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OFFICE OF
EXTERNAL AFFAIRS
2011 APR 14 P 11:11
REGULATORY



**UNITED STATES
HOUSE OF REPRESENTATIVES**

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ER08-386

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April 4, 2011

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

Re: Docket ER08-386-000

Dear Ms. Bose:

FILED
SECRETARY OF THE
COMMISSION
2011 APR 14 A 9:15
FEDERAL ENERGY
REGULATORY COMMISSION

I am writing to submit questions related to Docket ER08-386-000 on behalf of constituents that I represent in the Sixth District of Maryland. These questions were prompted by the announcement by PJM Interconnection on February 28, 2011 that it was suspending further action by developers, Allegheny Power and American Electric Power, of the Potomac - Appalachian Transmission Highline (PATH) transmission line as a result of a combination of slower economic growth and demand response reductions.

What is the status of the PATH application in FERC's point of view?

How long does a rate guarantee survive, if the project does not go forward?
If the 14.3% rate is allowed to continue, for how long?

Is there a process in place to rescind the rate guarantee, which could be implemented now, based on the history of frequent, reoccurring changes in the need horizon, particularly in the framework of the continuing depressed economy that will not be producing a need in the foreseeable future?

Does the Ninth Circuit Court of Appeals decision (February 2, 2011) to vacate the 2007 Department of Energy (DOE) designation of two National Interest Electric Transmission Corridors (NIETCs) affect the PATH rate guarantee?

How/does/can FERC incentivize renewable generation as it has with nonrenewable coal in the PATH case?

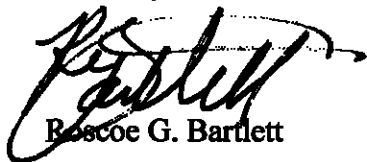
What is the status of the challenge from West Virginia Intervenors to PATH's accounting procedures? When will that be decided?

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I appreciated the Commission's assistance in providing responses to these questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Rescoe G. Bartlett", with a stylized flourish at the end.

Rescoe G. Bartlett

Document Content(s)

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