



**Non-Public Utility Transmission Owner Commitment to Make Refunds  
Or, Alternatively  
Notice to Initiate Removal of Assets from MISO**

The Federal Energy Regulatory Commission has stated concern over the refund commitments provided by non-public utility transmission owners regarding situations whereby such owners receive revenue associated with service provided due to their status as transmission-owning RTO members, based on RTO rates, as provided for under RTO rates, terms, and conditions. FERC ordered that MISO must:

. . . obtain refund commitments from all non-public utility transmission owners at the time that it adopts the Tariff Revisions establishing the refund commitment, as well as initiate the process to remove any transmission owner’s transmission assets from MISO’s functional control at that time . . . . Such removal must be consistent with the applicable Transmission Owners Agreement provisions for the withdrawal of transmission owners.<sup>1</sup>

I, the undersigned authorized representative of \_\_\_\_\_, a non-public utility Transmission Owner of MISO, elect ONE of the following options:

Commit to refunds ordered in Federal Power Act Section 205 and 206 proceedings initiated on or after October 26, 2017 related to revenues that may be received associated with service provided under the MISO Tariff due to its status as a Transmission Owner, ITC, or ITC Participant. This commitment to make refunds may be revoked upon written notice to MISO.

or

Seek to initiate the process to remove assets from MISO’s functional control, consistent with the applicable provisions in the Transmission Owners Agreement.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

<sup>1</sup> *Midcontinent Independent System Operator, Inc.*, 161 FERC ¶61,057, Order on Paper Hearing and Instituting Section 206 Proceeding, Establishing Refund Effective Date, and Consolidating Proceedings, at P 54 (October 19, 2017) (emphasis added).