

**162 FERC ¶ 62,177**

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

In Reply Refer To:  
Indiana Municipal Power Agency  
Docket No. QM18-9-000

March 27, 2018

Margaret A. McGoldrick  
Spiegel & McDiarmid LLP  
1875 Eye Street, NW  
Suite 700  
Washington, DC 20006

Reference: Termination of Mandatory Purchase Obligation

Dear Ms. McGoldrick:

On February 8, 2018, Indiana Municipal Power Agency (IMPA) filed an application pursuant to section 210(m) of the Public Utility Regulatory Policies Act of 1978 (PURPA)<sup>1</sup> and 292.310 of the Commission's regulations<sup>2</sup> to terminate the requirement under section 292.303(a) of the Commission's regulations<sup>3</sup> to enter into new contracts or obligations to purchase energy and capacity from qualifying facilities (QFs) with a net capacity greater than 20 MWs on a service territory-wide basis within Midcontinent Independent System Operator, Inc. (MISO) and PJM Interconnection, LLC (PJM).

IMPA states that it relies on the rebuttable presumption set forth in section 292.309(e) of the Commission's regulations for markets administered by MISO or PJM, to satisfy the conditions in section 292.309(a) of the Commission's regulations to provide

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<sup>1</sup> 16 U.S.C. § 824a-3(m) (2012).

<sup>2</sup> 18 C.F.R. § 292.310 (2017).

<sup>3</sup> 18 C.F.R. § 292.303(a) (2017).

nondiscriminatory access through membership in MISO and PJM to any QF greater than 20 MW.<sup>4</sup>

Notice of IMPA's application was published in the *Federal Register*, 83 Fed. Reg. 6,552 (2018), with interventions and protests due on or before March 8, 2018. No protests were filed. Notice of IMPA's application was mailed by the Commission on February 9, 2018 to the potentially-affected QFs identified in IMPA's application.

IMPA's application to terminate the requirement to enter into new contracts or obligations to purchase electric energy and capacity from QFs with a net capacity in excess of 20 MWs on a service territory-wide basis within MISO and PJM is granted, effective February 8, 2018, as requested.

This action is taken pursuant to authority delegated to the Director, Division of Electric Power Regulation – Central, under 18 C.F.R. § 375.307(a)(5)(i) (2017). This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713 (2017).

Sincerely,

Penny S. Murrell, Director  
Division of Electric Power  
Regulation – Central

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<sup>4</sup> 18 C.F.R §§ 292.309(a), 292.309(e) (2017).

Document Content(s)

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