

Business Issues Committee

July 27, 2005 Meeting

Motion - Agenda #09

Motion in Support of Alternative Calculation of Under-Generation Penalties for the Period of August 2001 – May 2002

Whereas, The Tariff modification in July 2001 changing the calculation and application of under and over generation settlements was incompletely implemented, and under-generation penalties from August, 2001 to May, 2004 were overstated; and

Whereas, under-generation penalties for August 2001 to May 2002 could not be corrected as NYISO did not archive necessary data prior to May 2002;

Now, Wherefore, it is moved that the Business Issues Committee supports NYISO's request to the Federal Energy Regulatory Commission for a waiver of tariff provisions addressing the calculation of under-generation penalties, and for acceptance of an alternative methodology outlined in "Option 3" of the presentation to the Committee at the July 27, 2005 meeting, for recalculating under-generation penalties for the subject months for each billing organization.