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December 23, 1999

By Hand

The Honorable David P. Boergers, Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, D.C. 20426

New York Independent System Operator, Inc.  
Attachment L to ISO OATT

Dear Mr. Boergers:

Pursuant to 18 C.F.R. § 35.13(a)(2)(iii), the New York Independent System Operator, Inc. ("NYISO"), by counsel, hereby submits a revised Attachment L to the NYISO's Open Access Transmission Tariff ("OATT").

Documents Submitted

The NYISO is submitting the following documents:

1. This filing letter;
2. A revised Attachment L to the ISO OATT (Attachment I);
3. List of revisions to Attachment L (Attachment II); and
4. A draft *Federal Register* Notice (Attachment III).

Copies of Correspondence

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Copies of correspondence concerning this filing should be served on:

William J. Museler, President  
New York Independent System Operator, Inc. Ted J. Murphy  
3890 Carman Road  
Schenectady, NY 12303

Arnold H. Quint  
Hunton & Williams  
1900 K Street, NW, Suite 1200  
Washington, DC 20006

#### Effective Date and Request for Waiver

The NYISO requests an effective date of November 18, 1999 and waiver of the Commission's notice requirements. Waiver is appropriate in that the NYISO has been devoting its resources to commencement of operations. Because of the press of those operating issues and a substantial effort to review Attachment L for completeness and accuracy, the revisions to Attachment L have taken longer than expected.

The Member Systems of the New York Power Pool ("Member Systems") are also filing a revised Attachment L to reflect the service agreements involving MEUA Members that were the subject of the settlement agreement approved by the letter-order in *Central Hudson Gas & Electric Corp., et al.*, 89 FERC ¶ 61,230 (1999). As discussed below, a number of additional corrections and other changes are incorporated in the NYISO's revised Attachment L. Therefore, the Attachment L filed by the Member Systems today should not become effective. Instead, the Attachment L filed herewith should be accepted for filing as of November 18, 1999.

#### Names and Addresses of Persons to Whom a Copy of the Rate Schedule Change Has Been Mailed

Copies of revised Attachment L are being mailed to all of those persons on the Commission's Service List in Docket Nos. ER97-1523-000 *et al.* (not consolidated), to all of those who have executed Service Agreements under the ISO OATT and to the electric regulatory agencies in New York, New Jersey and Pennsylvania.

#### Brief Description of the Rate Schedule Change and a Statement of the Reasons for the Change

Numerous changes have been made to Attachment L since it was filed with the Commission as a part of the April 30, 1999 Compliance Filing of the Member Systems ("Compliance Filing"). Those changes include: (1) the changes made as a result of the Commission's approval of a settlement agreement between the Member Systems and the MEUA Members (*see Central Hudson Gas & Electric Corp.*, 89 FERC ¶ 61,230 (1999)); (2) inclusion of additional agreements executed since the Compliance Filing; (3) deletion of expired agreements and (4) a more accurate listing of agreements previously on the list. A detailed list of changes is provided as Attachment II hereto.

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Section 35.13(b)(7)

The NYISO has no knowledge of any relevant expenses or costs of service that have been alleged or judged in any administrative or judicial proceeding to be illegal, duplicative or unnecessary costs that are demonstrably the product of discriminatory employment practices.

Effect of Rate Schedule Change

The filing herein has no rate impact. Attachment L simply provides a list of those agreements that Attachment K to the ISO OATT required be listed.

Federal Register Notice

A form of Federal Register Notice is provided as Attachment III hereto. A diskette of the notice is also provided.

Respectfully submitted,

Arnold H. Quint  
Counsel for  
New York Independent System  
Operator, Inc.

Enclosures

Attachment I

Revisions to Attachment L

Changes Proposed by Niagara Mohawk Power Corporation

Table 1A

Contract #12 changed To from Con Ed-North to Con Ed-Mid Hud

Contract #16 changed To from Con Ed-North to Con Ed-Mid Hud; changed Agreement MW, Sum MW, Win MW, Interface Allocation-Summer Period VE MW, TE MW and US MW from 202 to 206

Contract #19 added to reflect assignment to AES

Contract #20 revised to reflect assignment to AES, 575 MW revised to 277 MW

Contract #49 revised to reflect Asset Purchase Agreement with NRG, and Exit Agreement with RG&E

Contract #56 changed Provider from NYPA to NMPC, added RS designation # 180, changed To from Con Ed-North to Con Ed-Mid Hud

Contract #57 changed To from Con Ed-North to Con Ed-Mid Hud

Contract #82 increased total MW from 97 to 99, added RS designation #204 or OATT, as appropriate, increased Frankfort's MW from 3 to 4, added Oneida-Madison for 1 MW

Contract #84 decreased total MW from 95 to 18, added RS designation #204 or OATT, as appropriate, removed Fairport

Contract #85 added RS designation OATT

Contract #86 increased total MW from 58 to 135, added RS designation #204 or OATT, as appropriate, added Fairport

Contract #98 changed To from NYPA-E to NYPA-West

Contract #102 changed To from Con Ed-North to Pleasnt Villy 345 kV

Contract #103 changed To from Con Ed-North to Pleasnt Villy 345 kV

Contract #104 changed To from Con Ed-North to Pleasnt Villy 345 kV

Contract #105 changed To designation from NYSEG-West to Grdnville 115 kV

Contract #106 changed Treatment from Ret. of Rankine to Terminated

Contract #109 added RS designation 138, changed From designation from NYPA E to NMPC-Cent. Ea. and changed To designation from NYPA F to NE Proxy

Contract #110 added RS designation 138 as appropriate, changed To designation from NMPC-West to PJM Proxy, added OATT agreement for Allegheny Electric Coop. for 20 MW, changed Requestor from City of Cleveland to Am. Mun. Power-Ohio, changed From designation from NMPC-West to Niagara, changed To designation from NMPC-West to PJM Proxy, added OATT agreement for Am. Mun. Power-Ohio for 28 MW

Contract #112 added RS designation 138, changed To designation from NMPC-East to NE Proxy

Contract #113 changed Requestor from Out-of State Munis-PA to Allegheny Electric Coop., added OATT agreement for Allegheny Electric Coop. for 9 MW, added RS designation 138, changed Requestor from Out-of State Munis-PA to Allegheny Electric Coop., changed From designation from NMPC-East to NMPC-West, changed To designation from NMPC-East to PJM Proxy, changed Requestor from Out-of State Munis-OH to Am. Mun. Power-Ohio, added OATT agreement for Am. Mun. Power-Ohio for 8 MW, added RS designation 138, changed Requestor from Out-of State Munis-OH to Am. Mun. Power-Ohio

Contract #151 changed RS designation to RS 204 or OATT, as appropriate

Contract #152 changed RS designation to RS 204

Contract #155 changed Name from Incremental EDP to Firm Incremental for Arcade and Salamanca, changed RS Designation # to 204 for Mayville and Westfield, changed RS Designation # to OATT for Arcade and Salamanca

Contract #156 changed RS designation to RS 204

Contract #157 changed RS designation # to 204

Contract #158 changed RS designation to RS 204, changed From from FitzPatrick to NMPC-Cent.

Contract #161 changed RS designation to OATT, changed From from NMPC-Cent. Ea. to OH Proxy Bus

Contract #162 changed RS designation to OATT, changed From from NMPC-Genesee to OH Proxy Bus

Contract #163 changed RS designation to OATT, changed From from NMPC-Cent. to OH Proxy Bus

Contract #164 changed RS designation to OATT, changed From from NMPC-Cent. to OH Proxy Bus

Contract #168 changed RS designation to OATT, changed From from NMPC-West to OH Proxy Bus, eliminated Mayville which had been there in error

Contract #170 moved to Contracts #110 and #113

Contract #171 moved to Contracts #110 and #113

Contract #172 changed From from NMPC-Cent. Ea. to Indeck-Illion

Contract #173 changed From from NMPC-West to Indeck-Olean

Contract #176 changed Treatment from Terminated to OATT

Contract #194 added OATT agreement for NYPA for 97 MW

Contract #195 added OATT agreement for NYPA for 20 MW

Contract #196 added OATT agreement for NYPA for 31 MW

Contract #215 added Third Party TWA for Watertown for 1 MW

Contract #216 added Third Party TWA for NYPA for 0.48 MW

Table 1B

Contract #214 added OATT reservation for Constellation Power Source for 104 MW

Table 2

Delete #16 RS 186 between NYPA and NMPC for Marcy South. This Agreement has been cancelled with FERC.

Changes Proposed by New York State Electric & Gas Corporation

Table 1

Contract #19 - Added this Contract to show the assignment of a portion of Contract #20 to AES.

Contract #20 - Reduced the amount of MWs to reflect assignment of a portion of the Contract to AES.

Contract #23 - The requester was changed to AES to show the assignment of this Contract. AES terminated the Contract.

Contract #24 - This Contract had been terminated and was deleted from Attachment L.

Contract #79, 87, 88, 153, 154, 165, 166 & 184 - Information was added under the FERC rate schedule column.

Contract #88 - The NYPA piece of the Contract was split to reflect the two separate delivery points consistent with the Contract.

Contract #91 - Changed the path consistent with the Contract.

Note #9 – Niagara Mohawk filed an amendment to the agreement to adapt it to the ISO tariff in the referenced docket.

Note #16 - Added this note to reflect the FERC proceeding regarding these Contracts.

Note #17 - Added this note because certain Contract provisions may govern the quantity of service.

Contract #212 & 213 - Added these contracts for short-term transmission rights under the OATT that were allowed to be grandfathered.

Table 2

Agreement #13 - Changed requester to AES to reflect assignment of the contract.

Contract #21 - Added specific name of facility to the agreement name column.

Contract #45, 46 & 49 - Added this contract as an update.

Table 4

Changed interfaces consistent with Table 1 changes.

Changes Proposed by Rochester Gas and Electric Corporation

Table 1A

Contract #44 - was terminated.

Contract #47 - was reduced from 69 MW to 59 MW.

Contract #49 - separated into 77 to 0 for the exit agreement 43 to 0 for assets purchase agreement.

Contract #101 - rate schedule was listed as N/A and is now OATT.

Contract #159 - was terminated.

Contract #197 - one MW of PFJ left off of April filing.

Table 2

Line 13 - FERC rate schedule #33; requester was NYSEG, now AES.

Table 4

RGE - Summer capability period: DE is now 124, was 134; WC, VE and TE are now 107, were 150.



RGE - Winter capability period: DE is now 124, was 134; WC, VE and TE are now 107, were 150.

Changes Proposed by LIPA

Table 1A

Contract #9: MW's changed from 229 MW to 228 MW (*Reflects Rockville Centre's request for an additional 1 MW of service*)

Contract #12: ConEd North changed to ConEd Mid Hudson (*Change requested by the New York ISO*)

Contract # 13: Deleted (*Transmission Agreement had been terminated*)

Contract #14 (Y-49): MWs changed from 301 (summer) / 293 (winter) to 311 (summer) / 304 (winter) (*Reflects current usage of the Y49 cable by the parties*)

Contract #14 (Remainder of Interface): (*Section added to reflect footnote 2*)

Contract #16: ConEd North changed to ConEd Mid-Hudson and MWs changed from 202 MW to 205 MW (summer) and 210 MW (winter) (*Change of bus identifier requested by the New York ISO; change to MW levels reflect present service*)

Contract #17: ConEd North changed to ConEd Mid-Hudson (*Change requested by the New York ISO*)

Contract #65 (Rockville Center – LIPA provider): MWs changed from 23 (summer) / 28 (winter) to 29 MW all year. (*Change reflects present service resulting from MEUA settlement*)

Contract # 74 (MDA on LI – LIPA Provider): The description of the service has been broken out between Nassau County and Suffolk County with the date of termination and footnotes added to reflect the recent amendment of the SCEA agreement and relation between SCEA and NCPUA service. (*Administrative change to provide better description of service and reflect the amendment of the SCEA Agreement which occurred on July 21, 1999*)

Contract # 75 (EDP on LI – LIPA Provider): Reduction of MWs from 26 MW to 18 MW (winter) and 19 MW (summer) (*Change reflects present service*)

Contract # 77: MWs changed from 3 MW to 0 MW. (*Change reflects present service*)

Contract # 160: Section added to describe NYPA Firm Incremental Service to Greenport (*Change reflects present service to Greenport of incremental power from NYPA*)

Footnote 1: Wording change (*Change provides a more detailed description of the LIPA/Con Ed TCC allocation over the Y50 cable*)

Footnote 12: Wording change (*Change to former fn. 8 (in April 30, 1999 version) to provide a more detailed description*)

Footnote 13: New footnote (*Footnote added to describe relationship between NCPUA and SCEA agreements.*)

Footnote 14: New footnote (*Footnote added to explain agreement expiration terms for NCPUA and SCEA agreements.*)

#### Table 4

Summer – LIPA: Dunwoodie South and CE-LI MWs changed from 656 to 888 (*Change reflects current service*)

Summer – ConEd: Dunwoodie South and CE-LI MWs changed from 0 to 229 (*Change reflects current service*)

Winter - LIPA: Dunwoodie South and CE-LI MWs changed from 645 to 877 (*Change reflects current service*)

Winter – ConEd: Dunwoodie South MWs changed from 228 to 229(*Change reflects current service*)

Winter – ConEd: Con-LI MWs changed from 0 to 229 (*Change reflects current service*)

#### Changes Proposed by New York Power Authority

Contract #14, between NYPA and LIPA concerning the Y-49 Long Island Sound Cable, has been expanded to incorporate the interface MW (229 MW) not currently in use due to technical problems, but which will become technically feasible in the near future. The technically feasible allocation has been upped to 304 MW Summer (from 301 MW) and 296 MW Winter (from 293 MW) to reflect Grumman's (Contract # 77) allocation reduction from 3 MW to 0 MW.

Contract #23 was re-assigned from New York State Electric & Gas (NYSEG) to AES Corporation; and subsequently terminated by AES.

Contract #47, between NYPA and RG&E, reflects a reduction in the MW allocation from 69 MW to 59 MW. The 59 MW is the allocation shown in the December 1997 ISO Tariff Filing.

Contract #60, NYPA transmission of FitzPatrick Project power to NYPA SENY customers, was terminated and was inadvertently included in the April filing.

Contract #65, NYPA transmission to the Long Island Municipal systems, was further delineated to show the respective Freeport, Greenport and Rockville Centre allocations.

Contract #77, NYPA transmission to the Grumman Corporation (Long Island), shows the change in the current allocation from 3 MW to 0 MW.

Contract #82, NYPA transmission to Niagara Mohawk Power Corporation (NMPC) for delivery in NMPC-Central East sub-zone), reflects a more accurate estimation of 99 MW sent to the sub-zone versus the previous 97 MW.

Contract #84, NYPA transmission to Niagara Mohawk Power Corporation (NMPC) for delivery in NMPC-Genessee sub-zone), reflects a more accurate estimation of 18 MW sent to the sub-zone versus the previous 95 MW. Fairport's allocation of 77 MW moved to Contract #86.

Contract #86, NYPA transmission to Niagara Mohawk Power Corporation (NMPC) for delivery in NMPC-West Central sub-zone), reflects a more accurate estimation of 135 MW sent to the sub-zone versus the previous 58 MW, due to the addition of the Fairport allocation.

Contract #88, NYPA transmission to New York State Electric & Gas Corporation (NYSEG) for delivery in NYSEG-East sub-zone), reflects a more accurate estimation of 46 MW sent to the sub-zone versus the previous 60 MW, due to Rouses Point Municipal allocation (14 MW) moved to NYSEG-North sub-zone.

Contract #92, NYPA transmission of FitzPatrick Project power to Reynolds Metals, increased allocation to 17 MW from 13 MW to reflect the actual transmission Contract demand.

Contracts #153 and #160, which deal with FitzPatrick Project incremental power allocations to NYPA's Full Requirements Municipal customers, have been revised by 1+ MW (Contract #160) and -1 MW (Contract #153) for their Summer Period allocations.

Contract #197 is a NYPA OASIS reservation of 1 MW for the "Power for Jobs" program. The Contract path is from NYPA's FitzPatrick Project via NYPA's 345 KV Cross-state lines to the RG&E service territory.

Contract #217 represents the transmission by Con Edison of Poletti Project power to NYPA SENY load. This transmission service is provided through the NYPA/Con Edison Planning & Supply and Delivery Service Agreements (dated March 1989). This was inadvertently left off the April filing.

Contract #218 represents the transmission by Con Edison of KIAC Project power. This transmission service is provided through an agreement between Consolidated Edison and KIAC Partners dated March 27, 1993. This was inadvertently left off the April filing.

Contract #188 and Contracts # 198 through #213, represent short-term NYPA OASIS reservations. These Contracts were added in accordance with FERC's 1/27/99 Order.

UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION

New York Independent System Operator, Inc. )      Docket No. ER00-\_\_\_\_\_

NOTICE OF FILING

Take notice that on December \_\_, 1999, the New York Independent System Operator, Inc. (“NYISO”) submitted revised Attachment L to the NYISO’s Open Access Transmission Tariff (“OATT”). The NYISO requests an effective date of November 18, 1999 and waiver of the Commission’s notice requirements.

Copies of this filing were served on the Commission’s Service List in Docket Nos. ER97-1523-000 *et al.*, on the parties to the Service Agreements to the ISO OATT and on the respective electric utility regulatory agencies in New York, New Jersey 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.

David P. Boergers  
Secretary