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October 24, 2014

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

**Re: Nevada Power Company**  
**Docket No. ER15-\_\_\_-000**

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act,<sup>1</sup> Part 35 of the regulations of the Federal Energy Regulatory Commission (the "Commission"),<sup>2</sup> Nevada Power Company ("Nevada Power" or "NPC") submits to the Commission this request to cancel its concurrence with the Open Access Transmission Tariff ("OATT" or "Tariff") assigned to NV Energy, Inc. ("NV Energy, Inc. OATT"), as described more fully below. This request is purely administrative and affects only the organization of the Tariffs in eTariff. It does not affect the content (rates or non-rates terms and conditions) of the governing Tariff.

This request is part of a series of filings made today with the Commission, the goal of which is to relocate the NV Energy, Inc. OATT to the newly created NPC eTariff database and terminate the NV Energy, Inc. eTariff database.<sup>3</sup> Additionally, Sierra Pacific Power Company ("Sierra Pacific" or "SPPC") has filed a concurrence demonstrating its intent to be governed by the Tariff that is relocated to the NPC eTariff database. As a result of this relocation, NV Energy, Inc. is requesting to terminate its Company Identifier and eTariff database.

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<sup>1</sup> 16 U.S.C. § 824d (2000).

<sup>2</sup> 18 C.F.R. Part 35 (2010).

<sup>3</sup> The following seven filings are being made today: (1) NPC request to move the location of the NV Energy, Inc. OATT and related service agreements to the newly created NPC OATT eTariff database; (2) NPC request to cancel its concurrence with the NV Energy, Inc. OATT; (3) SPPC request to cancel its concurrence with the NV Energy, Inc. OATT; (4) SPPC concurrence with the NPC OATT and relocation of related service agreements to the newly created SPPC OATT eTariff database; (5) NV Energy, Inc. request to terminate its eTariff database and Company Identifier; (6) NPC request to cancel Rate Schedule No. 122 in order to re-file the rate schedule with the correct collation value; and (7) NPC request to re-file Rate Schedule No. 122 to correct the collation value.

## I. Background

Nevada Power and Sierra Pacific (referred to collectively herein as “NV Energy”) are direct, wholly owned subsidiaries of NV Energy, Inc. Nevada Power and Sierra Pacific are regulated public utilities that provide retail and wholesale transmission service throughout Nevada. NV Energy, Inc. is a holding company and does not own, control, or operate facilities used for generating or transmitting electric energy in interstate commerce. In December 2013, the Commission approved a corporate transaction whereby NV Energy, Inc. became a wholly owned subsidiary of Berkshire Hathaway Energy Company.<sup>4</sup>

The transmission service offered by Nevada Power and Sierra Pacific is governed by a combined OATT. In the 1999 proceeding in which the Commission approved the business combination that established NPC and SPPC as wholly owned subsidiaries of NV Energy, Inc., it also approved the utilities’ usage of a combined OATT.<sup>5</sup> In 2010, the Commission required public utilities to electronically file their OATTs in compliance with Order No. 714.<sup>6</sup> As part of implementing Order No. 714, the Commission required public utilities to establish an identification number known as a Company Identifier in order to file their OATTs electronically. NV Energy created three Company Identifiers: C001610 for Nevada Power, C001609 for Sierra Pacific, and C001612 for NV Energy, Inc.

On September 29, 2010, in Docket No. ER10-3151, NV Energy, Inc. electronically filed for the first time its baseline OATT in compliance with Order No. 714. In its transmittal letter, NV Energy, Inc. was clear that it was filing the Tariff on behalf of its utility subsidiaries, stating, “NV Energy, Inc., on behalf of its two operating companies Sierra Pacific Power Company (“Sierra”) and Nevada Power Company (“Nevada Power”), hereby submits a baseline electronic tariff filing of its FERC Electric Tariff, Volume No. 1 – Open Access Transmission Tariff (“OATT”).” In approving NV Energy, Inc.’s baseline Tariff filing, the Commission presumably understood that the Tariff was filed for the utility subsidiaries, stating, “NV Energy, Inc. (NV Energy), on behalf of its two operating companies, Sierra Pacific Power Company and Nevada Power Company, submitted a baseline filing of its FERC Electric Tariff, Volume No. 1, Open Access Transmission Tariff (OATT).”<sup>7</sup> Nevada Power and Sierra Pacific submitted their baseline Tariff filings in compliance with Order No. 714 by filing concurrences with the NV Energy, Inc. OATT.<sup>8</sup> It is that concurrence that Nevada Power wishes to terminate in the instant filing.

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<sup>4</sup> *Silver Merger Sub, Inc., et al.*, 145 FERC ¶ 61,261 (2013).

<sup>5</sup> *Sierra Pacific Power Company and Nevada Power Company*, 87 FERC ¶ 61,077 (1999).

<sup>6</sup> *Electronic Tariff Filings*, 124 FERC ¶ 61,270 (2008) (“Order No. 714”).

<sup>7</sup> Letter Order approving Baseline Electronic Filing of Open Access Transmission Tariff, issued October 27, 2010 in Docket No. ER10-3151.

<sup>8</sup> These filings were made on September 30, 2010 in Docket Nos. ER10-3289 (for Nevada Power) and ER10-3295 (for Sierra Pacific).

In 2010, the eTariff concept was a new concept to NV Energy. NV Energy's process in filing its OATT in the NV Energy, Inc. eTariff database was for administrative ease, given that Nevada Power and Sierra Pacific operated under a combined OATT. NV Energy envisioned that the NV Energy, Inc. eTariff database would serve as a repository for the OATT shared by Nevada Power and Sierra Pacific. NV Energy had no intent to attach any legal significance to NV Energy, Inc.'s status, or lack thereof, as an electric utility.

Since the initial baseline Tariff filing in 2010, the OATT for the operating utilities has been amended by submitting Tariff changes to the OATT existing in the NV Energy, Inc. database. For example, on March 2, 2011, OATT changes were proposed in compliance with Order No. 729. While the proposed Tariff changes were filed by using the NV Energy, Inc. Company Identifier, the transmittal letter was clear that the Tariff changes were proposed by Nevada Power and Sierra Pacific: "Sierra Pacific Power Company and Nevada Power Company, both d/b/a NV Energy (collectively, "NV Energy" or the "NV Energy Inc. Operating Companies"), hereby submit a revised Attachment C of the NV Energy Inc., Operating Companies' Open Access Transmission Tariff ("OATT") in compliance with Order No. 729."

In November 2012, the Commission issued Order No. 770, which amended its process for requiring public utilities to file electronic quarterly reports ("EQRs").<sup>9</sup> In Order No. 770, the Commission adopted the proposal to replace the existing system for identifying EQR sellers (the PIN system) with the Company Registration System used for eTariff filings.<sup>10</sup> As a result, NV Energy, Inc. is now identified as an entity required to file an EQR, even though it does not meet the statutory requirements for those entities required to file an EQR under 18 CFR § 35.10b.

Therefore, as a result of Order No. 770 and the added legal significance to a Company Identifier, it is no longer feasible for NV Energy to utilize the NV Energy, Inc. Company Identifier and eTariff database as a filing mechanism and Tariff repository. NV Energy has been working with Commission staff and believes that the changes proposed to the organization of the NV Energy, Inc. OATT described in the series of filings made today will resolve the complications with Order No. 770, as well as improve transparency and clarity.

## **II. Description of Request**

Nevada Power requests to terminate its currently-existing concurrence to the NV Energy, Inc. OATT. Given the entirety of the filings made today, the concurrence to the NV Energy, Inc. OATT is no longer necessary or valid. This request is merely administrative and does not affect the content of any Tariff.

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<sup>9</sup> *Revisions to Electronic Quarterly Report Filing Process*, 141 FERC ¶ 61,120 (2012).

<sup>10</sup> *Id.* at P 33.

### III. Communication and Service

Communications regarding this filing should be addressed to the following individuals, who should be entered on the official service lists maintained by the Secretary of the Commission for each docket established with respect to any of the documents included in this filing:

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Pursuant to 18 C.F.R. § 385.2010(f)(i) of the Commission's regulations, a copy of this filing is being served by electronic means on all customers taking service under the NV Energy, Inc. OATT, as well as the Public Utilities Commission of Nevada. Specifically, on the date of this filing, Applicants will send an e-mail that notifies OATT transmission customers and the state commissions that this filing is available from the NPC OASIS website at [www.oatioasis.com/NEVP](http://www.oatioasis.com/NEVP).

### IV. Effective Date and Waivers

Nevada Power respectfully requests that the Commission grant any and all waivers necessary to accept this filing and the Tariff concurrence cancellation described herein. Nevada Power requests the described changes herein become effective November 1, 2014.

### V. Conclusion

Nevada Power respectfully requests that the Commission accept the proposed cancellation of the NPC Tariff concurrence described herein. If any questions arise regarding this filing, please feel free to contact the undersigned.

Respectfully submitted,  
Nevada Power Company

*/s/ J. Ashley Cooper*

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