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January 16, 2002

FILE NO: 55430..000044

**BY HAND**

The Honorable Linwood A. Watson, Jr.  
Acting Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, DC 20426

New York Independent System Operator, Inc.  
Compliance Filing in Docket No. ER02-194-001

Dear Mr. Watson:

Pursuant to the Commission's December 20, 2001 letter order in this proceeding (the "Letter Order"),<sup>1</sup> the New York Independent System Operator, Inc. ("NYISO"), by counsel, hereby submits this compliance filing.

**I. List of Documents Submitted**

The NYISO submits the following documents:

1. this filing letter;
2. Clean revised tariff sheets ("Attachment I");
3. Redlined revised tariff sheets ("Attachment II"); and
4. A form of *Federal Register* Notice ("Attachment III").

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<sup>1</sup> 97 FERC ¶ 61,308 (December 20, 2001).

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## II. Copies of Correspondence

Copies of correspondence concerning this filing should be served on:

Robert E. Fernandez, General Counsel and Secretary  
Belinda F. Thornton, Director of Regulatory Affairs  
Mollie Lampi, Assistant General Counsel  
New York Independent System Operator, Inc.  
3890 Carman Road, Schenectady, NY 12303  
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## III. Service List

The NYISO has mailed a copy of this filing to all parties that are included on the Commission's service list in this proceeding and to the electric utility regulatory agencies in New York and Pennsylvania.

## IV. Description of Compliance Filing

The NYISO and the PJM Interconnection, L.L.C. ("PJM") jointly developed the Interregional Transmission Congestion Pilot Program ("Program") to govern the redispatch of generation between them during emergency conditions. The NYISO submitted its version of the Program to the Commission on October 26, 2001. PJM had previously filed its version, which was accepted by the Commission.<sup>2</sup> The Letter Order conditionally accepted most aspects of the NYISO's filing, but rejected its proposal to modify the PJM version so that: (i) generator adjustments pursuant to the Program would be accompanied by a separate emergency energy transaction, as well as an adjustment in the control area interchange, and (ii) the ISO requesting dispatch under the Program would be charged the Commission-approved emergency rate, *i.e.*, 150% of Locational Based Marginal Price. The Commission directed the NYISO to "revise its Pilot Program to conform it to PJM's Pilot Program."

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<sup>2</sup> See *PJM Interconnection, L.L.C.*, 96 FERC ¶ 61,252 (2001).

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This filing is being submitted in order to revise the tariff language that the Letter Order rejected and to thereby make the NYISO version of the Program fully conform with the PJM version.

**V. Effective Date**

The NYISO requests that this compliance filing be made effective as of November 20, 2001, the date that the Letter Order made the Program effective.

**VI. Federal Register Notice**

A form of *Federal Register* Notice is provided herewith. A diskette of the Notice is also provided in WordPerfect format.

Respectfully submitted,

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Ted J. Murphy  
Counsel for  
New York Independent System Operator, Inc.

# ATTACHMENT I

Clean revised tariff sheets

## ATTACHMENT II

Redlined revised tariff sheets

# ATTACHMENT III

Notice of Filing

UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION

New York Independent System Operator, Inc.            )            Docket No. \_\_\_\_\_

NOTICE OF FILING

Take notice that on January 16, 2002, the New York Independent System Operator, Inc. (“NYISO”) submitted a compliance filing in the above-captioned proceeding. The NYISO has served a copy of this filing upon all parties that are included on the Commission’s service list in this proceeding and to the electric utility regulatory agencies in New York and Pennsylvania.

Any person desiring to be heard or to protest this filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission’s Rules of Practice and Procedure (18 C.F.R. §§ 385.211 and 385-214). All such motions or protests should be filed on or before \_\_\_\_\_. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Linwood A. Watson, Jr.  
Acting Secretary

## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon all parties that are included on the Commission's service list in this proceeding and to the electric utility regulatory agencies in New York and Pennsylvania, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.2010 (20001).

Dated at Washington, D.C. this 16th day of January, 2002.

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