

"Small" suppliers and market power

February 2008
TPS Task Force

Howard Haas Market Monitoring Unit





- "Is it appropriate to mitigate a number of small suppliers in a market with two dominant suppliers"?
 - Where the market structure provides opportunities for the supplier to exercise market power: yes.
 - To pass the three pivotal supplier test:
 - Need at least 4 suppliers
 - Need enough supply, in excess of that possessed by the combination of three tested suppliers, to meet the demand requirement.



- On the basis of market structure is it possible for small suppliers, in the presence of two dominant suppliers, to have structural market power?
 - Yes
 - "Small suppliers" can exercise market power.
 - Need to define what a small supplier is in a manner that is relevant to a structural test
 - TPS test examines the relative size of a supplier in the context of overall market structure.

Score should be based on tested participant's share of total supply,

relative to relief

Conectiv Example: TPS result

Score > 1 a pass

Three Pivotal Suppliers Test From 4/25/06 MIC Meeting

required

TPS Test = Total Effective Supply - (Supply 1+ Supply 2 + Supply 3) > 1.00

Relief Demand

TPS Test = (168.04 - 40.52 - 35.73 - Supply 3) / 101.19

PS Test = (168.04 - 40.52 - 35.73 - Supply 3) / 101.19
Relief 101.19

				Remaining	Remaining	<u>% of </u>	"Excess
		Effective	<u>Test</u>	Need After	Supply After	<u>effective</u>	Relief
	Supplier	MW	<u>Score</u>	<u> A&B&?</u>	A & B & ?	supply	Available"
	A	40.52	0.70			24.11%	26.33
	В	35.73	0.70			21.26%	-9.4
	С	20.68	0.70	4.26	71.11	12.31%	-30.08
	D	20.51	0.70	4.43	71.28	12.21%	-50.59
	E	20.14	0.71	4.8	71.65	11.99%	-70.73
	F	13.05	0.78	11.89	78.74	7.77%	-83.78
	G	7.47	0.83	17.47	84.32	4.45%	-91.25
	Н	2.72	0.88	22.22	89.07	1.62%	-93.97
	1	2.57	0.88	22.37	89.22	1.53%	-96.54
	J	1.87	0.89	23.07	89.92	1.11%	-98.41
	K	1.11	0.90	23.83	90.68	0.66%	-99.52
	L	0.52	0.90	24.42	91.27	0.31%	-100.04
	M	0.40	0.90	24.54	91.39	0.24%	-100.44
	N	0.36	0.90	24.58	91.43	0.21%	-100.8
	0	0.28	0.90	24.66	91.51	0.17%	-101.08
	Р	0.11	0.91	24.83	91.68	0.07%	-101.19
		168.04					

Relief needed contributes to the relative importance of suppliers within a given market



"Very" Competitive Market Structure

Three Pivotal Suppliers Test From 4/25/06 MIC Meeting

Original supplier assumptions

TPS Test = Total Effective Supply - (Supply 1+ Supply 2 + Supply 3) >1.00 Relief Demand

Remaining Remaining

TPS Test = Relief

Relief required is now lower

"Excess

All pass TPS test

	Effective	<u>Test</u>	Need After	Supply After	effective	Relief
Supplier	<u>MW</u>	Score	<u> A&B&?</u>	<u> A&B&?</u>	supply	Available
Α	40.52	1.05			24.11%	59.52
В	35.73	1.05			21.26%	23.79
С	20.68	1.05	-28.93	71.11	12.31%	3.11
D	20.51	1.05	-28.76	71.28	12.21%	-17.4
Ε	20.14	1.05	-28.39	71.65	11.99%	-37.54
F	13.05	1.16	-21.3	78.74	7.77%	-50.59
G	7.47	1.24	-15.72	84.32	4.45%	-58.06
Н	2.72	1.31	-10.97	89.07	1.62%	-60.78
1	2.57	1.31	-10.82	89.22	1.53%	-63.35
J	1.87	1.32	-10.12	89.92	1.11%	-65.22
K	1.11	1.33	-9.36	90.68	0.66%	-66.33
L	0.52	1.34	-8.77	91.27	0.31%	-66.85
M	0.40	1.34	-8.65	91.39	0.24%	-67.25
Ν	0.36	1.34	-8.61	91.43	0.21%	-67.61
0	0.28	1.35	-8.53	91.51	0.17%	-67.89
Р	0.11 168.04	1.35	-8.36	91.68	0.07%	-68

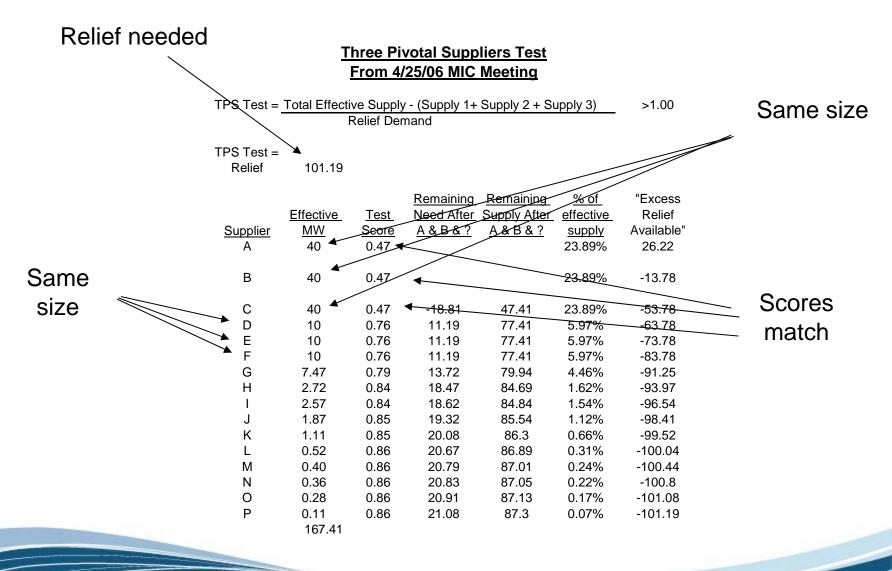


- How do you determine "dominant suppliers" among many?
- What criterion is appropriate to draw a distinction?



- On the basis of market structure is it possible for small suppliers, in the presence of two or three dominant suppliers, to have structural market power?
 - Yes.
 - "Small suppliers" can exercise market power.
 - Need to define what a small supplier is in a manner that is relevant to a structural test
 - TPS test examines the relative size of a supplier in the context of overall market structure.







- Is it appropriate to mitigate small suppliers?
 - Where the market structure provides opportunities for the supplier to exercise market power: yes.
 - The three pivotal supplier test examines two things
 - Need at least 4 suppliers
 - Need enough supply, in excess of that possessed by the combination of three tested suppliers, to meet the demand requirement.



- On the basis of market structure it is possible for small suppliers to have structural market power?
 - Yes.
 - "Small suppliers" can exercise market power.
 - Need to define what a small supplier is in a manner that is relevant to a structural test
 - TPS test examines the relative size of a supplier in the context of overall market structure.



Three Pivotal Suppliers Test From 4/25/06 MIC Meeting

TPS Test = Total Effective Supply - (Supply 1+ Supply 2 + Supply 3) >1.00

Relief Demand

TPS Test = Relief

150

Relief needed

Remaining Remaining % of "Excess Effective Need After Supply After effective Relief Test A & B & ? A & B & ? MW Score Available" Supplier supply 10 0.87 6.25% 0 Α В 10 0.87 6.25% -10 С 10 0.87 120 130 6.25% -20 D 6.25% 10 0.87 120 130 -30 Ε 6.25% 10 0.87 120 130 -40 10 0.87 120 130 6.25% -50 G 10 120 6.25% -60 0.87 130 6.25% Н 10 0.87 120 130 -70 10 0.87 120 130 6.25% -80 10 0.87 120 130 6.25% -90 Κ 6.25% 10 0.87 120 130 -100 6.25% 10 0.87 120 130 -110 6.25% M 10 0.87 120 130 -120 Ν 10 0.87 120 6.25% -130 130 0 10 0.87 120 130 6.25% -140 10 0.87 120 130 6.25% -150

160



Single Pivotal Supplier Test From 4/25/06 MIC Meeting

>1.00

Relief needed

Relief 150

			Remaining	Remaining	<u>% of </u>
	Effective	<u>Test</u>	Need After	Supply After	effective
Supplier	MW	<u>Score</u>	<u> A&B&?</u>	<u> A&B&?</u>	supply
Α	10	1.00			6.25%
В	10	1.00			6.25%
•	4.0	4.00	400	400	0.0=0/
С	10	1.00	120	130	6.25%
D	10	1.00	120	130	6.25%
Е	10	1.00	120	130	6.25%
F	10	1.00	120	130	6.25%
G	10	1.00	120	130	6.25%
Н	10	1.00	120	130	6.25%
I	10	1.00	120	130	6.25%
J	10	1.00	120	130	6.25%
K	10	1.00	120	130	6.25%
L	10	1.00	120	130	6.25%
M	10	1.00	120	130	6.25%
Ν	10	1.00	120	130	6.25%
0	10	1.00	120	130	6.25%
Р	10	1.00	120	130	6.25%
	160				



Relief needed is lower

Three Pivotal Suppliers Test From 4/25/06 MIC Meeting

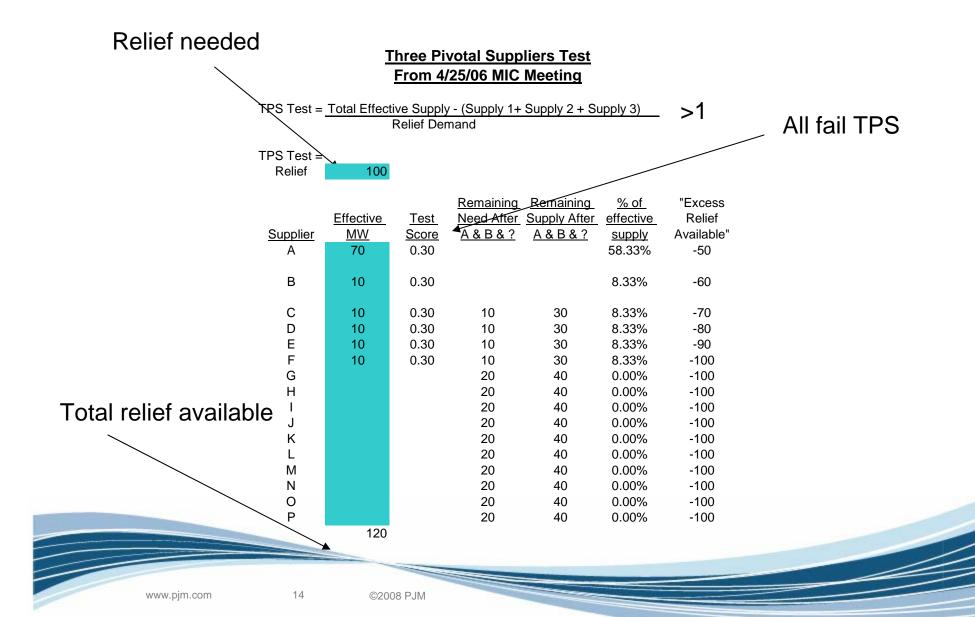
TPS Test = Total Effective Supply - (Supply 1+ Supply 2 + Supply 3) >1.00

Relief Demand

TPS Test = Relief

100

		_	Remaining	Remaining	<u>% of</u>	"Excess
	<u>Effective</u>	<u>Test</u>	Need After		<u>effective</u>	Relief
<u>Supplier</u>	<u>MW</u>	<u>Score</u>	<u> </u>	<u> A & B & ?</u>	<u>supply</u>	Available"
Α	10	1.30			6.25%	50
В	10	1.30			6.25%	40
5	10	1.00			0.2070	10
С	10	1.30	70	130	6.25%	30
D	10	1.30	70	130	6.25%	20
E	10	1.30	70	130	6.25%	10
F	10	1.30	70	130	6.25%	0
G	10	1.30	70	130	6.25%	-10
Н	10	1.30	70	130	6.25%	-20
I	10	1.30	70	130	6.25%	-30
J	10	1.30	70	130	6.25%	-40
K	10	1.30	70	130	6.25%	-50
L	10	1.30	70	130	6.25%	-60
M	10	1.30	70	130	6.25%	-70
N	10	1.30	70	130	6.25%	-80
0	10	1.30	70	130	6.25%	-90
Р	10	1.30	70	130	6.25%	-100
	160					





Single Pivotal Supplier Test From 4/25/06 MIC Meeting

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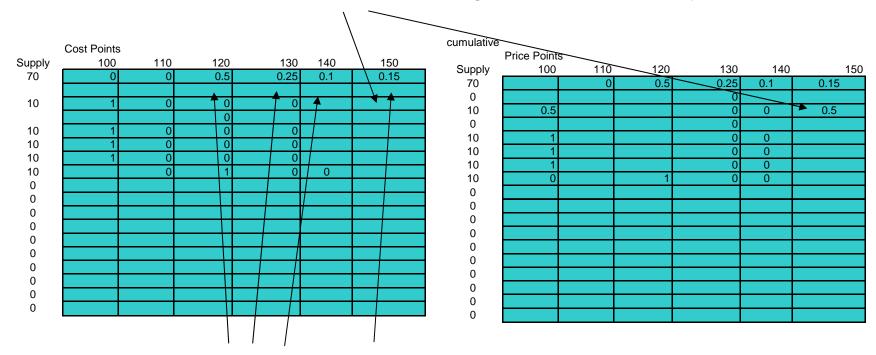
Biggest supplier fails 1 pivot test

Relief	100		_			
Supplier A	Effective MW 70	Test Score	Remaining Need After A & B & ?	Remaining Supply After A & B & ?	% of effective supply 58.33%	"Small" suppliers pass
В	10	1.10	+		8.33%	
С	10	1.10	10	30	8.33%	
D	10	1.10	10	30	8.33%	
E	10	1.10	10	30	8.33%	
F	10	1.10	10	30	8.33%	
G	0		20	40	0.00%	
Н	0		20	40	0.00%	
1	0		20	40	0.00%	
J	0		20	40	0.00%	
K	0		20	40	0.00%	
L	0		20	40	0.00%	
M	0		20	40	0.00%	
N	0		20	40	0.00%	
0	0		20	40	0.00%	
Р	0		20	40	0.00%	
	120					

Supply stack based on cost

Supply stack based on price

Note one "small" supplier is offering some of its capacity at P>C



Note, largest supplier is distributed at various cost points in the supply stack



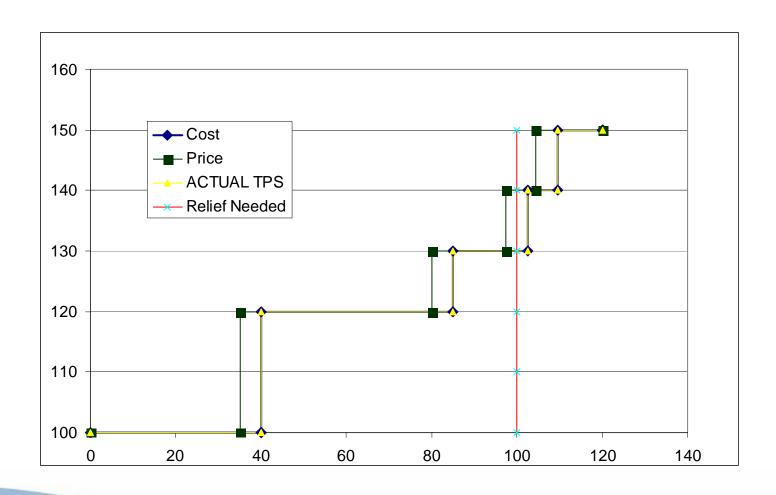
Market clearing price based on cost

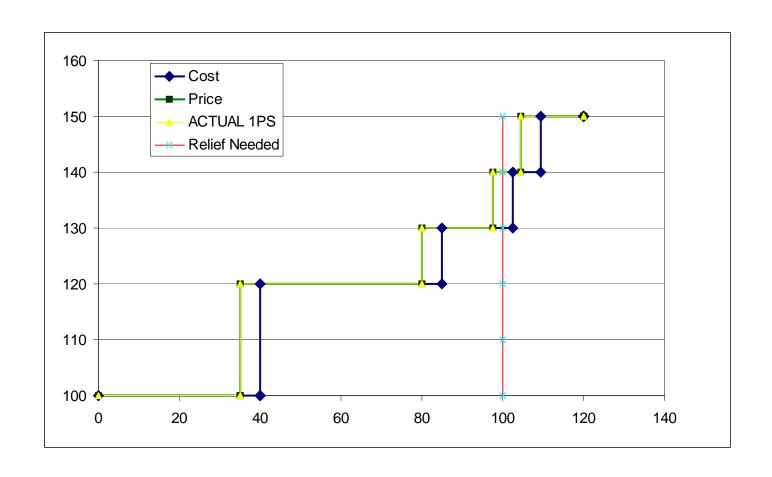
	Cost Points					
Supplier	\$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00
Α	0	0	35	17.5	7	10.5
	0	0	0	0	0	0
В	10	0	0	0	0	0
	0	0	0	0	0	0
С	10	0	0	0	0	0
D	10	0	0	0	0	0
E	10	0	0	0	0	0
F	0	0	10	0	0	0
G	0	0	0	0	0	0
Н	0	0	0	0	0	0
I	0	0	0	0	0	0
J	0	0	0	0	0	0
K	0	0	0	0	0	0
L	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	40	0	45	17.5	7	10.5
Cumulative Supply	40	40	85	102.5	109.5	120
Relief Needed	100	100	100	100	100	100
Net Supply	-60	-60	-15	2.5	9.5	20
Clearing?	0	0	0	1	0	0
Cleaing Price	\$ -	\$ -	\$ -	\$ 130.00	\$ -	\$ -



Market clearing price based on price

	Drice Deinte					
	Price Points \$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00
Α	0	0	35		-	10.5
^	0	0	0	0	0	10.5
В	5	0	0	0	0	5
	0	0	0	0	0	0
С	10	0	0	0	0	0
D	10	0	0	0	0	0
_		-	0	-	-	0
E	10	0	0	0	0	0
F	0	0	10	0	0	0
G	0	0	0	0	0	0
H	0	0	0	0	0	0
!	0	0	0	0	0	0
J	0	0	0	0	0	0
K	0	0	0	0	0	0
L,	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	35	0	45	17.5	7	15.5
Cumulative Supply	35	35	80	97.5	104.5	120
Relief Needed	100	100	100	100	100	100
Net Supply	-65	-65	-20	-2.5	4.5	20
Clearing?	0	0	0	0	1	0
Cleaing Price	\$ -	\$ -	\$ -	\$ -	\$ 140.00	\$ -

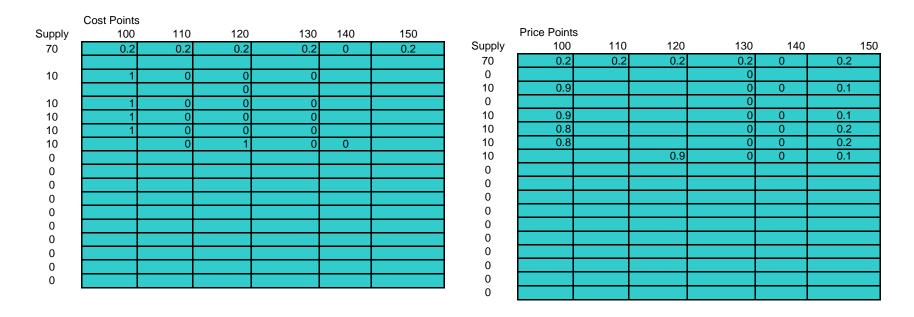




Supply stack based on cost

Supply stack based on price

Note one "small" supplier is offering some of its capacity at P>C



Note, largest supplier is distributed at various cost points in the supply stack



Market clearing price based on cost

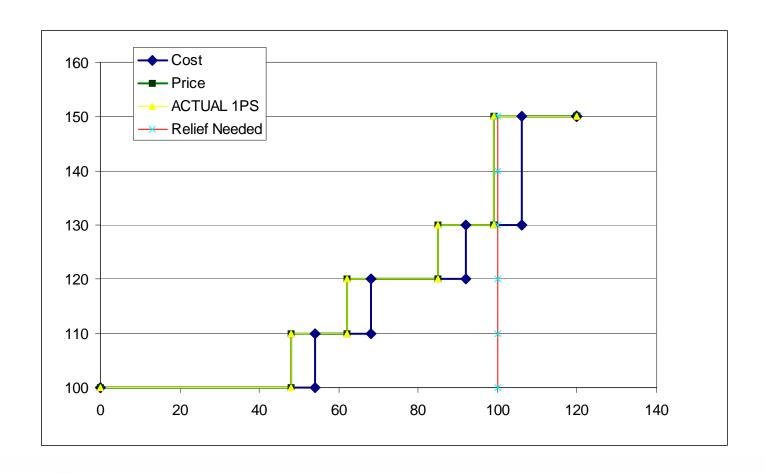
		<u> </u>							
	Cost Points								
Supplier	\$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00			
А	1 4	1 4	1 4	14	0	1 4			
	0	0	0	0	0	0			
В	1 0	0	0	0	0	0			
	0	0	0	0	0	0			
С	10	0	0	0	0	0			
D	10	0	0	0	0	0			
E	10	0	0	0	0	0			
F	0	0	10	0	0	0			
G	0	0	0	0	0	0			
Н	0	0	0	0	0	0			
I	0	0	0	0	0	0			
J	0	0	0	0	0	0			
K	0	0	0	0	0	0			
L	0	0	0	0	0	0			
M	0	0	0	0	0	0			
N	0	0	0	0	0	0			
Ο	0	0	0	0	0	0			
Р	0	0	0	0	0	0			
	54	14	2 4	14	0	14			
Cumulative Supply	5 4	68	92	106	106	120			
Relief Needed	100	100	100	100	100	100			
Net Supply	-46	-32	-8	6	6	20			
Clearing?	0	0	0	1	0	0			
CleaingPrice	\$ -	\$ -	\$ -	\$ 130.00	\$ -	\$ -			

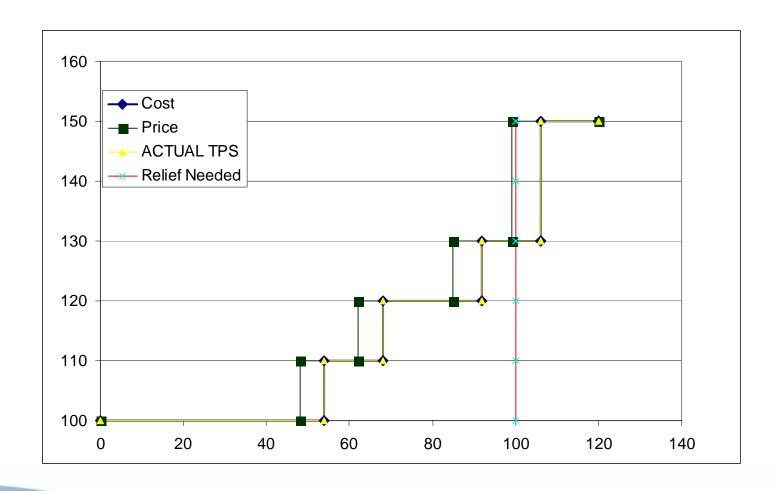


Market clearing price based on price



	Price Points	1				
	\$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00
Α	14	14	14	14	0	14
	0	0	0	0	0	0
В	9	0	0	0	0	1
	0	0	0	0	0	0
С	9	0	0	0	0	1
D	8	0	0	0	0	2
E	8	0	0	0	0	2
F	0	0	9	0	0	1
G	0	0	0	0	0	0
Н	0	0	0	0	0	0
I	0	0	0	0	0	0
J	0	0	0	0	0	0
K	0	0	0	0	0	0
L	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	48	14	23	14	0	21
Cumulative Supply	48	62	85	99	99	120
Relief Needed	100	100	100	100	100	100
Net Supply	-52	-38	-15	-1	-1	20
Clearing?	0	0	0	0	0	1
Cleaing Price	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 150.00



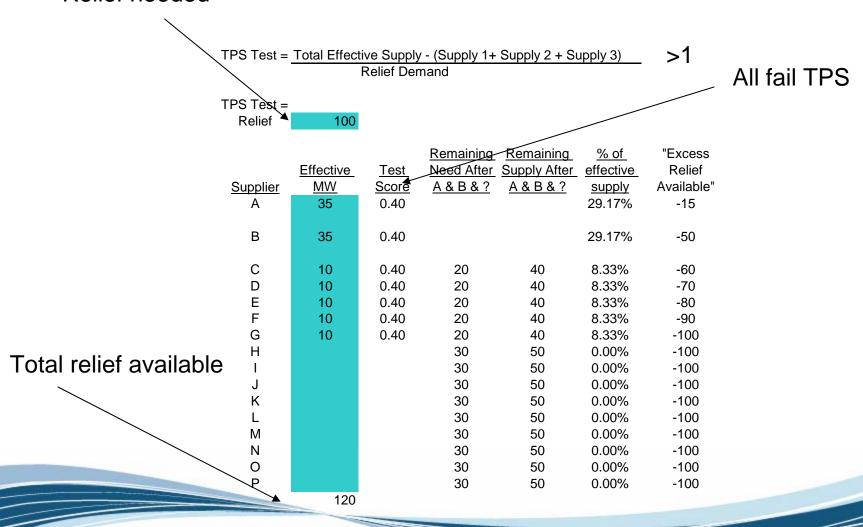


Relief needed

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Biggest suppliers fail 1 pivot test

Relief	100					
Supplier A	Effective MW 35	Test Score 0.85	Remaining Need After A & B & 2	Remaining Supply After A & B & ?	% of effective supply 29.17%	
В	35	0.85			29.17%	"Small" suppliers pass
С	10	1.10	20	40	8.33%	_ Ciriaii cappiioio pace
D	10	1.10	20	40	8.33%	
E	10	1.10	20	40	8.33%	
F	10	1.10	20	40	8.33%	
G	10	1.10	20	40	8.33%	
Н	0		30	50	0.00%	
I	0		30	50	0.00%	
J	0		30	50	0.00%	
K	0		30	50	0.00%	
L	0		30	50	0.00%	
M	0		30	50	0.00%	
N	0		30	50	0.00%	
0	0		30	50	0.00%	
Р	0		30	50	0.00%	
	120					

Supply stack based on cost

Supply stack based on price

Note one "small" supplier is offering some of its capacity at P>C



Note, largest supplier is distributed at various cost points in the supply stack



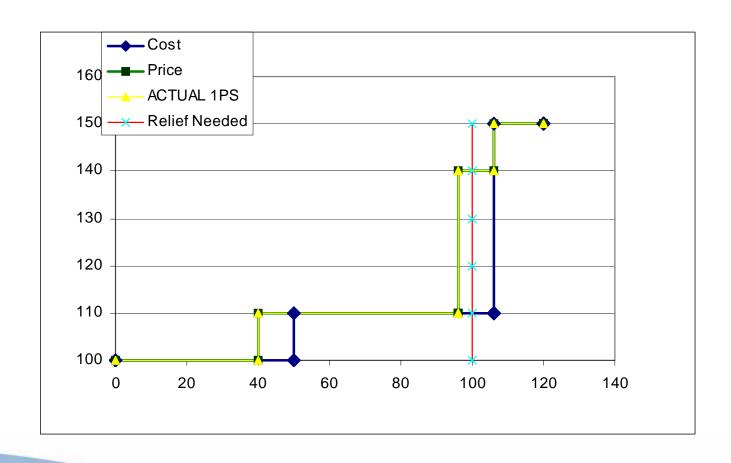
Market clearing price based on cost

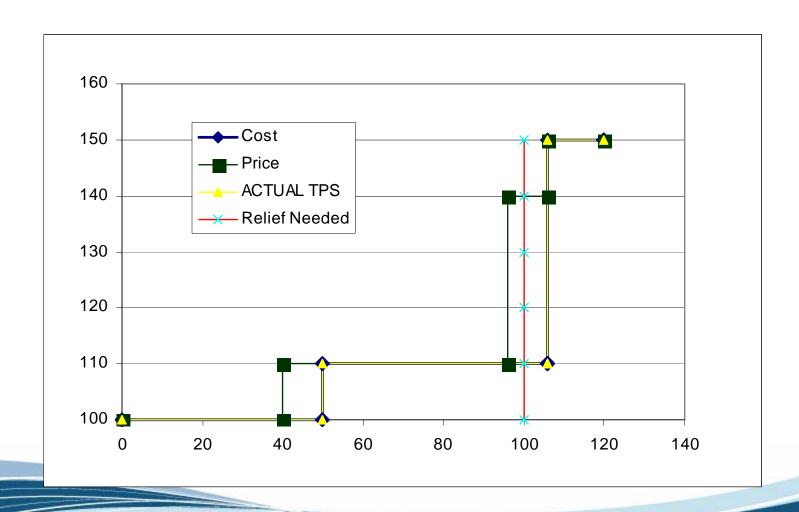
G !!	Cost Points		Φ 400.00	Φ 400.00	Φ 440.00	Φ 450.00
Supplier	\$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00
Α	0	28	0	0	0	7
	0	0	0	0	0	0
В	0	28	0	0	0	7
	0	0	0	0	0	0
С	10	0	0	0	0	0
D	10	0	0	0	0	0
E	10	0	0	0	0	0
F	10	0	0	0	0	0
G	10	0	0	0	0	0
Н	0	0	0	0	0	0
I	0	0	0	0	0	0
J	0	0	0	0	0	0
K	0	0	0	0	0	0
L	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	50	56	0	0	0	14
Cumulative Supply	50	106	106	106	106	120
Relief Needed	100	100	100	100	100	100
Net Supply	-50	6	6	6	6	20
Clearing?	0	1	0	0	0	0
Cleaing Price	\$ -	\$ 110.00	\$ -	\$ -	\$ -	\$ -

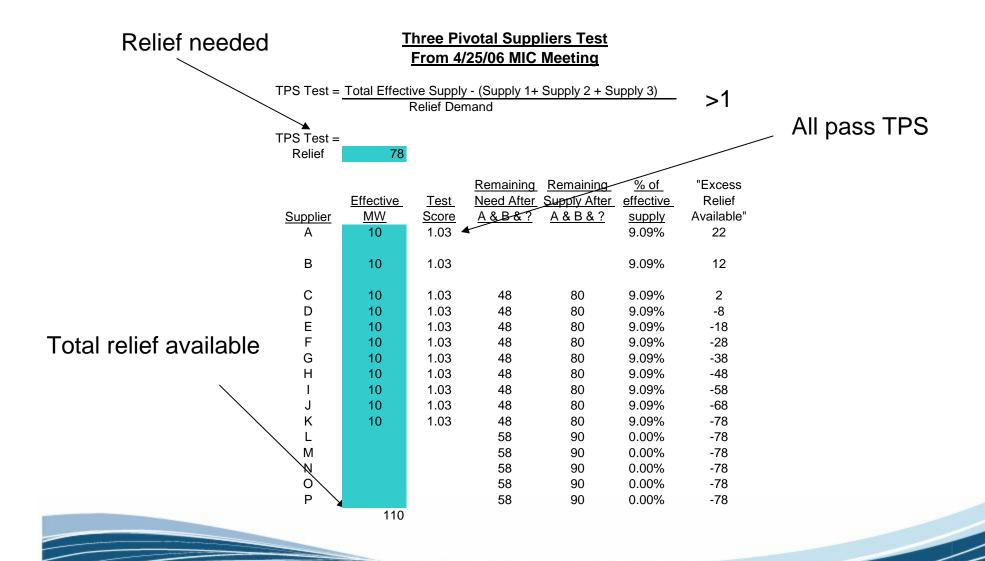


Market clearing price based on price

					\rightarrow	
	Mkt Clearing 1	Pivot				
	100	110	120	130	140	150
Α	0	28	0	0	0	7
	0	0	0	0	0	0
В	0	28	0	0	0	7
	0	0	0	0	0	0
С	0	0	0	0	10	0
D	10	0	0	0	0	0
Е	10	0	0	0	0	0
F	10	0	0	0	0	0
G	10	0	0	0	0	0
Н	0	0	0	0	0	0
I	0	0	0	0	0	0
J	0	0	0	0	0	0
K	0	0	0	0	0	0
L	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	40	56	0	0	10	14
Cumulative Supply	40	96	96	96	106	120
Relief Needed	100	100	100	100	100	100
Net Supply	-60	-4	-4	-4	6	20
Clearing?	0	0	0	0	1_	0
Cleaing Price	\$ - \$	- \$	- \$	- \$	140.00 \$	-



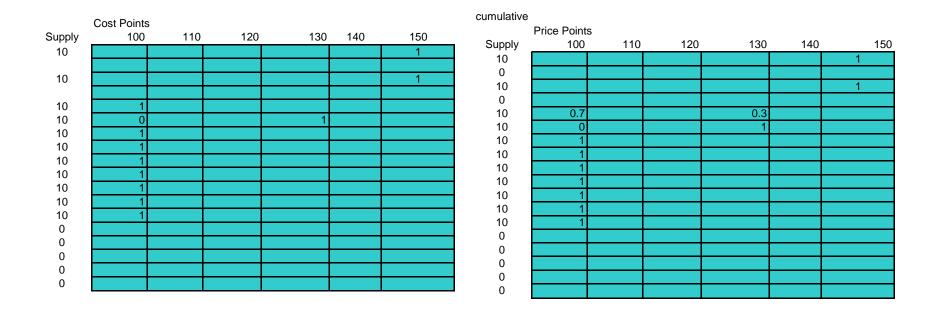




Supply stack based on cost

Supply stack based on price

Note one "small" supplier is offering some of its capacity at P>C



Note, largest supplier is distributed at various cost points in the supply stack



Market clearing price based on cost



	Cost Points					
Supplier	\$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00
А	0	0	0	0	0	10
	0	0	0	0	0	0
В	0	0	0	0	0	10
	0	0	0	0	0	0
С	10	0	0	0	0	0
D	0	0	0	10	0	0
E	10	0	0	0	0	0
F	10	0	0	0	0	0
G	10	0	0	0	0	0
Н	10	0	0	0	0	0
1	10	0	0	0	0	0
J	10	0	0	0	0	0
K	10	0	0	0	0	0
L	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	80	0	0	10	0	20
Cumulative Supply	80	80	80	90	90	110
Relief Needed	78	78	78	78	78	78
Net Supply	2	2	2	12	12	32
Clearing?	1	0	0	0	0	0
Cleaing Price	\$ 100.00	\$ -	\$ -	\$ -	\$ -	\$ -



Market clearing price based on price



	Price Points					
	\$ 100.00	\$ 110.00	\$ 120.00	\$ 130.00	\$ 140.00	\$ 150.00
А	0	0	0	0	0	10
	0	0	0	0	0	0
В	0	0	0	0	0	10
	0	0	0	0	0	0
С	7	0	0	3	0	0
D	0	0	0	10	0	0
E	10	0	0	0	0	0
F	10	0	0	0	0	0
G	10	0	0	0	0	0
Н	10	0	0	0	0	0
I	10	0	0	0	0	0
J	10	0	0	0	0	0
K	10	0	0	0	0	0
L	0	0	0	0	0	0
M	0	0	0	0	0	0
N	0	0	0	0	0	0
0	0	0	0	0	0	0
Р	0	0	0	0	0	0
	77	0	0	13	0	20
Cumulative Supply	77	77	77	90	90	110
Relief Needed	78	78	78	78	78	78
Net Supply	-1	-1	-1	12	12	32
Clearing?	0	0	0	1	0	0
Cleaing Price	\$ -	\$ -	\$ -	\$ 130.00	\$ -	\$ -

