

**The Midwest Reliability Organization's NERC Standards Review Subcommittee (MRO NSRS) respectfully submits the below comments on CAN-0028:**

The purpose of this CAN is to clarify who has the transmission and generation resources availability reporting responsibility? The BA or TOP under TOP-006's requirements.

Requirement R1 states that each TOP and BA shall know the status of all transmission and generation resources available for use. Further, sub requirement R1.2 requires that each TOP and BA to notify RC and other affected TOPs and BAs of all available transmission and generation resources for use.

CAN-0028 position is that the BA is responsible for reporting of generation resources and TOP is responsible to reporting of transmission resources available for use to their respective RC and other affected TOPs and BAs.

This CAN expands the scope of TOP-006, R1.2 when it states; 2. The TOP is the responsible entity for reporting of transmission resources available for use to the appropriate RC and the other affected BA's and TOPs. Under FERC Order 889, (FERC's Standards of Conduct requirement) companies were to separate marketing functions from personnel who have access to non-public transmission system information. FERC granted waivers for small public utilities that operate less than 4 million MWh annually. This CAN may conflict with FERC's Order 889.