

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

JAN 18 2019

Re: Submitter's Rights Letter,
FOIA No. FY19-019

VIA E-MAIL AND REGULAR MAIL

Edwin G. Kichline
Senior Counsel and Director of Enforcement Oversight
North American Electric Reliability Corporation
1325 G Street N.W. Suite 600
Washington, D.C. 20005
edwin.kichline@nerc.net

Sonia Mendonca
Vice President, Deputy General Counsel, and Director of Enforcement
North American Electric Reliability Corporation
1325 G Street N.W. Suite 600
Washington, D.C. 20005
Sonia.mendonca@nerc.net

Dear Sirs and Madam:

Pursuant to the Freedom of Information Act (FOIA)¹ and the Federal Energy Regulatory Commission's (Commission) regulations, 18 C.F.R. § 388.112(d) (2018), you are hereby notified that an individual has filed a request for material that the North American Electric Reliability Corporation (NERC) has submitted as privileged or confidential. The requester is seeking to obtain the "NERC Full Notice of Penalty" version, which includes the name of the registered entity for various dockets, including: NP14-29-000; NP14-30-000; NP14-32-000; NP14-37-000; NP14-39-000; and NP14-41-000.² The requester also seeks any "Spreadsheet NOP [Notice of Penalty]" that lists the name(s) of the entity subject to the regulatory action.

Because NERC has asserted a privileged and/or confidential interest in the information requested, we are soliciting your comments on whether release of the information is required under the FOIA. Your written comments are due within five (5)

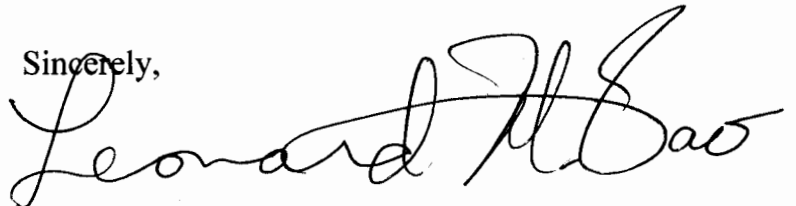
¹ 5 U.S.C. § 552, *as amended* by the FOIA Improvement Act of 2016, Pub. L. No. 114-185, 130 Stat. 538 (2016).

² The requestor is seeking information regarding numerous docket numbers. However, given the volume of information requested, this request will be processed on a rolling basis, with these initial docket numbers addressed first.

business days from the date of this letter, and should clearly explain whether you oppose the release of this document, or portions thereof, and the rationale for your position. The Commission will not be persuaded by conclusory statements as to why the information deserves protection. The Commission may construe a non-response as evidence that you do not object to releasing the document.

Your comments, if any, may be mailed to the undersigned at the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, D.C. 20426. Your comments may also be mailed electronically to the email address provided below or sent via facsimile to (202) 208-2106. If you have any questions regarding this matter, please contact Ms. Toyia Johnson of my staff by phone at (202) 502-6088 or e-mail to foia-ceii@ferc.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Leonard M. Tao". The signature is written in a cursive, flowing style with a large initial "L".

Leonard M. Tao
Director
Office of External Affairs

Bcc