

# **SERC Dispute Resolution Process**

## **Supplement to the Delegation Agreement Between NERC and SERC**



## SERC DISPUTE RESOLUTION PROCESS

Each committee shall strive to resolve any and all disputes that may arise in the conduct of committee business by using procedures in the Organization and Procedures Manual for SERC Standing Committees and in Roberts Rules of Order to resolve such disputes. Any committee member or group of members involved in a dispute shall notify the committee chairman in writing regarding the specific details of the dispute, including any procedural errors or unfair actions believed to have occurred and any adverse consequences. Each committee member or group of members involved in the dispute shall apply a best effort to resolve the dispute under the guidance of the committee chairman. The dispute may be resolved using whatever methods the chairman may deem appropriate. If, after notifying the committee chairman of the dispute, a committee member or group of committee members deems that the dispute cannot be resolved by working further with the committee chairman, the member or group of members shall have the right to submit an appeal to the SERC Executive Committee.

### Appeal to the SERC Executive Committee

A committee member or group of committee members may appeal a matter that does not involve compliance to the SERC Executive Committee. Written notification of the affected committee member or group of committee members' intent to appeal must be communicated to the SERC President. The request to appeal a matter is to be on the organization's letterhead and signed by an officer. The committee member or group of committee members will prepare a written statement of their position on the issue and present it, with any supporting documentation they believe is appropriate, to the SERC President. The SERC President will provide all relevant documents to the SERC Executive Committee and will schedule a meeting of the SERC Executive Committee within 30 calendar days following the date of written notification of the appeal. Each committee member or group of committee members involved in the dispute shall have the right to make an oral presentation to the SERC Executive Committee, in which case questions may be asked only by members of the SERC Executive Committee. In addition, the committee chairman of the committee involved in the dispute, or his designee, shall also have the right to make an oral presentation regarding his efforts to resolve the dispute. The committee member or group of committee members may raise any issues they wish such as the factual bases for the decision or the procedural steps involved.

If the SERC Staff prepares a report on the disputed matter for the SERC Executive Committee's use in its deliberations, a copy of such report shall be made available to the parties, and the parties shall be afforded a reasonable opportunity to respond to the SERC Staff report.

The SERC Executive Committee will render its decision within 90 calendar days of the date of the affected entity's notification of appeal.

Any member of the SERC Executive Committee that has an interest in the outcome of the proceeding, specifically including any SERC Executive Committee member that is an employee of the affected entity, shall not participate in the consideration of or decision concerning the matter. The SERC Executive Committee decision is the final SERC decision on the matter. The matter will not be subject to mediation or independent arbitration.