

**Colorado Coordinated Planning Group  
Colorado Energy Plan Task Force  
Draft Agenda**

**Xcel Energy  
1800 Larimer St., Denver, CO, 80202; Room 6U  
Wednesday, November 21, 2017  
2:00 PM – 3:30 PM**

**Web Address:**

**Internal:** <http://webconference.xcelenergy.com/invite/130644/6619937/en/avaya>

**External:** <https://webconference.xcelenergy.com/invite/130644/6619937/en/avaya>

**Telephone Number 612-330-5656 or 1-866-672-3839 Meeting ID 6619937#**

It should be the policy and practice of the parties participating in the Rush Creek Task Force to obey the antitrust laws and avoid all conduct that unreasonably restrains competition. Guidelines for complying with antitrust laws are shown on the last page of this agenda.

1. Introductions
2. Antitrust Reminder
3. Update on Reliability Studies
4. Update on Capacity Studies
5. Schedule
6. Next Steps / Action
7. Adjourn

# WestConnect & CCPG Guidelines for Complying with Antitrust Laws

## I. GENERAL

It should be the policy and practice (Policy) of the parties participating in the WestConnect & CCPG Regional Transmission Planning Process (WestConnect Planning Process or, Planning Process) to obey the antitrust laws and avoid all conduct that unreasonably restrains competition. Under this Policy, participants should avoid any conduct or behavior that violates, or that might appear to violate, the antitrust laws. Among other things, the antitrust laws forbid any agreement between or among competitors regarding prices, availability of service, product design, terms of sale, division of markets, allocation of customers or any other activity that unreasonably restrains competition.

Antitrust laws are complex and subject to court interpretation that can vary over time and from one jurisdiction to another. The purpose of these guidelines is to alert WestConnect & CCPG participants to potential antitrust problems that could arise and to set forth policies to be followed with respect to activities that may involve antitrust considerations. Any WestConnect or CCPG participant who is uncertain about the legal ramifications of a particular course of conduct or who has doubts or concerns about whether antitrust laws or compliance therewith may be implicated in any situation within the WestConnect & CCPG Planning Process should consult with their organization's legal counsel immediately.

## II. ACTIVITIES THAT COULD BE IN VIOLATION OF ANTITRUST LAWS

Participants in the activities of the WestConnect & CCPG Planning Process (including those activities of its committees and subgroups) should refrain from the following when acting in their capacity as participants in the Planning Process, (for example, at WestConnect & CCPG meetings, conference calls and in informal discussions):

- Discussions involving pricing information, especially margin (profit) and internal cost information and participants' expectations as to their future prices or internal costs.
- Discussions regarding a participant's marketing strategies.
- Discussions regarding how customers and geographical areas are to be divided among competitors.
- Discussions concerning the exclusion of competitors from markets.
- Discussions concerning boycotting or group refusals to deal with competitors, vendors or suppliers.
- No decisions should be made nor any actions taken during Planning Process activities for the purpose of giving a WestConnect or CCPG participant or group of participants a competitive advantage over other participants.
- In particular, decisions with respect to setting, revising, or assessing compliance with reliability standards should not be influenced by anti-competitive motivations.

## III. ACTIVITIES THAT SHOULD NOT CONFLICT WITH ANTITRUST LAWS

Subject to the foregoing restrictions, participants in WestConnect & CCPG Planning Process activities should feel free to discuss:

- Planning Process activities relating to the bulk power system in the WestConnect & CCPG planning region in compliance with relevant orders of the Federal Energy Regulatory Commission.
- Matters relating to the potential effects of Planning Process activities on the development of bulk electricity markets in the Western Interconnection, and the impact of electricity market operations on the reliability of the bulk power system.
- Proposed filings or other communications with state or federal regulatory authorities or other governmental entities.
- Matters relating to the internal governance, management and operation of WestConnect & CCPG, such as nominations for vacant committee positions, budgeting and assessments, employment matters or the engagement of consultants or contractors; and procedural matters such as planning and scheduling meetings