basis all firm transmission obligations, both retail and wholesale. The retail obligations consist of load growth, interconnection and integration of new network resources, firm power purchases and new distribution substations. Transmission Provider wholesale obligations are existing firm wholesale power sales, existing long-term firm transmission service including firm point-to-point and network (interconnection and integration of network resources), projected network load, generator interconnections, and new delivery points.

Transmission Provider plans for forecasted load, network resources, and new distribution substations associated with retail service obligations. A network transmission customer provides corresponding data as part of the provision of service, such as load forecast data, network resource forecast, new delivery points, and other information needed by the Transmission Provider to plan for the needs of the customer. Both Transmission Provider and the transmission customers reflect their demand resources within the information that is input within this planning process. The data required for planning the transmission

system for both retail and wholesale customers is comparable. The data/information is also provided to the FRCC for their use in databank development and analysis under the FRCC Regional Transmission Planning Process. These data requirements are generally communicated by OASIS, email, letter or combination thereof.

## FRCC

Transmission providers/owners submit to the FRCC their latest 10-year expansion plans for their transmission systems, which incorporate the transmission expansion needed to meet the transmission customer requirements, including a list of transmission projects that provides for all of the firm obligations based on the best available information. The list of projects is posted, and the status of the projects is updated and kept current. FRCC posts the transmission providers/owners' 10-year expansion plans on the FRCC web site. All transmission users and other affected parties are asked to submit to the FRCC any issues or special needs that they believe are not adequately addressed in the expansion plans.

## **Dispute Resolution**

### Transmission Provider

If a dispute arises between a transmission customer and the transmission provider involving Transmission Service under the Tariff, then the Dispute Resolution Procedures set forth in Article 12 of the Tariff shall govern.

If a dispute arises among or between Transmission Provider and another transmission owner(s) involving a cost allocation issue regarding the Florida Regional Transmission Expansion Cost Responsibility and Resolution Process, then the dispute resolution process of the Florida Regional Transmission Expansion Cost Responsibility and Resolution Process as set forth below in this Attachment K shall govern.

If a dispute arises among or between Transmission Provider and another transmission provider/owner(s), regarding the FRCC Transmission Planning Process, then the dispute resolution procedures that are contained in the FRCC Regional Transmission Planning Process as set for below in this Attachment K shall govern.

#### FRCC

The FRCC Regional Transmission Planning Process has two alternative dispute resolution processes. Any party raising an unresolved issue may request the Mediator Dispute Resolution Process, which involves a mediator being selected jointly by the disputing parties. If the Mediator Dispute Resolution Process is completed, and the issue is still unresolved, by mutual agreement between the parties, the Independent Evaluator Dispute Resolution Process may be utilized. The Independent Evaluator is selected by the FRCC Board of Directors. If the issue is unresolved by either of the dispute resolution processes, the transmission owners, affected parties, or the FRCC may request that the Florida Public Service Commission address such unresolved dispute. Notwithstanding

the foregoing, any unresolved issue(s) may be submitted to any regulatory or judicial body having jurisdiction.

Described below are the two alternative dispute resolution processes:

**Alternative 1 - Mediator Dispute Resolution Process (Non-Binding)**

The Mediator Process shall be completed within sixty (60) days of commencement.

A mediator shall be selected jointly by the disputing parties. The mediator shall (1) be knowledgeable in the subject matter of the dispute, and (2) have no official, financial, or personal conflict of interest with respect to the issues in controversy, unless the interest is fully disclosed in writing to all participants and all participants waive in writing any objection to the interest.

The disputing parties shall attempt in good faith to resolve the dispute in accordance with the procedures and timetable established by the mediator. In furtherance of the mediation efforts, the mediator may:

- Require the parties to meet for face-to-face discussions, with or without the mediator;
- Act as an intermediary between the disputing parties;
- Require the disputing parties to submit written statements of issues and positions; and
- If requested by the disputing parties, provide a written recommendation on resolution of the dispute.

If a resolution of the dispute is not reached by the 30th day after the appointment of the mediator or such later date as may be agreed to by the parties, the

mediator shall promptly provide the disputing parties with a written, confidential, non-binding recommendation on resolution of the dispute, including the mediator's assessment of the merits of the principal positions being advanced by each of the disputing parties. At a time and place specified by the mediator after delivery of the foregoing recommendation, but no later than 15 days after issuance of the mediator's recommendation, the disputing parties shall meet in a good faith attempt to resolve the dispute in light of the mediator's recommendation. Each disputing party shall be represented at the meeting by a person with authority to settle the dispute, along with such other persons as each disputing party shall deem appropriate. If the disputing parties are unable to resolve the dispute at or in connection with this meeting, then: (1) any disputing party may commence such arbitral, judicial, regulatory or other proceedings as may be appropriate; and (2) the recommendation of the mediator shall have no further force or effect, and shall not be admissible for any purpose, in any subsequent arbitral, administrative, judicial, or other proceeding.

The costs of the time, expenses, and other charges of the mediator and of the mediation process shall be borne by the parties to the dispute, with each side in a mediated matter bearing one-half of such costs. Each party shall bear its own costs and attorney's fees incurred in connection with any mediation.

**Alternative 2 - Independent Evaluator Dispute Resolution Process (Non-Binding)**

The Independent Evaluator Dispute Resolution Process shall be completed within ninety (90) days.

An assessment of the unresolved issue(s) shall be performed by an Independent Evaluator that will be selected by the FRCC Board. The Independent Evaluator shall evaluate the disputed issue(s) utilizing the same criteria that the Planning Committee is held to, that is, “the applicable reliability criteria of FRCC and NERC, and the individual transmission owner’s/provider’s specific design, operating and planning criteria”.

The Independent Evaluator shall be a recognized independent expert with substantial experience in the field of transmission planning with no past business relationship to any of the affected parties within the past two years from the date the Dispute Resolution Process is started.

The Board shall retain an Independent Evaluator within fifteen (15) days of the request to utilize the Independent Evaluator Dispute Resolution Process.

The Independent Evaluator shall prepare a report of its findings, with recommendations on the unresolved issue(s), to the Board and the Planning Committee within forty-five (45) days from the date the Board selected the Independent Evaluator. The Independent Evaluator’s findings and recommendations shall not be binding. The Board, with the assistance of the Planning Committee and the Independent Evaluator’s report, shall attempt to resolve the unresolved issue(s) within thirty (30) days from receipt of the Independent Evaluator’s report. If the Board fails to resolve the issue(s) to the satisfaction of all parties, any disputing party may commence such arbitral, judicial, regulatory or other proceedings as may be appropriate.

The costs of the Independent Evaluator shall be borne by the parties to the

dispute with each party bearing an equal share of such costs. The FRCC shall be one of the parties. Each party shall bear its own costs and attorney fees incurred in connection with the dispute resolution.

### **Regional Participation**

The FRCC Regional Transmission Planning Process begins with the consolidation of the long term transmission plans of all of the transmission providers/owners in the FRCC Region. Such transmission plans incorporate the integration of new firm resources as well as other firm commitments. Any generating or transmission entity not required to submit a 10 year plan to the Florida Public Service Commission submits its 10 year expansion plan to the FRCC, together with any issues or special needs they believe are not adequately addressed by the transmission providers/owners' 10 year plans. The FRCC process requires that the FRCC Planning Committee address any issue or area of concern not previously or adequately addressed with emphasis on constructing a robust regional transmission system.

Each transmission provider/owner furnishes the FRCC with a study schedule for each system impact study so that other potentially affected transmission providers/owners can independently assess whether they may be affected by the request, and determine whether they want to participate in or monitor the study process. If a transmission provider/owner believes that it may be affected, it may participate in the study process.

FRCC has a reliability coordination arrangement with Southern Company

Services, Inc. (“Southern”), which is in the Southeastern Subregion of the SERC Reliability Corporation Region that the FRCC is connected to, with the purpose of safeguarding and augmenting the reliability of the Southern/SERC and the FRCC bulk power supply systems. This arrangement provides for exchanges of information and system data between Southern and FRCC for the coordination of planning and operations in the interest of reliability. The arrangement also provides the mechanism for regional studies and recommendations designed to improve the reliability of the interconnected bulk power system. Duties under the arrangement are as follows: (1) Coordination of generation and transmission system planning, construction, operating, and protection to maintain maximum reliability; (2) Coordination of interconnection lines and facilities for full implementation of mutual assistance in emergencies; (3) Initiation of joint studies and investigations pertaining to the reliability of bulk power supply facilities; (4) Coordination of maintenance schedules of generating units and transmission lines; (5) Determination of requirements for necessary communication between the parties; (6) Coordination of load relief measures and restoration procedures; (7) Coordination of spinning reserve requirements; (8) Coordination of voltage levels and reactive power supply; (9) Other matters relating to the reliability of bulk power supply required to meet customer service requirements; and (10) Exchange of necessary information, such as magnitude and characteristics of actual and forecasted loads, capability of generating facilities, programs of capacity additions, capability of bulk power interchange facilities, and plant and system emergencies, unit outages, line outages.

The FRCC is a member of the Eastern Interconnection Reliability Assessment Group (“ERAG”) which includes other Eastern Interconnection reliability regional entities, the Midwest Reliability Organization, the Northeast Power Coordinating Council, Inc., Reliability First Corporation, SERC Reliability Corporation, and Southwest Power Pool. The purpose of ERAG is to ensure reliability of the interconnected system and the adequacy of infrastructure in their respective regions for the benefit of all end-users of electricity and all entities engaged in providing electric services in the region.

### **Economic Planning Studies**

#### Transmission Provider

In the performance of an economic sensitivity study that is identified as part of the FRCC Regional Transmission Planning Process, Transmission Provider plans to participate in such study utilizing the procedures that are contained in the FRCC Regional Transmission Planning Process. If Transmission Provider receives a specific request to perform economic studies for a transmission customer, Transmission Provider plans to utilize the OASIS for such requests.

To the extent an economic study would involve other transmission owners, Transmission Provider will coordinate with these owners in performing the study.

#### FRCC

The FRCC Regional Transmission Planning Process includes both economic and congestion studies. One of the various sensitivities may include evaluating the FRCC Region with various generation dispatches that test or stress the

transmission system, including economic dispatch from all generation (firm and non-firm) in the region. Other sensitivities may include specific areas where a combination/cluster of generation and load serving capability involving various transmission providers/owners in the FRCC experiences or may experience significant and recurring transmission congestion on their transmission facilities. Members of the FRCC Planning Committee may also request specific economic analyses that would examine potential generation resource options, and to the extent information is available, may request a study of the cost of congestion. The FRCC Planning Committee includes consideration of clustering studies as appropriate. These economic analyses should reflect the upgrades to integrate necessary new generation resources and/or loads on an aggregate or regional (cluster) basis.

### **Cost Allocation**

#### Transmission Provider

If it is determined that a transmission expansion is identified as needed under the FRCC Regional Transmission Planning Process and such transmission expansion results in a material adverse system impact upon a third party transmission owner as described in Principle 2 below, the Transmission Provider plans to utilize the Florida Regional Transmission Expansion Cost Responsibility and Resolution Process as outlined below in this Attachment K. The FPSC is involved in this process and provides oversight, guidance and may exercise its statutory authority as appropriate.

## FRCC

The Florida Regional Transmission Expansion Cost Responsibility and Resolution Process outlined below is intended to provide principles and mechanisms for resolution of cost responsibility in those circumstances where transmission expansion is identified as being needed under the FRCC Regional Transmission Planning Process and such transmission expansion results in a material adverse system impact upon a third party transmission owner as described in Principle 2 below.

## COST ALLOCATION PRINCIPLES

1. Each Transmission Owner<sup>2</sup> is responsible for upgrading its respective transmission system to meet NERC and FRCC Reliability Standards, identified under the FRCC Transmission Planning Process.
2. In those circumstances where a Transmission Owner's actions or provisions of service (e.g., load growth, provision of long-term firm transmission services, economic transactions) to its wholesale and/or retail customers causes a material adverse impact, subject to the "Thresholds" delineated below, on a third party Transmission Owner's system (i.e., "Affected Transmission Owner") and which results in the need to expand and/or upgrade the Affected Transmission Owner's transmission system (i.e., "Transmission Expansion"), then such Affected Transmission Owner shall be

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<sup>2</sup> Transmission Owner means a utility owning transmission facilities in Peninsular Florida.

provided an adequate incentive to construct such Transmission Expansion by having the right to recover from third parties all or a portion of the costs associated with such Transmission Expansion. The Thresholds for a qualifying Transmission Expansion include all of the following:

- A pre-specified change in flow on the Affected Transmission Owner's facilities which results in a Reliability Standards violation;
- The Transmission Expansion must be 230 kV or higher voltage;
- The costs associated with the Transmission Expansion must exceed a pre-specified amount; and
- The Transmission Owner must identify itself as a potential Affected Transmission Owner in a timely manner.

3. The Affected Transmission Owner shall be solely responsible for its respective engineering, permitting, rights-of-way and construction of the facilities associated with the Transmission Expansion.
4. Cost allocation for the Transmission Expansion shall reflect the following:
  - A recognition of planned transmission facility benefits that are identifiable, quantifiable and needed (e.g., deferral of other transmission projects).
  - Costs, net of recognized benefits, shall be allocated based on:
    - A portion to the load in the area or zone associated with the need for the Transmission Expansion.
    - A portion to sources or cluster of sources which are causing the need for the transmission expansion.
5. The entities associated with the Transmission Expansion shall enter into good faith negotiations to determine and assign cost responsibility for the Transmission Expansion as set forth herein. In the event the entities involved are unable to reach agreement on the determination and assignment of cost responsibility within a sixty (60) day period, the dispute shall be referred to

their designated senior representatives for resolution on an informal basis as promptly as practicable. In the event the designated representatives are unable to resolve the dispute within thirty (30) days by mutual agreement, the disputing parties will present the issue to the FRCC Board of Directors. To the extent such dispute is not resolved by the FRCC Board of Directors, the issue may be submitted to the FPSC for decision. When, and in the event, the FPSC decision affects FERC jurisdictional wholesale transmission service rates, terms and conditions of transmission facilities, the final resolution of the FPSC shall be filed with the FERC by the jurisdictional entities, as applicable.

6. Nothing in the Florida Regional Transmission Expansion Cost Responsibility and Resolution Process is intended to abrogate or mitigate any rights a party may have before any regulatory body having jurisdiction.