

Dear Market Participant,

For Organizations who wish to join the NYISO Committees, listed below are the three requirements for membership.

- 1) Properly executed copy of the ISO Agreement (signature required on the last page)
- 2) Completion of Sections 2 through 7 of the Application
- 3) Submission of an annual fee - See Application Sections 8 and 9 for fee and wiring information.

Upon receipt and approval of your application, the NYISO will send you written email notification of application approval and add your email address to the appropriate committee email list-serve(s). You will begin to receive committee meeting notices and meeting material and you may begin attending monthly committee meetings.

There are three main committees which have regularly scheduled meetings once a month. The ISO Agreement, Articles 7,8,9 describes the scope of responsibilities for each of the following Committees:

- ◆ Management Committee (MC)
- ◆ Operating Committee (OC)
- ◆ Business Issues Committee (BIC)

From the NYISO's website, you can access the Calendar for meeting dates and times, Committee and Working Group Meeting Materials, Meeting Minutes, Membership Lists and Committee Bylaws. The following URL will take you to the "Committees" web page:
<http://www.nyiso.com/public/committees/index.jsp>

Committee meeting notices and materials are distributed via email to the Representatives and Alternates of the Committee(s) and then posted to the web site in each Committee's Meeting Material web page.

Working Groups distribute meeting notices and material via WG List Serves and/or the Technical Information Exchange (TIE) email list-serve. If you are interested in subscribing to a WG list-serve or the TIE list-serve please contact the NYISO Help Desk at 518-356-6060.

Regards,
Jim Alcombright
Manager, Committee Support
NYISO Market Services
518-356-6077 - phone
518-356-7524 - fax
jalcombright@nyiso.com

**APPLICATION FOR PARTY STATUS
IN THE
GOVERNANCE OF THE NYISO**

**APPLICATION FOR PARTY STATUS IN THE
GOVERNANCE OF THE
NEW YORK INDEPENDENT SYSTEM OPERATOR**

Section 1. General Information

An applicant may participate in the governance of the New York Independent System Operator by becoming a Party to the ISO Agreement. An applicant becomes a Party to the ISO Agreement by:

- *meeting the requirements described in the ISO Agreement,*
- *returning a properly executed copy of the ISO Agreement and membership application to the NYISO,*
- *paying the annual fee associated with the Party's membership status.*

The staff of the NYISO makes the initial determination that an applicant meets the governance requirements of the ISO Agreement and the applicant's membership status. At a minimum, the NYISO requires the information requested in Sections 2 through 8 below to make the initial determination. Based on the information provided by the applicant, the NYISO may require additional information to make the initial determination.

If the NYISO does not grant the applicant its requested Party or membership status, the NYISO's notice will inform the applicant of the basis for the denial. The applicant may request reconsideration by forwarding a written request to the Chairperson of the NYISO Management Committee with a copy to the NYISO's General Counsel. The NYISO will make every effort to resolve requests for reconsideration of party or membership status within 60 days of receipt of the written request. The applicant, upon its written request to the Chief Executive Officer of the NYISO, will be granted status as a Guest of the CEO, during the period when the applicant's status is pending.

*The documents that applicants should review to understand the terms and conditions of its application and potential standing as a Party to the ISO Agreement for governance purposes are listed below. These items can be found on the NYISO website at the following location:
<http://mdex.nyiso.com/Committees>*

- *ISO Agreement*
- *ISO-TO Agreement*
- *By-Laws of the Management Committee*
- *NYISO Committee Membership Lists*

Section 2. Applicant Information

The mailing address provided below will be used whenever the NYISO is legally required to provide service by regular mail. The mailing address may be used by the NYISO for the distribution of other material, from time to time. Please be advised that the primary form of communication and distribution of materials related to the activities of the Committees referred to in the ISO Agreement and By-Laws will be via the internet (either by the e-mail addresses requested below, or by electronic posting to the NYISO website, www.nyiso.com).

Company / Organization Name _____

Mailing Address _____

City / State _____

Country / Zip Code _____

Section 3. Sector Affiliation

The sector affiliation that you designate may affect voting status and requests for additional documentation by the NYISO may be necessary.

Please refer to Articles 1 and 7.04 of the ISO Agreement for detailed information concerning the requirements that an applicant must meet in order to participate in its chosen sector and for details of the voting rules for each sector. Listed below are Sections from Article 1 of the ISO Agreement that may be especially helpful in making your Sector determination:

1.1	Affiliate	1.11	Commercial Consumer	1.107	Public Power Party
1.31	End-Use Consumer	1.50	Investor-Owned Transmission Owners	1.110	Residential Consumer
1.33	ESCO (Energy Service Co.)	1.57	Large Consumer	1.115	Small Consumer
1.34	Environmental Party	1.57A	Large Energy Using Governmental Agency	1.116	State Public Power Authority
1.38	Generator	1.61	Load	1.120	Supplier
1.39	Generator Owner	1.62	Load Serving Entity ("LSE")	1.130	Transmission Owner
1.46	Industrial Consumer	1.96	Other Supplier	2.02	Parties to the ISO Agreement (rights of non-voting entities)

Section 4. Voting Status

A Party to the ISO Agreement may have standing as a voting or a non-voting member. To establish voting status, an applicant must designate its sectoral affiliation and must declare whether it is affiliated with any other Party to the ISO Agreement. Please refer to the Committee Membership Roster to determine whether you have an affiliate relationship with the listed entities.

The applicant requests standing as a:

- Voting member**
 Non-Voting Member

The applicant:

- is not affiliated with any other Party to the ISO Agreement**
 is affiliated with _____ (name of Party).

** The ISO Agreement contains the following definition of an Affiliate:*

“With respect to a person or entity, any individual, corporation, partnership, firm, joint venture, association, joint stock company, trust or unincorporated organization, directly or indirectly controlling, controlled by, or under common control with, such person or entity. The term “Control” shall have the meaning set forth in this Article.”

The Agreement’s definition of control contains a rebuttable presumption with regard to control. An applicant who meets that standard, with respect to another Party to the ISO Agreement, may provide documentation to rebut the presumption of control to the General Counsel of the NYISO. In the event no such documentation or inadequate documentation is supplied, the presumption will be deemed not to be rebutted and the Parties will be treated as affiliates.

Section 5. Large Consumer Voting Formula

The allocation of votes among Parties in the Large Consumer Subsector is based on a formula that contains a pro-rata component and an energy usage component. (Article 7.06(d) of the ISO Agreement). If you are granted Party status as a voting member in the Large Consumer Subsector, you must provide the NYISO with documentation containing your annual energy usage for the preceding full calendar year.

Section 6. Certification requirements for Non-Profit Organizations

Not-for-profit organizations that advocate on behalf of small consumers or whose primary purpose is to protect the environment may apply for Party status in the governance of the NYISO. Please refer to the Attachment A for details if your organization wishes to pursue Party status in this category and has not already done so.

Section 7. Committee Contact Information

The By-Laws allow a Party to designate a Representative and one or more Alternates to each of the standing Committees. If you name more than one Alternate, you must provide a ranking among the Alternates to indicate who may cast votes in the absence of the Representative. If you intend to provide more than one alternate, please duplicate this section of the Application Form.

Management Committee

Representative

Name
Title
Mailing Address
City/State/Country/Zip
Tel. Number
Fax Number
e-mail

Alternate

Name
Title
Mailing Address
City/State/Country/Zip
Tel. Number
Fax Number
e-mail

Business Issues Committee

Representative

Name
Title
Mailing Address
City/State/Country/Zip
Tel. Number
Fax Number
e-mail

Alternate

Name
Title
Mailing Address
City/State/Country/Zip
Tel. Number
Fax Number
e-mail

Operating Committee

Representative

Name
Title
Mailing Address
City/State/Country/Zip
Tel. Number
Fax Number
e-mail

Alternate

Name
Title
Mailing Address
City/State/Country/Zip
Tel. Number
Fax Number
e-mail

Section 8. Fees

There is an annual fee associated with a Party's status in the governance structure of the NYISO. Refer to the fee structure below to determine the fee that your organization will be charged.

- | | |
|---|---------|
| <input type="checkbox"/> Governmental agencies that represent Small Consumers or act as retail Load aggregators primarily for Small Consumers | \$0 |
| <input type="checkbox"/> Non-profit organizations representing Environmental Parties and Small Consumers; and Members participating in the "Non-Voting Entity" Category | \$100 |
| <input type="checkbox"/> Small Consumers that use: | |
| (a) from 0 to 499 MWH/YR | \$100 |
| (b) from 500 up to 1999 MWH/YR | \$500 |
| (c) from 2000 MWH/YR and up | \$1000 |
| <input type="checkbox"/> Demand Response Providers with 40 MW or less and Distributed Generators with 2 MW or less: | |
| Fee for the Year 2004 | \$1000 |
| Fee for the Year 2005 | \$2000 |
| Fee for the Year 2006 | \$3000 |
| Fee for the Year 2007 and every year thereafter | \$5000 |
| <input type="checkbox"/> All other companies and organizations | \$5,000 |

Section 9. Complete Application

An application is considered complete when the applicant 1) completes sections 2 through 7 of this application 2) signs the ISO Agreement Signature page and 3) submits mailed check or wire payment for the appropriate annual fee.

The NYISO will not deposit annual fee checks until the applicant's Party and membership status is resolved. The signed Agreements will also be held by the NYISO until the applicant's Party and membership status is resolved.

Banking information can be found on the NYISO secure website at:

https://www.nyiso.com/public/services/financial_services/index.jsp

Please send NYISO Governance Application and signed ISO Agreement signatory page to:

*New York Independent System Operator
Committee Support
Attention: Debbie Eckels
10 Krey Blvd
Rensselaer, NY 12144
518-356-6009 (phone) 518-356-7524 (fax)
deckels@nyiso.com*

Section 10. Supplemental Information

The allocation of voting shares among the Sectors is shown in the table below. For a detailed description of the allocation of voting shares, refer to Section 7.06 of the ISO Agreement.

NYISO Governance – Voting Shares by Sector

Generation Owners	21.5
Other Suppliers	21.5
Transmission Owners	20.0
End Use Consumers	
Large Consumers Subsector	9.0
Large Cons. Gov. Agency Subsector	2.0
Small Consumers Subsector	4.5
Gov. State-wide Cons. Advocate Subsector	2.7
Gov. Sm. Cons. & Retail Aggr. Subsector	1.8
Public Power	
State Power Authorities Subsector	8
Munis & Co-ops Subsector	7
Environmental Subsector	2

ATTACHMENT A

APPLICATION FOR PARTY STATUS IN THE GOVERNANCE OF THE NEW YORK INDEPENDENT SYSTEM OPERATOR

NYISO BOARD CERTIFICATION PROCESS FOR ENVIRONMENTAL ORGANIZATIONS AND ORGANIZATIONS REPRESENTING SMALL CONSUMERS

Non-profit corporations, partnerships, associations, or other non-profit entities with a primary purpose of protecting the environment¹ and experience in electric utility regulatory or electricity-related matters may participate in the governance of the NYISO if they are certified by the Board of Directors.

Non-profit organizations with electric regulatory or related experience advocating on behalf of small consumers (residential consumers and commercial or industrial consumers with an annual peak load of less than two megawatts²) may participate in the governance of the NYISO upon certification by the NYISO Board.³

To permit such certification, please provide a letter, signed by an officer of the Organization asserting that the organization meets all eligibility requirements listed in the ISO Agreement.

Environmental organizations should address the following eligibility requirements: (a) the environmental purpose of the organization; (b) its electric utility regulatory or electricity-related experience and (c) the section of the IRS code under which the organization claims its not-for-profit status. Please include a statement that the organization is not affiliated with any market participant and also state the approximate size of the membership of the organization.

Organizations representing small consumers should address the following eligibility requirements: (a) advocacy on the behalf of small consumers; (b) electric utility regulatory or electricity-related experience and (c) the section of the IRS code under which the organization claims its not-for-profit status. Please include a statement that the organization is not affiliated with any market participant or environmental organization and also state the approximate size of the membership of the organization.

The Board expects to review letter Requests for Certification at each regularly scheduled meeting, the third Tuesday of each month. To be considered, the Request must arrive by the first Tuesday of the month, along with the other material noted in Section 9 of the Application Form.

¹ Such organizations include those that promote energy conservation or the generation of electricity from renewable resources. Entities that are affiliated with transmission owners, generators, retail suppliers (ESCOs), marketers, or governmental authorities that either produce or transmit electricity (LIPA or NYPA) or provide retail service (municipal or cooperative electric systems) are not eligible to participate as environmental organizations.

² Industrial and commercial consumers with 50% or more common ownership may aggregate their usage to qualify as members of the Large Consumers sub-sector in the End-Use Consumer Sector.

³ Entities that are affiliated with transmission owners, generators, retail suppliers (ESCOs), marketers, environmental parties, or governmental authorities either producing or transmitting electricity (LIPA or NYPA) or providing retail service (municipal or cooperative electric systems) are not eligible to participate in this sector.

ISO AGREEMENT SIGNATURE PAGE

The ISO Agreement can be found on the NYISO's MDEX Committee web page under General Committee Information: <http://mdex.nyiso.com/Committees>

ISO Agreement Signature Page for Party status in the NYISO Governance

Party/Organization: _____

By: _____

Title: _____

Date: _____