

**Special Notice of Proposed Retroactive Effective Date
for Proposed Tariff Revisions Regarding Transmission Study Deadlines**

- Filings under FPA Section 205 normally become effective prospectively, *i.e.*, at least one day after the filing is made.
- FERC allows retroactive effective dates under certain circumstances, including when stakeholders are on notice that a retroactive change will be proposed.
- If the Management Committee and Board approve the NYISO's proposed revisions to its OATT's transmission study deadlines the NYISO intends to ask for a retroactive effective date when it files at FERC.
- The NYISO's view is that an effective date of October 11, 2007 would be appropriate because the NYISO announced that it intended to make a Section filing to revise the transmission study deadlines in its October 11, 2007 compliance filing in response to Order No. 890.
- Nevertheless, the NYISO is providing this special notice of its intent to seek a retroactive effective date to eliminate any possible doubt that stakeholders were on notice that a retroactive effective date would be proposed no later than the May 23, 2008 Management Committee meeting.
- The NYISO believes that a retroactive effective date is appropriate because the purpose of the proposed tariff revisions is to protect the NYISO and Transmission Owners from potential penalties for missing *pro forma* OATT study deadlines that are unreasonably short given the character of the studies, and the nature of the study process, under the NYISO system. .