

1 **Q: Re: Brattle Group, Embedded and Marginal Cost of Service Review, May 3,**
2 **2019, page 13 (17 pdf)**

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4 **Citation:**

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6 **Although a high voltage radial line interconnecting a generation station**
7 **is usually termed a ‘generator lead,’ the Federal Energy Regulatory**
8 **Commission has consistently required that high voltage circuits that**
9 **connect solely to a single generator, or group or generators in the case**
10 **of wind farms, are deemed required to have an Open Access**
11 **Transmission Tariff (OATT). It appears that the Newfoundland-**
12 **Labrador System Operator (NLSO) has anticipated this and has**
13 **preliminarily included these lines in its OATT.**

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15 **a) Please specify what document Brattle is referring to as “its [Hydro’s]**
16 **OATT”, and provide a link to or a copy of said document.**

17
18 **b) In Brattle’s view, do the documents approved by the Board in P.U. 3(2018)**
19 **constitute an OATT that meets the minimum standards for an OATT set**
20 **out in FERC’s Order 890 or subsequent orders?**

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22 **A. a) We are not referring to a Hydro-specific OATT. Rather, we are referring to the**
23 **document referenced in footnote 14 of our report. We understand that report to**
24 **be one issued by the Newfoundland and Labrador System Operator on one**
25 **aspect of the open access rules, specifically the methodology for the**
26 **development of rates for transmission service.**

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28 The report further states (at 1): “Sanctioning the Muskrat Falls Project (MF)
29 and associated interconnection of the Newfoundland and Labrador (NL) Island
30 Interconnected System with Labrador by way of the Labrador Island Link
31 (LIL), and to Nova Scotia through the Maritime Link (ML), has precipitated the
32 implementation of an open access transmission regime in NL. The
33 Newfoundland and Labrador System Operator (NLSO), established as a
34 functionally separate division of Hydro had developed and will maintain a
35 comprehensive set of transmission rates and associated operating policies and
36 procedures designed to be consistent with the reciprocity requirements set out
37 in the United States Federal Energy Regulatory Commission (FERC) Order
38 888. In addition, OC2017-380 directs the Board of Commissioners to approve,
39 on an interim basis, the pro-forma Transmission Service Agreements with
40 attached rates and rate methodology, Transmission Policies and Procedures and
41 a Code of Conduct for transmission system operations (collectively, the
42 transmission tariff).”

- 1 b) Whether the documents approved by the Board meet the minimum standards
- 2 for an OATT requires a legal opinion. Brattle is not in a position to be able to
- 3 opine on this legal matter.