



March 18, 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 Unidentified Registered Entity
FERC Docket No. NP11-128-000

Dear Ms. Bose:

On February 23, 2011, the North American Electric Reliability Corporation (“NERC”) submitted a Notice of Penalty regarding thirty three violations for an Unidentified Registered Entity (“URE”). By this filing, NERC supplements the record by providing additional information regarding whether the Western Electricity Coordinating Council (“WECC”) evaluated CIP-002-1 Requirement (R) 2 and CIP-002-1 R3 with respect to URE.

At the time of the self report of the CIP-004-1 R2 violation, WECC did not investigate to determine if there was a separate CIP-002 violation. Subsequently, WECC audited the entity and reviewed the entire audit period to and including July 1, 2008. The entity provided supporting evidence confirming that for the entire audit period it had developed a list of its identified Critical Assets (R2) and had developed a list of associated Critical Cyber Assets (R3).

Request for Confidential Treatment

Information in and certain attachments to the instant Notice of Penalty include privileged and confidential information as defined by the Commission’s regulations at 18 C.F.R. Part 388 and orders, as well as NERC Rules of Procedure including the NERC CMEP Appendix 4C. Specifically, this includes non-public information related to certain Reliability Standard violations, certain Regional Entity investigative files, Registered Entity sensitive business and confidential information exempt from the mandatory public disclosure requirements of the Freedom of Information Act, 5 U.S.C. 552, and should be withheld from public disclosure.

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In accordance with the Commission's Rules of Practice and Procedure, 18 C.F.R. § 388.112, a non-public version of the information redacted from the public filing is being provided under separate cover.

Because certain of the attached documents are deemed "confidential" by NERC, Registered Entities and Regional Entities, NERC requests that the confidential, non-public information be provided special treatment in accordance with the above regulation.

Accordingly, NERC respectfully requests that the Commission accept this supplemental filing and issue an order consistent with the comments provided herein.

Respectfully submitted,

/s/ Rebecca J. Michael

Rebecca J. Michael

*Attorney for North American Electric
Reliability Corporation*

Enclosure: e-mail correspondence

cc: Official service list in Docket No. NP11-128-000