

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

In Reply Refer To:  
New York Independent System Operator, Inc.  
Docket No. ER08-834-000  
6/11/08

William F. Young  
Attorney for New York Independent System Operator, Inc.  
Hunton & Williams LLP  
1900 K Street, N.W.  
Washington, D.C. 20006-1109

Reference: Tariff Amendments to Revise Certain Market Power Mitigation Measures

Dear Mr. Young:

On April 16, 2008, you filed, on behalf of the New York Independent System Operator, Inc. (NYISO), tariff revisions<sup>1</sup> to amend certain Market Power Mitigation Measures (MMM) in response to issues identified in NYISO's December 10, 2007 Reports of Tariff Implementation Issues and Request for Limited Waivers<sup>2</sup>. Pursuant to the authority delegated to the Director, Division of Tariffs and Market Development-East under 18 C.F.R. § 375.307, your submittal in the above referenced docket is accepted for filing, effective July 1, 2008.

Notice of the filing was published in the Federal Register, with comments, protests and interventions due on or before May 7, 2008. No protests or adverse comments were filed. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214.

This acceptance for filing shall not be construed as constituting approval of any service, rate, charge, classification, or any rule, regulation, or practice affecting such rate or service provided for in the filed documents; nor shall such action be deemed as

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<sup>1</sup> The tariff revisions are listed in the appendix.

<sup>2</sup> *New York Independent System Operator, Inc.*, 122 FERC ¶ 61,119 (2008).

recognition of any claimed contractual right or obligation affecting or relating to such service or rate; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against NYISO.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Larry D. Gasteiger, Director  
Division of Tariffs & Market  
Development – East

cc: All Parties

Appendix

New York Independent System Operator, Inc.  
FERC Electric Tariff  
Original Volume No. 1

Second Revised Sheet No. 43

New York Independent System Operator, Inc.  
FERC Electric Tariff  
Original Volume No. 2

Second Revised Sheet No. 57A  
Sixth Revised Sheet No. 58  
Fifth Revised Sheet No. 470A  
Fifth Revised Sheet No. 470B  
Fifth Revised Sheet No. 470C