

WIEC Data Request 16.11

Please identify the amount of each liquidated damage payment received and identify how the Company is passing the payments back to customers.

Response to WIEC Data Request 16.11

Please refer to the Company's response to WIEC Data Request 9.17 for documentation for the liquidated damages (LD) payments received by the Company related to thermal outages for the twelve months ended June 2011. Details for the specific payments are as follows:

Huntington Unit 1

Powerplant Maintenance Specialists, Inc. (PMSI) submitted invoice #1038C-RB to the Company in the amount of \$425,955, which was paid by the Company on July 7, 2011, as final payment under the contract. The reduction previously agreed to in the amount of \$150,000 was deducted by PMSI from the amount due prior to sending this final invoice to the Company. The reduction was credited to FERC Account 101 (Electric Plant In Service). In the future, customer costs will be reduced via lower rate base and associated depreciation expense over the remaining life of the plant.

Also, per the terms of the agreement, the remainder was not identified as an LD payment, but rather a settlement of a Jim Bridger capital project payment in the amount of \$150,000 in lieu of LD's.

Wyodak Unit 1

Invoice CC60037409 from Babcock & Wilcox included a credit for \$345,000 and was recorded on July 6, 2011. The credits were allocated to several orders and \$276,000 was credited to capital projects. These costs were recorded in FERC Account 101 (Electric Plant in Service). The remaining credit of \$69,000 was credited to O&M contract costs.

Bridger Unit 3

Invoice 261080 from Irwin Industries included a credit for \$150,000 and was recorded on August 18, 2011. These costs were recorded in FERC Account 101 (Electric Plant in Service).

The remaining \$150,000 of the liquidated damages settlement will be reflected as a reduction in the prices yet to be established for the 2012 Bridger Unit 4 Boiler Overhaul.