

UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Curt Hébert, Jr., Chairman;  
William L. Massey, and Linda Breathitt.

San Diego Gas & Electric Company,  
Complainant,

v.

Docket No. EL00-95-009

Sellers of Energy and Ancillary Services  
Into Markets Operated by the California  
Independent System Operator and the  
California Power Exchange,  
Respondents.

Investigations of Practices of the California  
Independent System Operator and the  
California Power Exchange

Docket No. EL00-98-007

ORDER FINDING VIOLATION OF PRIOR COMMISSION ORDER  
AND FEDERAL POWER ACT, AND REQUIRING IMMEDIATE RECALCULATION  
OF WHOLESALE RATES

(Issued January 29, 2001)

In this order, we find that the California Power Exchange Corporation (PX) is violating the Commission's December 15, 2000 order in this proceeding (December 15 Order)<sup>1</sup> and the Federal Power Act. To remedy this continuing violation, we direct the PX to implement proposed revisions to its tariff effective January 1, 2001, in a manner consistent with the December 15 Order. Moreover, we direct the PX to recalculate the wholesale rates consistent with these tariff revisions.

We take this action to ensure that sellers into markets run by the PX receive only their actual bids, rather than the highest price bid, above the breakpoint established in the

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<sup>1</sup>San Diego Gas & Electric Company, *et al.*, 93 FERC ¶ 61,294 (2000), *reh'g* pending.

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