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September 22, 2005

VIA HAND DELIVERY

Mr. John W. Boston
Chairman of the NYISO Board of Directors
c/o Mr. Mark S. Lynch
President and CEO
New York Independent System Operator, Inc.
3890 Carman Road
Schenectady, New York 12303

Re: Appeal of Management Committee's Decision Approving A Proposal
Applicable Only to Load Zone J Local Providers of Black Start and System
Restoration Services

Dear Chairman Boston:

In accordance with the "Procedural Rules for Appeals to the ISO Board" issued by the New York Independent System Operator, Inc., please find enclosed an original and three copies of Mirant's Appeal of the Management Committee's September 7, 2005 decision approving a proposal addressing the terms and conditions applicable to existing providers of the Black Start and System Restoration Services in Load Zone J only. A copy of the enclosed Notice of Appeal has been sent to Ms. Leigh Bullock for circulation to all members of the Management Committee via electronic email.

Mirant respectfully requests that it be given the opportunity to present oral argument to the Board with respect to the Appeal.

Mr. John Boston
September 21, 2005
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Please do not hesitate to contact me if you have any questions or if I may be of any assistance to you.

Respectfully submitted,
GREENBERG TRAURIG, LLP

Doreen Unis Saia
Counsel to Mirant New York, Inc.

DUS/ldm
Enclosure
cc: (via e-mail)
Ms. Leigh Bullock
Ms. Gina Fedele
Robert E. Fernandez, Esq.
Ira Freilicher, Esq.
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