

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

New York Independent System Operator, Inc.
Docket No. ER11-3881-002

Issued: 1/31/12

Hunton & Williams LLP
1900 K Street, NW
Washington, DC 20006

Attention: Ted J. Murphy
Counsel for the New York Independent System Operator, Inc.

Reference: Compliance Filing – ATC Definition and NAESB Waivers

Dear Mr. Murphy:

On December 5, 2011, you filed, on behalf of the New York Independent System Operator, Inc. (NYISO), tariff revisions¹ in compliance with an order issued by the Commission on October 20, 2011,² directing NYISO to revise its Available Transfer Capability (ATC) definition and to provide renewed justification of waivers requested of certain business practice standards of the North American Energy Standards Board.³ NYISO's compliance filing satisfies the directives of the October order.

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation – East, under 18 C.F.R. §375.307, your submittal is accepted for filing, effective December 5, 2011, as requested.

¹ NYISO OATT, 1.1 OATT Definitions - A, 4.0.0; NYISO OATT, 2.17 OATT Incorporation of Certain Business Practice Standards, 2.0.0; and NYISO MST, 5.1 MST Control Area Services, 3.0.0.

² *New York Independent System Operator, Inc.*, 137 FERC ¶ 61,069 (2011) (October Order).

³ *Standards for Business Practices and Communication Protocols for Public Utilities*, Order No. 676-E, *Final Rule*, 129 FERC ¶ 61,162 (2009).

The filing was noticed on December 5, 2011, with comments, protests, or motions to intervene due on or before December 27, 2011. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2011)), all timely filed motions to intervene and any motion to intervene out-of-time filed before the issuance date of this order are granted. Granting late intervention at this stage of the proceeding will not disrupt the proceeding or place additional burdens on existing parties.

This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice affecting such rate or service contained in your filing; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; 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 PJM.

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,

Jignasa Gadani, Director
Division of Electric Power
Regulation – East