

May 27, 2008

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By Courier

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

Re: Commonwealth Edison Company and Commonwealth Edison Company of Indiana, Inc., Docket No. ER08-____-000

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act (“FPA”), 16 U.S.C. § 824d (2000), and Part 35 of the Commission’s Regulations, 18 C.F.R. Part 35 (2008), Commonwealth Edison Company (“ComEd”) on behalf of itself and its wholly-owned subsidiary, Commonwealth Edison Company of Indiana, Inc., submits an original and five copies of this filing to revise Attachment H-13 (Network Integration Transmission Service for the ComEd Zone) of the PJM Interconnection, L.L.C. (“PJM”) Open Access Transmission Tariff (“OATT”).¹ ComEd currently provides the City of Geneva, Illinois (“Geneva”) with wholesale distribution service pursuant to: 1) a Network Integration Transmission Service Agreement (“NITSA”) between PJM and Geneva;² and 2) an Interconnection Service Agreement (“ISA”) between ComEd, Geneva, and PJM.³ The instant filing accomplishes two goals: 1) to incorporate a new charge for the construction and installation of a new point of service for Geneva on ComEd’s distribution system, which will be used to serve Geneva’s customers; and 2) to incorporate Geneva’s existing wholesale distribution charges (“WDCs”) and distribution losses, which are currently set forth in Section 7.5 of the NITSA and Paragraph 1 of Schedule F of the ISA, respectively, into Attachment H-13 of the PJM OATT. ComEd requests a July 1, 2008 effective date for the proposed tariff changes and waiver of the sixty (60) day notice period to accommodate this requested effective date.

¹ The facilities of Commonwealth Edison Company of Indiana, Inc. are also included in the ComEd pricing zone. There are no other transmission owners within the ComEd pricing zone.

² The NITSA, designated as Substitute Original Service Agreement No. 1387, was filed with, and accepted by the Commission in Docket No. ER06-133-001. PJM Interconnection, L.L.C., Docket No. ER06-133-001, Letter Order (Jan. 11, 2007).

³ The ISA, designated as Substitute First Revised Service Agreement No. 1350, was filed with, and accepted by, the Commission in Docket No. ER06-133-001. PJM Interconnection, L.L.C., Docket No. ER06-133-001, Letter Order (Jan. 11, 2007).

I. Background

Geneva is connected to the PJM transmission system through ComEd's 34kV distribution facilities. Geneva receives transmission service from PJM and obtains distribution service from ComEd. The NITSA enables Geneva to receive wholesale distribution service provided by ComEd for imports to Geneva's load. Schedule F of the ISA between Geneva, ComEd, and PJM facilitates the interconnection of the Geneva Generating Facility ("GGF") to the PJM transmission system and enables Geneva to make sales into the PJM market.⁴

Under the terms of a settlement entered into between ComEd and Geneva ("Geneva Settlement") in Docket No. ER06-133,⁵ the current charge assessed for Geneva's use of ComEd's distribution facilities is set forth in Section 7.5 of the NITSA, which states that the "charges assessed pursuant to this subsection recover the costs related to Geneva's use of the Commonwealth Edison Company's distribution facilities." The ISA between ComEd, PJM, and Geneva contains a provision whereby WDCs paid by Geneva under the ISA for the purposes of using ComEd's distribution system to move power from GGF into the PJM market are included in the "other supporting facilities charge" (Section 7.5) in the NITSA.⁶ Pursuant to this section, Geneva pays ComEd an annual charge of \$1,075,000 when it is operating GGF behind the meter ("BTM") and \$1,255,000 annually when it is not operating the GGF BTM.⁷ These charges went into effect on January 1, 2006.

II. Instant Filing

PJM has previously stated its preference to maintain NITSA's as two-party agreements between the customer and transmission provider, and has proposed, in other dockets, that ComEd's WDCs be set forth in Attachment H-13 of the PJM OATT.⁸ Consistent with this preference, ComEd

⁴ Geneva's sales from the GGF utilize ComEd's wholesale distribution facilities, because Geneva is connected to the PJM transmission system solely through ComEd's wholesale distribution facilities.

⁵ The Commission accepted the Geneva Settlement on November 3, 2006. *See* 117 FERC ¶ 61,159 (2006).

⁶ The Geneva Settlement did not impact the existing distribution loss factor of 2.20% already set forth in paragraph 1, Schedule F of the ISA. This paragraph states, among other things, that . . . Geneva "shall provide an additional 2.20% of power into the TO's [Exelon's] Distribution Facilities to compensate for electrical losses."

⁷ Pursuant to the Geneva Settlement, changes to BTM status require notice to ComEd (and ComEd may, in good faith, tell Geneva if it does not have sufficient capacity to accommodate Geneva's intent to change its BTM status). *See* Commonwealth Edison Settlement Agreement at Article II, paragraph 6, Docket No. ER06-133 (June 22, 2006).

⁸ *See, e.g.,* PJM Interconnection Responds to the Notice of Deficiency at P 4, Docket No. Docket No. ER07-1102, *et al.* (Oct. 5, 2007).

is making the instant filing to revise its Attachment H-13, so as to: 1) incorporate the existing charges applicable to wholesale distribution service that ComEd provides to Geneva as well as the distribution losses for which Geneva is already responsible pursuant to the ISA; and 2) to incorporate a one-time charge assessed to Geneva for its new point of interconnection at the Delnor Substation to ComEd's distribution system. Because this filing will implicate both the NITSA and ISA, it is ComEd's understanding that PJM will revise the existing NITSA and ISA accordingly in order to reflect this filing. Appendix A to this filing contains the revised and redlined tariff sheets for Attachment H-13, which reflect: 1) the WDCs that Geneva currently pays for wholesale distribution service provided by ComEd and the distribution losses for which Geneva is currently responsible; and 2) and the new, one-time charge that ComEd is requesting the Commission to approve for Geneva's new point of interconnection on the ComEd distribution system.

Appendix B to this filing contains the cost support for the new charge, which is for the installation of a new point of service for Geneva on ComEd's distribution system. Both ComEd and Geneva agree that the charge for the new point of interconnection will be a one-time, lump sum payment by Geneva to ComEd in the amount of \$256,920.

ComEd requests that the proposed revisions to Attachment H-13 be accepted with an effective date of July 1, 2008 and requests waiver of the sixty (60) day notice period to accommodate this requested effective date.⁹ Good cause exists to grant waiver of the prior notice requirement, because: 1) the Commission has already approved the existing WDC, by virtue of its approval of the Geneva Settlement;¹⁰ and 2) Geneva has agreed to the new charge. Furthermore, the construction for the new point of interconnection is nearly complete, and Geneva is expected to begin taking service at this new point of interconnection in mid-July 2008.

III. Persons On Whom This Filing Is Being Served

Pursuant to Section 35.2(d) of the Commission's regulations, a copy of this filing is being served on representatives of PJM, the Illinois Commerce Commission, the Indiana Utility Regulatory Commission, and the customer at issue, Geneva.

IV. Miscellaneous

No agreement is required by contract for the filing of this rate filing. There are no costs included in this filing that have been alleged or adjudged in any administrative or judicial proceeding to be illegal, duplicative, or unnecessary costs, nor has any expense or cost been demonstrated to be the product of discriminatory or employment practices, within the meaning of Section 35.13(d)(3).

⁹ 18 C.F.R. § 35.11.

¹⁰ As previously noted, the distribution loss factor is currently set forth in the ISA between Geneva, ComEd, and PJM.

V. Persons To Whom Correspondence Should Be Addressed

Persons to whom correspondence and communications regarding this filing should be addressed are as follows:

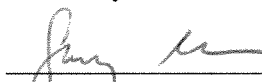
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Sincerely,



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Attorneys for Commonwealth Edison Company

APPENDIX A

Annual Rate - \$/kW/year = \$1,523,039, divided by the 1 CP demand for the ComEd zone for the prior calendar year;

Monthly Rate - \$/kW/month = Annual Rate divided by 12;

Weekly Rate - \$/kW/week = Annual Rate divided by 52;

Daily Rate - \$/kW/day = Weekly Rate divided by 5.

In order to ensure that the charge does not result in either an over-recovery or under-recovery of ComEd's start-up costs, PJM will institute an annual true-up mechanism in the month of May of each of the years 2008-2014. In May of each of those years, PJM will compare the amount collected under this charge for the previous 12 months with the target annual amount of \$1,523,039 and calculate any credits or surcharges that would be needed to ensure that \$1,523,039 is collected for each year. Any credit or surcharge will be assessed in the June bills for years 2005-2014, consistent with the above methodology.

7. An annual Fixed Charge Rate of 24% shall apply to the net distribution plant that is directly assigned to a customer taking wholesale distribution service over ComEd distribution facilities. The net distribution plant will be directly assigned to the customer based on the customer's pro-rata share of the non-coincident peak loading (or maximum net output of the unit) of the distribution facilities necessary to provide the service.
8. In accordance with Paragraph 7 above, wholesale distribution service shall be provided to the customers identified below at the identified monthly charge corresponding to such customer:

Customer	Charge
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Winnebago Energy Center	\$5,661/month
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9. In accordance with Paragraph 3 above, the annual distribution loss factors identified below shall apply to wholesale distribution service provide to the identified customers:

Customer	Annual Distribution Loss Factor
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Winnebago Energy Center	2.52%
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The City of Geneva	2.20%
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10. In accordance with the settlement reached between ComEd and the City of Geneva ("Geneva") in Docket No. ER06-133, when Geneva operates its generating facility ("GGF") on a behind the meter ("BTM") basis pursuant to Section 1.3B of this OATT, Geneva will pay ComEd an annual charge of \$1,075,000 (\$89,583.33 per month) for wholesale distribution service. There will be no additional charge associated with operation of the GGF on a BTM basis to serve the entirety of Geneva's load. When Geneva does not operate the GGF BTM, Geneva will pay ComEd an annual charge for wholesale distribution service of \$1,255,000 (\$104,583.33 per month). In addition, Geneva will pay ComEd a one-time fee of \$256,920.00 for a new point of interconnection to the Delnor substation on ComEd's distribution system.

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APPENDIX B

Interconnection to City of Geneva Delnor Substation– Cost Breakdown

Overhead Labor (\$116.86 / hr)

679.42 total hours (from Passport)
 $679.42 \times \$116.86 = \$79,397.02$
Labor multiplier is 1.78
 $\$79,397.02 \times 1.78 = \$141,326.70$

Underground Labor (\$94.67 / hr)

89.82 total hours (from Passport)
 $89.82 \times \$94.67 = \$8,512.72$
Labor multiplier is 1.78
 $\$8,512.72 \times 1.78 = \$15,152.64$

VI. Total Labor - $\$141,326.70 + \$15,152.64 = \$156,479.34$

A. Material

Total Material = \$78,469.26 (From Passport)
Material Multiplier is 1.28
 $\$78,469.26 \times 1.28 = \$100,440.66$


VII. Total Material = \$100,440.66

Total Material and Labor = $\$156,479.34 + \$100,440.66 = \$256,920.00$

CERTIFICATE OF SERVICE

I hereby certify that I have, on this day, served a copy of the foregoing upon representatives for PJM, Geneva, the Illinois Commerce Commission, and the Indiana Regulatory Commission.

Dated at Washington D.C., this 27th day of May, 2008.



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