

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

<b>New York Independent System Operator, Inc.</b>	)	<b>Docket No.</b>	<b>ER01-3155-000</b>
	)		
<b>Consolidated Edison Company of New York, Inc.</b>	)	<b>Docket Nos.</b>	<b>ER01-1385-001 and EL01-45-001</b>
	)		

**NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.'S  
REQUEST FOR TEN DAY EXTENSION OF TIME TO MAKE  
COMPREHENSIVE MARKET POWER MITIGATION COMPLIANCE FILING**

Pursuant to Rule 212 of the Commission's Rules of Practice and Procedure,<sup>1</sup> the New York Independent System Operator, Inc. ("NYISO") respectfully submits this motion requesting an additional ten days to submit the comprehensive market power mitigation compliance filing that it has been directed to make pursuant to the Commission's November 27, 2001 orders in the above-captioned proceedings.<sup>2</sup> Allowing an additional ten days will ensure that the comprehensive proposal is complete and fully reflects the views expressed by stakeholders during the extensive consultation process that the NYISO has conducted.

**I. Communications**

Communications regarding this proceeding should be addressed to:

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<sup>1</sup> 18 C.F.R. § 385.212 (2001).

<sup>2</sup> *New York Independent System Operator, Inc.*, 97 FERC ¶ 61,242 (2001) and *Consolidated Edison Company of New York, Inc.*, 97 FERC ¶ 61,241 (2001).

## II. Motion

The Commission's November 27th orders instructed the NYISO to "file a comprehensive [market power] mitigation proposal by March 1, 2002 to be effective May 1, 2002."<sup>3</sup> The orders require the NYISO to resolve a number of complex issues in order to produce a plan that harmonizes existing mitigation tools, implements appropriate enhancements, and consolidates all market power mitigation measures in the NYISO's tariffs. They also directed the NYISO to work closely with its stakeholders to ensure that the views of all interested stakeholders are considered in the formulation of the comprehensive plan. The NYISO was also directed to collaborate with ISO New England, Inc., and with the PJM Interconnection, L.L.C., with a view toward the submission of a proposal that could provide a framework for a super-regional market power mitigation plan.

The NYISO has worked diligently to fulfill the requirements of the November 27<sup>th</sup> orders. Immediately after they were issued, the NYISO instituted a schedule of weekly meetings with a stakeholder task force to discuss any and all aspects of the filing, from fundamental principles to technical details. The key features of the comprehensive plan were also reviewed in recent meetings of the NYISO's Business Issues and Management Committees, with a follow-up task force meeting just this past Monday, February 25<sup>4</sup>. The NYISO also consulted with ISO-NE and PJM. The results of all of these consultations are being given serious consideration in the formulation of the filing, and the process has resulted in a number of improvements to the comprehensive mitigation proposal.

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<sup>3</sup> 97 FERC ¶ 61,242 at 62,098.

<sup>4</sup> The NYISO also reviewed the key features of the proposed comprehensive plan with a working level group from the Commission's staff on February 11.

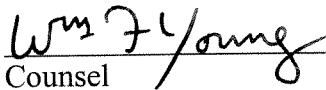
The stakeholder process has, however, necessarily been time-consuming. Moreover, last week the NYISO made a draft of proposed tariff revisions to implement the plan available to the stakeholders, and the NYISO received significant stakeholder comments on the tariff revisions at the February 25 meeting and thereafter. The NYISO is reviewing these comments and is in the process of incorporating them as appropriate into its proposed tariff revisions. In doing so, the NYISO has determined that it will need the requested additional time to complete its review and produce a complete and comprehensive market mitigation proposal.

The requested extension will also permit the distribution to the stakeholders of a revised draft of the proposed tariff revisions. In sum, granting the requested extension will ensure that stakeholder views are fully considered in the comprehensive proposal. At the same time, the NYISO hopes that because the requested extension is relatively brief the Commission will be able to grant it and still issue an order on the comprehensive proposal before May 1.

WHEREFORE, for the foregoing reasons, the New York Independent System Operator, Inc., respectfully requests that the Commission grant it a ten day extension of time so that it may submit its required compliance filing in Docket Nos. ER01-3155-000, ER01-1385-001 and EL01-45-001 on March 11, 2002.

Respectfully submitted,

NEW YORK INDEPENDENT  
SYSTEM OPERATOR, INC.

By   
Counsel

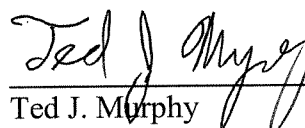
William F. Young  
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1900 K Street, N.W.  
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Of Counsel

February 28, 2002

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon each party designated on the official service list compiled by the Secretary in Docket Nos. ER01-3155-000, ER01-1385-001 and EL01-45-001, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure, 18. C.F.R. 385.2010 (2001).

Dated at Washington, D.C. this 27th day of February, 2002.



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