UNITED STATES OF AMERICA BEFORE THE FEDERAL ENERGY REGULATORY COMMISSION

Standards for Business Practices and)	Docket Nos. RM05-5-005
Communication Protocols for Public)	
Utilities)	

RULEMAKING COMMENT OF THE NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.

Pursuant to the Notice of Proposed Rulemaking ("NOPR") issued by the Federal Energy Regulatory Commission in the above captioned docket on April 21, 2008, the New York Independent System Operator, Inc. ("the NYISO") respectfully submits this comment in response to the revised Wholesale Electric Quadrant ("WEQ") business practice standards developed by the North American Energy Standards Board ("NAESB"). Specifically, the NYISO supports a comment that it understands that PJM Interconnection, L.L.C. ("PJM") will submit in this proceeding, which would request an effective date of January 31, 2009 or later for compliance with revised Standard WEQ-001, Business Practices for OASIS.

I. Communications and Correspondence

Communications regarding this filing should be directed to:

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Standards for Business Practices and Communication Protocols for Public Utilities, Notice of Proposed Rule Making, 123 FERC ¶ 61,066 (2008)

II. Background

The NYISO is the independent body responsible for providing open access transmission service, maintaining reliability, and administering competitive wholesale markets for electricity, capacity, and ancillary services in New York State. The NYISO is subject to the NAESB business practice standards that are incorporated by reference into the Commission's regulations.²

In the NOPR, the Commission proposes to incorporate by reference an updated version of NAESB's WEQ standards into its regulations. As pertinent to these comments, the Commission proposes to adopt NAESB's revisions to Standard WEQ-001, which addresses business practices for public utilities' Open Access Same-Time Information System websites.

III. Comment

The NYISO appreciates the opportunity to provide this comment on the NOPR, and respectfully requests that the Commission consider it in developing a final rule in this proceeding. The NYISO understands that PJM will submit a comment requesting that the Commission establish an effective date of January 1, 2009 or later for compliance with revised Standard WEQ-001. The NYISO also understands that PJM's comment will explain that developing and testing the necessary software modifications to comply with revised Standard WEQ-001 will be a complex effort, and that it will need sufficient time to implement these changes. The NYISO agrees with this comment, and it asks the Commission to institute an effective date of January 1, 2009 or later for compliance with revised Standard WEQ-001.

The NYISO has received from the Commission waivers of certain NAESB standards that are inapplicable in the NYISO's locational based marginal price market structure. *See New York Independent System Operator, Inc.*, 117 FERC ¶ 61,197 (2006); *New York Independent System Operator, Inc.*, Letter Order, Docket No. ER07-369-000 (Jan. 29, 2007); *New York Independent System Operator, Inc.*, 121 FERC ¶ 61,036 (2007).

IV. Conclusion

WHEREFORE, for the foregoing reasons, the New York Independent System Operator,

Inc. respectfully requests that the Commission consider the comment contained herein.

Respectfully submitted,

/s/ Michael E. Haddad

Michael E. Haddad Counsel for New York Independent System Operator, Inc.

May 28, 2008

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