



April 28, 2009

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

RE: *Carolina Power & Light Company and
Florida Power Corporation
Docket No. ER09-637-001*

Dear Secretary Bose:

Pursuant to Section 206 of the Federal Power Act and in accordance with the Commission's order issued March 30, 2009¹ in this proceeding, Progress Energy, Inc. ("Progress Energy"), on behalf of its subsidiaries Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc. ("CP&L") and Florida Power Corporation d/b/a Progress Energy Florida, Inc. ("FPC"), respectfully submits this compliance filing. This filing revises tariff sheets in the Joint Open Access Transmission Tariff ("OATT" or "Tariff") of CP&L and FPC that had incorporated by reference certain business practice standards developed by the North American Energy Standards Board's ("NAESB") Wholesale Electric Quadrant ("WEQ"), to reflect the Commission's determinations in the March 30 order.

SUMMARY AND DISCUSSION OF COMPLIANCE CHANGES

The purpose of this filing is to comply with the Commission's order issued March 30, 2009, which granted in part and denied in part Progress Energy's request for waiver of certain business practice standards promulgated by the NAESB WEQ and adopted by the Commission in Order No. 676-C². The March 30, 2009 order also accepted in part and denied in part Progress Energy's proposed amendments to Section 4.1 of the Joint OATT, where the NAESB WEQ standards are incorporated by reference, and the requests for waiver are noted.

The Commission granted waiver of those requirements of Part 38 of the Commission's regulations related to the posting of information under WEQ-002-4.5.2, version 1.4, that extend beyond or otherwise conflict with the posting requirements of Part 358 of the Commission's regulations, as amended by Order No. 717. But the Commission denied as unnecessary the request for waiver of WEQ-001-1.6(g)(4) and WEQ-002.4.3.10.5, version 1.4. WEQ-001-1.6 has not been

¹ *Carolina Power & Light Company*, 126 FERC ¶61,290 (2009) ("March 30, 2009 order").

² *Standards for Business Practices and Communication Protocols for Public Utilities*, Order No. 676, FERC Stats. & Regs. ¶31,216 (2006), *order denying reh'g*, Order No. 676-A, 116 FERC ¶61,255 (2006), Final Rule, Order No. 676-B, FERC Stats. & Regs. ¶31,246 (2007), Final Rule, Order No. 676-C, FERC Stats. & Regs. ¶31,274 (2008), *order granting clarification and denying reh'g*, Order No. 676-D, 124 FERC ¶61,317 (2008).

incorporated into Part 38 of the Commission's regulations and, therefore, is not in conflict with the posting requirement. WEQ-002-4.3.10.5 merely establishes the template to use when posting information under WEQ-001-1.6(g)(4), which some transmission providers may choose to do, even if not otherwise required by regulation. Accordingly, Section 4.1 of the Joint OATT has been amended to eliminate the request for waiver of the standards WEQ-001-1.6(g)(4) and WEQ-002.4.3.10.5. Clean and revised tariff sheets are enclosed.

CONTENTS OF FILING

The following documents are included in this filing:

1. Clean Tariff Sheets in the CP&L OATT (Attachment A);
2. Redlined Tariff Sheets in the CP&L OATT (Attachment B);
3. Clean Tariff Sheets in the FPC OATT (Attachment C);
4. Redlined Tariff Sheets in the FPC OATT (Attachment D).

EFFECTIVE DATE, SERVICE AND COMMUNICATIONS

Progress Energy respectfully requests that the Commission accept the proposed OATT revisions effective as of October 1, 2008, consistent with the Order 676-C effective date for tariff changes.

Pursuant to 18 C.F.R. § 385.2010(f)(i) of the Commission's regulations, a copy of this filing is being served by electronic means on the North Carolina Utilities Commission, the South Carolina Public Service Commission, Florida Public Service Commission and all customers taking service under the CP&L and FPC OATT. Specifically, on the date of this filing, CP&L and FPC will send an e-mail that notifies their OATT transmission customers and the state commissions that this filing is available from the Progress Energy corporate website at <http://www.progress-energy.com/aboutenergy/ferc/index.asp>.

Communications regarding this matter should be addressed to the undersigned. Thank you for your assistance with this matter.

Very truly yours,

/s/

Kendal C. Bowman
Associate General Counsel
Progress Energy Service Co., LLC
P.O. Box 1551
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Raleigh, North Carolina 27602-1551
Telephone: 919/546-6794
Facsimile: 919/546-2920
E-mail: kendal.bowman@pgnmail.com

KCB/dhs

CERTIFICATE OF SERVICE

I hereby certify that I have served this day copies of the foregoing on the North Carolina Utilities Commission, South Carolina Public Service Commission, Florida Public Service Commission and the OATT transmission customers of Carolina Power & Light Company and Florida Power Corporation in accordance with Rule 2010 of the Commission Rules of Practice and Procedure.

Dated in Raleigh, N.C. this 28th day of April, 2009.

/s/

Kendal C. Bowman
Progress Energy Service Co., LLC
P.O. Box 1551
Mail Code PEB 17B2
Raleigh, North Carolina 27602-1551
Telephone: 919/546-6794
Facsimile: 919/546-2920
E-mail: kendal.bowman@pgnmail.com

Attachment A

Clean Tariff Sheets
In the CP&L OATT

website an electronic link to a statement of the process by which the Transmission Provider shall add, delete or otherwise modify the rules, standards and practices that are not included in this tariff. Such process shall set forth the means by which the Transmission Provider shall provide reasonable advance notice to Transmission Customers and Eligible Customers of any such additions, deletions or modifications, the associated effective date, and any additional implementation procedures that the Transmission Provider deems appropriate.

4.1 NAESB WEQ Business Practice Standards

The following business practice and electronic communication standards promulgated by the North American Energy Standards Board (NAESB) Wholesale Electric Quadrant (WEQ) are incorporated herein by reference:

- Business Practices for Open Access Same-Time Information Systems (OASIS), Version 1.4 (WEQ-001, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Standards 001-0.2 through 001-0.8, 001-0.14 through 001-0.20, 001-2.0 through 001-9.6.2, 001-9.8 through 001-12.5.2, and 001-A and 001-B;
- Business Practices for Open Access Same-Time Information Systems (OASIS) Standards & Communication Protocols, Version 1.4 (WEQ-002, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Standards 002-0.1 through 002-5.10, except for Standard 002-4.5.2, for which waiver has been granted;
- Open Access Same-Time Information Systems (OASIS) Data Dictionary, Version 1.4 (WEQ-003, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Standard 003-0;
- Coordinate Interchange (WEQ-004, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Purpose, Applicability, and Standards 004-0.1 through 004-17.2, and 004-A through 004-D;
- Area Control Error (ACE) Equation Special Cases Standards (WEQ-005, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including

- Purpose, Applicability, and Standards 005-0.1 through 005-3.1.3, and 005-A;
- Manual Time Error Correction (WEQ-006, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Purpose, Applicability, and Standards 006-0.1 through 006-12;
 - Inadvertent Interchange Payback (WEQ-007, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Purpose, Applicability, and Standards 007-0.1 through 007-2, and 007-A;
 - Transmission Loading Relief – Eastern Interconnection (WEQ-008, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Purpose, Applicability, and Standards 008-0.1 through 008-3.11.2.8, and 008-A through 008-D;
 - Gas/Electric Coordination (WEQ-011, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Standards 011-0.1 through 011-1.6;
 - Public Key Infrastructure (PKI) (WEQ-012, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Recommended Standard, Certification, Scope, Commitment to Open Standards, and Standards 012-0.1 through 012-1.26.5; and
 - Business Practices for Open Access Same-Time Information Systems (OASIS) Implementation Guide, Version 1.4 (WEQ-013, Version 001, Oct. 31, 2007, with minor corrections applied on Nov. 16, 2007) including Introduction and Standards 013-0.1 through 013-4.2.

Transmission Provider has been granted waiver of the following NAESB OASIS Standards and Communications Protocol, Version 1.4 standard related to Standards of Conduct:

- WEQ-002-4.5.2

5. LOCAL FURNISHING BONDS

5.1 Transmission Providers That Own Facilities Financed By Local Furnishing Bonds:

This provision is applicable only to Transmission Providers that have financed facilities for the local furnishing of electric energy with tax-exempt bonds, as described in Section 142(f)

Attachment B

Redlined Tariff Sheets
In the CP&L OATT

website an electronic link to a statement of the process by which the Transmission Provider shall add, delete or otherwise modify the rules, standards and practices that are not included in this tariff. Such process shall set forth the means by which the Transmission Provider shall provide reasonable advance notice to Transmission Customers and Eligible Customers of any such additions, deletions or modifications, the associated effective date, and any additional implementation procedures that the Transmission Provider deems appropriate.

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Transmission Provider has ~~applied for~~ been granted waiver of the following NAESB OASIS Standards and Communications Protocol, Version 1.4 standards related to Standards of Conduct:

- ~~WEQ-001-1.6(g)(4)~~
- ~~WEQ-002-4.3.10.5~~
- WEQ-002-4.5.2

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5.1 Transmission Providers That Own Facilities Financed By Local Furnishing Bonds:

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Attachment C

**Clean Tariff Sheets
In the FPC OATT**

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- ~~WEQ-002-4.3.10.5~~
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