

via e-mail to [ROPcomments@nerc.net](mailto:ROPcomments@nerc.net)

**COMMENTS OF TRANSMISSION ACCESS POLICY STUDY GROUP ON  
APRIL 13, 2018 POSTING OF PROPOSED REVISIONS TO  
RULES OF PROCEDURE APPENDIX 4E**

TAPS appreciates the opportunity to comment on the proposed changes to Appendix 4E of the NERC Rules of Procedure, which the April 13, 2018 Notice states are intended “to align the rules and procedural steps to the Rules of Procedure governing an appeal of a Regional Entity decision.” We have no substantive comments, but wish to draw your attention to the fact that the proposed changes seem not to take into account the proposed changes to the CMEP Hearing Procedures posted in January 2018. While those changes to the CMEP are not yet in effect, they were approved at the February 2018 Board of Trustees meeting, and it seems counterproductive to conform the CCC procedures to a soon-to-be-obsolete version of the CMEP procedures. We have not conducted a thorough review of the proposed changes, but note two examples.

First, Section 1.1.4 of the CCC procedures includes new subsection (b): “Any ruling, order, or decision of the Hearing Officer referenced in these Hearing Procedures shall be made by the Hearing Panel where the composition of the Hearing Panel consists of independent members and an independent Hearing Officer.” The corresponding text has been deleted from Section 1.1.4 of the CMEP, and should accordingly be deleted from the CCC procedures.

Similarly, the Definitions section (1.1.5) has been deleted from the CMEP Hearing Procedures and should be deleted from the CCC procedures as well. At minimum, if the definitions are retained in the CCC procedures, they should be made consistent with the definitions in ROP Appendix 2; for example, in the definition of “Penalty,” “Respondent” should be capitalized consistently.

TAPS appreciates the opportunity to submit these comments.