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March 28, 2002

FILE NO: 55430.000044

By Hand

The Honorable Magalie R. Salas, Secretary
Federal Energy Regulatory Commission
888 First Street, N.E., Room 1A
Washington, DC 20426

**New York Independent System Operator, Inc.
Compliance Filing,
and Filing of Substitute Tariff Sheets to Correct Typographical Errors,
in Docket Nos. ER01-2967-002 and ER01-2967-003**

Dear Ms. Salas:

Pursuant to Ordering Paragraph A of the Commission's February 27, 2002, Order in the above-captioned proceeding ("February 27 Order"),¹ the New York Independent System Operator, Inc. ("NYISO"), by counsel, respectfully submits this compliance filing and revisions to Attachment S of its Open Access Transmission Tariff ("OATT"), which sets out rules to allocate responsibility for the cost of new interconnection facilities.

The NYISO also respectfully submits two substitute tariff sheets for OATT Attachment S to correct two typographical errors in the NYISO's December, 2001, compliance filing in the above-captioned proceeding.

Unless otherwise defined, capitalized terms in this filing letter shall have the meaning set forth in the OATT as amended by the revisions submitted herewith.

I. List of Documents Submitted

The NYISO submits the following documents:

1. This filing letter;

¹ *New York Independent System Operator, Inc.*, 98 FERC ¶ 61,201 (2002).

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2. Clean revised tariff sheets depicting the changes to OATT Attachment S proposed by the NYISO to comply with the Commission's February 27 Order (Filing Attachment I);
3. Blackline revised tariff sheets depicting the changes to OATT Attachment S proposed by the NYISO to comply with the Commission's February 27 Order (Filing Attachment II); and
4. Clean substitute tariff sheets depicting the changes to OATT Attachment S proposed by the NYISO to correct the typographical errors in its December, 2001, compliance filing (Filing Attachment III);
5. Blackline substitute tariff sheets depicting the changes to OATT Attachment S proposed by the NYISO to correct the typographical errors in its December, 2001, compliance filing (Filing Attachment IV); and
6. A form of Notice suitable for publication in the *Federal Register* (Filing Attachment V).

II. Copies of Correspondence

Copies of correspondence concerning this filing should be served on:

Robert Fernandez, General Counsel and Secretary
Belinda Thornton, Director of Regulatory Affairs
Mollie Lampi, Assistant General Counsel
Elizabeth Grisaru, Senior Attorney
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III. Proposed Effective Date

The NYISO proposes to make this filing effective as of September 26, 2001, the effective date granted in the Commission's February 27 Order in the above-captioned proceeding.

IV. Service List

The NYISO has mailed a copy of this compliance filing to all persons that have filed interconnection applications or executed Service Agreements under the NYISO Open Access Transmission Tariff, to the New York State Public Service Commission, and to the electric utility regulatory agencies in New Jersey and Pennsylvania. The NYISO has also mailed a copy to each person designated on the official service list maintained by the Commission in Docket Nos. ER01-2967-002 and ER01-2967-003.

V. Description of Proposed Revisions to OATT Attachment S

A. "Additional Comments" Section in the February 27 Order

In its February 27 Order, the Commission granted three requests for tariff language modifications that had been filed in the above-captioned proceeding by the Members of the Transmission Owners Committee of the Energy Association of New York State, formerly known as the Member Systems of the New York Power Pool. These are as follows:

² The NYISO respectfully requests a waiver of 18 C.F.R. § 385.203(b)(3) to permit service on these counsel for the NYISO in both Washington, D.C. and Richmond, Virginia.

1. The Commission also directed the NYISO to modify the definition of Revised Project Cost Allocation, found in Section I.B. of OATT Attachment S, at Sheet No. 658, by adding to the end of the definition the term “by another Member of the respective Class Year.” The NYISO has made this change, using the lower case of the term “member” to reflect the fact that it is not a defined term for the Developers in a Class Year.
2. The Commission directed the NYISO to modify Section IV.D. of OATT Attachment S, at Sheet No. 663, by changing the term “Commission-accepted tariffs or agreements”, found in the next to last line of that Section IV.D., to “agreements or Commission-approved tariffs”. The NYISO has made this change.
3. Finally, the Commission directed the NYISO to reinstate the term “identified” in place of “considered” in the second line of Section IV.F.3. of OATT Attachment S, at Sheet No. 669. The NYISO has made this change.

B. Correction of Typographical Errors

There are two typographical errors in the NYISO’s December, 2001, compliance filing in the above-captioned proceeding. In Section I.B. of OATT Attachment S, at Sheet No. 657, in the fourth line of the definition of NYISO Minimum Interconnection Standard, the NYISO incorrectly uses the term “kilowatts” instead of the intended term “kilovolts”. In Section IV.F.5.f., at Sheet No. 678, the NYISO incorrectly designates subsection “f.” as subsection “(f)”. Filing Attachments III and IV contain substitute tariff sheets to correct these two errors. Neither of these corrections modifies OATT Attachment S in any way.

VI. No Costs Relating to Discriminatory Employment Practices

The NYISO has no expenses or costs that have been alleged or judged to be illegal, duplicate or unnecessary costs that are demonstrably the product of discriminatory employment practices.

VII. Federal Register Notice

A form of *Federal Register* Notice is provided as Filing Attachment IV hereto. A diskette of the Notice is also provided in WordPerfect format.

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VIII. Conclusion

WHEREFORE, for the foregoing reasons, the New York Independent System Operator, Inc. respectfully requests that the Commission accept for filing the revised interconnection cost allocation rules submitted in this compliance filing as revised Attachment S to the Open Access Transmission Tariff.

Respectfully submitted,

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New York Independent System Operator, Inc.

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cc: Daniel L. Larcamp, Director Office of Markets, Tariffs and Rates, Room 8A-01,
Tel. (202) 208-2088
Alice M. Fernandez, Director Office of Markets, Tariffs and Rates -- East Division,
Room 71-31, Tel. (202) 208-0089
Andrea C. Wolfman, Lead Counsel for Market Oversight and Enforcement,
Room 9E-01, Tel. (202) 208-2097
Michael A. Bardee, Lead Counsel for Markets, Tariffs and Rates, Room 101-09,
Tel. (202) 208-2068
Stanley P. Wolf, Office of the General Counsel, Room 101-03,
Tel. (202) 208-0891

Attachment I

Attachment II

Attachment III

Attachment IV

Attachment V

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person that has filed interconnection applications or executed Service Agreements under the NYISO Open Access Transmission Tariff, to the New York State Public Service Commission, and to the electric utility regulatory agencies in New Jersey and Pennsylvania and also served a copy on each person designated on the official service list compiled by the Secretary in Docket Nos. ER01-2967-002 and ER01-2967-003, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 2010 (2001).

Dated at Washington, D.C., this 28th day of March 2002.

Catherine A. Karimi
Sr. Professional Assistant
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