



**J. Matt Harnish**  
Sr. Corporate Counsel  
Direct Dial: 317-249-5285  
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February 4, 2016

**VIA ELECTRONIC FILING**

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

Re: Midcontinent Independent System Operator, Inc.  
FERC Docket No. ER16-\_\_\_\_-000  
**Notice of Termination of Generator Interconnection Agreement**

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act (“FPA”), 16 U.S.C. § 824d, and Part 35 of the Federal Energy Regulatory Commission’s (“FERC” or “Commission”) regulations, 18 C.F.R. § 35.15, the Midcontinent Independent System Operator, Inc. (“MISO” or “Transmission Provider”) hereby tenders for filing a Notice of Termination of the Generator Interconnection Agreement (“GIA”) among **Duke Energy Indiana, LLC** (formerly known as Duke Energy Indiana, Inc.) a corporation organized and existing under the laws of the State of Indiana (“Interconnection Customer” with a Generating Facility), and **Duke Energy Business Services, LLC**, as agent for **Duke Energy Indiana, LLC** (formerly known as Duke Energy Indiana, Inc.) organized and existing under the laws of the State of Delaware (“Transmission Owner”), and **MISO** (collectively referred to as the “Parties”). MISO identified these projects as Project No. J333/J334 in the interconnection queue.

**I. BACKGROUND**

On December 4, 2014, MISO submitted the GIA for Project No. J333/J334 to the Commission in Docket No. ER15-580-000 and designated the GIA as Original Service Agreement No. 2718 under the MISO FERC Electric Tariff (“Tariff”). In a Letter Order dated January 30, 2015, the Commission accepted this GIA with an effective date of December 5, 2014.

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February 4, 2016  
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## **II. NOTICE OF TERMINATION**

Pursuant to Article 2.3.1 of the GIA, the Parties mutually agree to terminate the GIA, effective April 16, 2016. Terminating this GIA is appropriate, as the Interconnection Customer is retiring this Project. The Parties respectfully request that the Commission accept the Notice of Termination and terminate the GIA, effective on the date requested below.

## **III. DOCUMENTS SUBMITTED IN THIS FILING**

The documents being submitted with this filing include this transmittal letter;

Tab A Notice of Termination

Tab B Consent to Termination

Tab C Coversheet terminating Service Agreement 2718

## **IV. EFFECTIVE DATE**

Consistent with the provisions of Section 35.15 of the Commission's regulations, the parties respectfully request that the Commission allow this Termination to become effective as of April 16, 2016.

## **V. COMMUNICATIONS**

Correspondence, pleadings and other materials regarding this filing should be addressed to the following persons:

J. Matt Harnish (mharnish@misoenergy.org)\*  
Sally L. Clore (sclore@misoenergy.org)\*  
Julie Bunn ([jbunn@misoenergy.org](mailto:jbunn@misoenergy.org))  
David J. Wieczorek (dwieczorek@misoenergy.org)  
Midcontinent Independent System Operator, Inc.  
P.O. Box 4202  
Carmel, IN 46082-4202  
Telephone: (317) 249-5400

\*Persons authorized to receive service

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## VI. NOTICE AND SERVICE

MISO notes that it has served a copy of this filing electronically, including attachments, upon all Tariff Customers under the Tariff, MISO Members, Member representatives of Transmission Owners and Non-Transmission Owners, MISO Advisory Committee participants, as well as all state commissions within the Region. The filing has been posted electronically on MISO's website at <https://www.misoenergy.org/Library/FERCFilingsOrders/Pages/FERCFilings.aspx> for other interested parties in this matter. In addition, MISO has served a copy of this filing electronically on all parties to this agreement.

## VII. CONCLUSION

For all of the foregoing reasons, MISO respectfully requests that the Commission accept for filing this termination of the GIA, to be effective April 16, 2016, and grant waiver of any Commission regulations not addressed herein that the Commission may deem applicable to this filing.

Respectfully submitted,

/s/ J. Matt Harnish

J. Matt Harnish  
Attorney for the Midcontinent Independent  
System Operator, Inc.

Attachment

Tab A

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

**Midcontinent Independent  
System Operator, Inc.**

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)

**Docket No. ER15-580-000**

**NOTICE OF TERMINATION**

Notice is hereby given that effective April 16, 2016, the Interconnection Agreement (“GIA”) entered into by Duke Energy Indiana, LLC (formerly known as Duke Energy Indiana, Inc.), Duke Energy Business Services, LLC, and the Midcontinent Independent System Operator, Inc. (“MISO”), designated as Service Agreement No. 2718, under the MISO FERC Electric Tariff, Fifth Revised Vol. No. 1 (“Tariff”) with an effective date of December 5, 2014, is to be cancelled. The Interconnection Agreement was filed with the Federal Energy Regulatory Commission in the above captioned docket on December 4, 2014.

Notice of the proposed cancellation has been served upon the following:

Interconnection Customer:  
Duke Energy Indiana, LLC  
1000 East Main Street  
Plainfield, IN 46168

Transmission Owner:  
Duke Energy Business Services, LLC  
System Planning and Business Services  
139 East 4<sup>th</sup> Street  
EX670  
Cincinnati, OH 45202

Midcontinent Independent  
System Operator, Inc.

/s/ J. Matt Harnish  
J. Matt Harnish  
Attorney for Midcontinent Independent  
System Operator, Inc.

Dated: February 4, 2016

**Tab B**

**CONSENT TO TERMINATION OF  
GENERATOR INTERCONNECTION AGREEMENT  
AMONG DUKE ENERGY INDIANA, LLC (formerly known as Duke Energy Indiana,  
Inc.), DUKE ENERGY BUSINESS SERVICES, LLC, AND  
THE MIDCONTINENT INDEPENDENT SYSTEM OPERATOR, INC.**

This Consent to Termination (“**Consent**”) is given by Duke Energy Business Services, LLC, as agent for Duke Energy Indiana, LLC (formerly known as Duke Energy Indiana, Inc.) (“Transmission Owner”), Duke Energy Indiana, LLC (formerly known as Duke Energy Indiana, Inc.)<sup>1</sup> (“Interconnection Customer”), and the Midcontinent Independent System Operator, Inc. (“Transmission Provider”) (collectively, the “Parties”) in connection with a Generator Interconnection Agreement dated as of November 20, 2014, (the “**GIA**”), by and among Transmission Owner, Interconnection Customer, and Transmission Provider.

**RECITALS**

WHEREAS, Interconnection Customer built, owned, and operated a 350 MW generating facility in West Terre Haute, Indiana (the “**Project**”) which was identified as Project No. J333/J334 in the Transmission Provider’s interconnection queue; and

WHEREAS, Interconnection Customer, Transmission Owner, and Transmission Provider executed the GIA on November 20, 2014, and the Transmission Provider has designated the GIA as Original Service Agreement No. 2718 under the Transmission Provider’s FERC Electric Tariff, Fifth Revised Vol. No. 1 (“Tariff”) and filed the GIA on December 4, 2014, in Docket No. ER15-580-000; and

WHEREAS, Interconnection Customer is retiring the Project on April 15, 2016 and Interconnection Customer, Transmission Owner, and Transmission Provider agree that the GIA should be terminated, effective April 16, 2016, and that a Notice of Termination will be filed at the Federal Energy Regulatory Commission (“FERC”); and

WHEREAS, pursuant to Article 2.3.1 of the GIA, the GIA may be terminated by Interconnection Customer after giving written notice to the Transmission Provider and Transmission Owner; and

WHEREAS, pursuant to Article 2.3.3 of the GIA, no termination shall become effective until the Parties have complied with all Applicable Laws and Regulations applicable to such termination, as defined in the GIA, including the filing with FERC of a notice of termination of the LGIA, if required, which notice has been accepted for filing by FERC.

**NOW, THEREFORE**, each of the undersigned, as a duly authorized representative of the respective Parties, hereby certifies and agrees as follows:

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<sup>1</sup> On January 1, 2016, Duke Energy Indiana, Inc. changed its name to Duke Energy Indiana, LLC.

1. Interconnection Customer acknowledges and consents to the termination of the GIA by mutual agreement as contemplated by the GIA.
2. Interconnection Customer agrees to terminate the GIA and waives the termination notice provisions as set forth in the applicable notice provisions of the GIA. Interconnection Customer states that no further action is required by it or any other person on its behalf to terminate the GIA.
3. Interconnection Customer authorizes the MISO to submit this Consent with the Notice of Termination to FERC in order to provide evidence of Interconnection Customer's concurrence and support for the Notice of Termination.
4. Transmission Owner acknowledges and consents to the termination of the GIA as described herein and waives termination notice provisions as set forth in the applicable notice provisions of the GIA.
5. Transmission Owner authorizes the MISO to submit this Consent with the Notice of Termination in order to provide evidence of Transmission Owner's concurrence and support for the Notice of Termination.
6. This Consent shall be governed, construed, and enforced in accordance with the laws of the state where the Point of Interconnection is located, without regard to its conflicts of law principles.
7. This Consent may be executed in two or more counterparts, each of which is deemed an original but all constitute one and the same instrument.

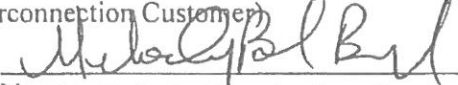
*[Remainder of page left intentionally blank]*



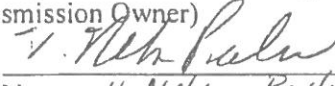
The executed counterparts of this Agreement and any ancillary documents hereto, such as amendments, may be delivered by electronic means, such as email and/or facsimile, by the Parties and the receiving parties may rely on the receipt of such executed counterpart as if the original has been received.

IN WITNESS WHEREOF, the Parties have caused this Consent to be executed by their duly authorized representatives as of JANUARY 26, 2016.

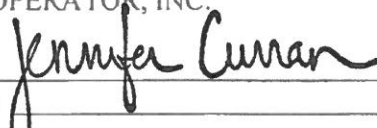
Duke Energy Indiana, LLC  
(formerly known as Duke Energy Indiana, Inc.)  
(Interconnection Customer)

By:   
Name: Melody Birmingham-Byrd  
Title: President-Duke Energy Indiana

Duke Energy Business Services, LLC, as agent  
for Duke Energy Indiana, LLC  
(formerly known as Duke Energy Indiana, Inc.)  
(Transmission Owner)

By:   
Name: V. Nelson Pentecost  
Title: VP - Transmission System  
Planning and Operations

MIDCONTINENT INDEPENDENT  
SYSTEM OPERATOR, INC.

By:   
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**JENNIFER CURRAN**  
Vice President  
System Planning & Seams Coordination

1/26/16  
PW

Tab C

**NOTICE OF TERMINATION**

SA 2718 DUKE-DUKE GIA VERSION 32.0.0

EFFECTIVE 04/16/2016

ORIGINAL SERVICE AGREEMENT NO. 2718

**PUBLIC VERSION**

Project J333/J334

**GENERATOR INTERCONNECTION AGREEMENT**

entered into by and between

Duke Energy Indiana, Inc.,

Duke Energy Business Services, LLC,  
as agent for Duke Energy Indiana, Inc.,

And

Midcontinent Independent System Operator, Inc.,

FERC rendition of the electronically filed tariff records in Docket No. ER16-00889-000

Filing Data:

CID: C001344

Filing Title: 2016-02-04\_SA 2718 Termination of Duke Energy Indiana-Duke Energy J333/J334 GIA

Company Filing Identifier: 10857

Type of Filing Code: 10

Associated Filing Identifier:

Tariff Title: Midwest ISO Agreements

Tariff ID: 13

Payment Confirmation:

Suspension Motion:

Tariff Record Data:

Record Content Description, Tariff Record Title, Record Version Number, Option Code:

SA 2718, Duke Energy Indiana-Duke Energy GIA (J333/J334), 32.0.0, A

Record Narrative Name:

Tariff Record ID: 10282

Tariff Record Collation Value: 277291008 Tariff Record Parent Identifier: 4505

Proposed Date: 2016-04-16

Priority Order: 1000000000

Record Change Type: CHANGE

Record Content Type: 1

Associated Filing Identifier:

**NOTICE OF TERMINATION**

SA 2718 DUKE-DUKE GIA VERSION 32.0.0

EFFECTIVE 04/16/2016

ORIGINAL SERVICE AGREEMENT NO. 2718

**PUBLIC VERSION**

Project J333/J334

**GENERATOR INTERCONNECTION AGREEMENT**

entered into by and between

Duke Energy Indiana, Inc.,

Duke Energy Business Services, LLC,  
as agent for Duke Energy Indiana, Inc.,

And

Midcontinent Independent System Operator, Inc.,

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