

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

North American Electric Reliability Corporation    )  
Northeast Power Coordinating Council, Inc.        )

Docket No. RC09-3-000

**MOTION TO INTERVENE OF THE  
NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.**

Pursuant to Rules 212 and 214 of the Federal Energy Regulatory Commission's ("Commission's") Rules of Practice and Procedure,<sup>1</sup> and the Commission's Notices dated February 24, 2009 and March 6, 2009, the New York Independent System Operator, Inc. ("NYISO") hereby moves to intervene in the above-captioned proceeding concerning the North American Electric Reliability Corporation's ("NERC's") and the Northeast Power Coordinating Council, Inc.'s ("NPCC's") filing of a comprehensive list of Bulk Electric System ("BES") facilities within the NPCC region. In support thereof, the NYISO states.

**Copies of Correspondence**

Copies of correspondence concerning this filing should be served on:

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<sup>1</sup> 18 C.F.R. §§ 385.212 and 385.214.

**Motion to Intervene**

The NYISO is a not-for-profit corporation responsible for providing open-access transmission service, maintaining reliability, and administering competitive wholesale electricity, ancillary services, and capacity markets in New York State. Pursuant to its Commission-approved tariffs, the NYISO is responsible for operating the State's transmission lines and conducting the State's reliability planning and interconnection processes. In this proceeding, the Commission is evaluating the scope and comprehensiveness and internal consistency of the BES definition used in the NPCC region. The comprehensive list of facilities filed by NERC and NPCC includes facilities in New York State under the NYISO's operational control. The NYISO, therefore, has an interest in the outcome of this proceeding that cannot be adequately represented by any other party.

**Conclusion**

WHEREFORE, for the foregoing reasons, the New York Independent System Operator, Inc., respectfully requests that the Commission grant this motion to intervene.

Respectfully submitted,

/s/ Linda L. Walsh  
Linda L. Walsh  
Counsel for  
New York Independent System Operator, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding in accordance with the requirements of Rule 2010 of the Rules of Practice and Procedure, 18 C.F.R. § 385.2010 (2008).

Dated at Washington, DC this 12th day of March, 2009.

By: /s/ Linda L. Walsh  
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