

December 20, 2011

**VIA ELECTRONIC FILING**

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

Re: NERC Notice of Penalty regarding Public Utility District No. 1 of Clark County (CKPD)  
FERC Docket No. NP12-5-000

On November 30, 2011, the North American Electric Reliability Corporation (NERC) submitted a spreadsheet Notice of Penalty regarding violations for CKPD. By this filing, NERC supplements the record with the following information.

On April 28, 2009, CKPD, in anticipation of its NERC registration as a Transmission Operator (TOP), filed a Self-Report for its non-compliance with the Standards newly applicable to CKPD upon its registration for the TOP function. CKPD was registered on the NERC Compliance Registry for the TOP function on May 8, 2009, (after CKPD's Self-Reports and accompanying Mitigation Plans) and all Mitigation Plans were completed by CKPD in a timely manner. Additionally, Clark had its on-site compliance audit in October 2011 and was found to have no compliance violations.

CKPD is in the Bonneville Power Administration (BPA) Control Area. As the Control Area operator, BPA had registered as a TOP. Based on discussions with WECC, BPA believed that only it was required to register as a TOP and so advised CKPD that it was not required to register when asked by CKPD. After issuance of an unrelated registration decision in which FERC upheld the registration of an entity as a TOP and clarified TOP compliance responsibilities, BPA undertook an assessment to determine if it would serve as the TOP for CKPD. As a result, BPA informed CKPD on April 6, 2009 that it would not serve as CKPD's TOP. Therefore, CKPD had to register as a TOP and report itself as noncompliant with the applicable NERC Standards.

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Accordingly, NERC respectfully requests that the Commission accept this supplemental filing and issue an order accepting the Notice of Penalty as compliant with its rules, regulations and orders.

Respectfully submitted,

/s/ Rebecca J. Michael

Rebecca J. Michael

*Attorney for North American Electric Reliability  
Corporation*

cc: Official service list