



Law Department

Consolidated Edison Company  
of New York, Inc.  
4 Irving Place  
New York NY 10003-0987  
www.conEd.com

September 29, 2005

Via E-Mail and Overnight Delivery

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

**Re: Appeal of the Management Committee Decision on  
New York City Black Start**

Dear Chairman Boston:

Pursuant to the "Procedural Rules for Appeals to the ISO Board," Consolidated Edison Company of New York, Inc. ("Con Edison") and Orange and Rockland Utilities, Inc. ("O&R," and collectively, the "Companies") hereby file this motion in opposition to the September 22, 2005 appeal (the "Appeal") filed by Mirant New York, Inc. The appeal relates to the Management Committee's Decision to approve a proposal with respect to compensation and testing requirements for Black Start providers in New York City.

If the Board decides to schedule an oral argument on this matter, the Companies hereby request the opportunity to participate. Please post this document on the NYISO website and serve a copy via e-mail to all members of the Management Committee. Thank you.

Very truly yours,  
*/s/ Neil H. Butterklee*  
Neil H. Butterklee, Esq.  
Associate Counsel  
Consolidated Edison Company  
of New York, Inc.  
4 Irving Place, Room 1815-s  
New York, N.Y. 10003  
(212) 460-1089  
(2120 677-5850 Fax  
[butterklee@coned.com](mailto:butterklee@coned.com)  
Attorney for Con Edison and O&R