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

First Revised Sheet No. 113 Superseding Original Sheet No. 113

13.5 Transmission Customer Obligation for Facility Additions or Redispatch

Cost: The ISO continuously redispatches all resources subject to its control in order to meet Load and to accommodate requests for a Firm Transmission Service through the use of SCUC, *RTC*, and SCD*RTD*. Firm Point-To-Point Transmission Customers are charged for these redispatch costs in accordance with Attachment J. Transmission Owner(s) will be obligated to expand or upgrade its Transmission System pursuant to the terms of Section 19. The Transmission Customer or Eligible Customer must agree to compensate the Transmission Owner(s) for any necessary transmission facility additions pursuant to Section 19.

13.6 Curtailment of Firm Transmission Service: In the event that a Curtailment on the NYS Transmission System, or a portion thereof, is required to maintain reliable operation of such system, Curtailments will be made on a non-discriminatory basis to the Transaction(s) that effectively relieve the Constraint. When applicable, the ISO will follow the Lake Erie Emergency Redispatch ("LEER") Procedure filed on February 26, 1999, in Docket No. EL99-52-000 which is incorporated by reference herein. The LEER Procedure is intended to prevent the necessity of implementing the Curtailment procedures contained in the Commission and NERC tariffs and policies. To the extent possible, Curtailments of External Transactions at the Proxy Generator Bus associated with the Cross-Sound Scheduled Line shall be based on the transmission priority of the associated Advance Reservation on the Cross-Sound Scheduled Line node of the NEPOOL OASIS. If multiple

DRAFT, FOR DISCUSSION PURPOSES ONLY 12/4/04

Issued by: William J. Museler, President Effective: September 1, 2000

Issued on: Nevember 10, 2000 November 26, 2003

Filed to comply with order of the Federal Energy Regulatory Commission, Docket No. RM99-12-000, issued March 31,

2000, 90 FERC ¶ 61,352 (2000).

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

First Revised Sheet No. 114 Superseding Original Sheet No. 114

transactions require Curtailment, to the extent practicable and consistent with right to Curtail, in whole or in part, any Firm Transmission Service provided under this Tariff when, in the ISO's sole discretion, an Emergency or other unforeseen condition impairs or degrades the reliability of the NYS Power System. The ISO will notify all affected Transmission Customers in a timely manner of any scheduled Curtailments. If the ISO declares a Major Emergency State, Transmission Customers shall comply with all directions issued by the ISO concerning the avoidance, management, and alleviation of the Major Emergency and shall comply with all procedures concerning a Major Emergency set forth in the ISO Procedures and the Reliability Rules. If the ISO is required to Curtail Transmission Service as a result of a Transmission Loading Relief ("TLR") event, the ISO will perform such Curtailment in accordance with the TLR procedures filed by NERC which are incorporated by reference herein.

13.7 Classification of Firm Transmission Service:

(i) The Transmission Customer taking Firm Point-To-Point Transmission

Service, other than Transmission Customers taking Firm Point-to-Point

Transmission Service associated with a Pre-Scheduled Transaction, may

(1) change its Receipt and Delivery Points to obtain service on a non-firm basis consistent with the terms of Section 22.1 or (2) request a modification of the Points of Receipt or Delivery on a firm basis

Issued by: William J. Museler, President Effective: February 28, 2002

Issued on: December 28, 2001