

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

2/23/05

New York Independent System Operator, Inc.

Docket No. ER03-690-004

Reference: New York Independent System Operator Inc.'s Compliance with
Commission Order issued December 23, 2003

By letter dated January 23, 2004 you submitted for filing revised tariff sheets for the NYISO Open Access Transmission Tariff and Market Administration and Control Area Services Tariff. Pursuant to authority delegated to the Director, OMTR/Tariffs and Rates - East, under 18 C.F.R. 375.307, your submittal in the above referenced docket(s) is accepted for filing on the effective date requested.

Notice of the filing was published in the Federal Register with comments, protests, or interventions due on or before February 13, 2004. Central Hudson Gas & Electric Corporation, Consolidated Edison Company of New York, Inc., LIPA, New York Power Authority, New York State Electric & Gas Corporation, Rochester Gas and Electric Corporation, Orange and Rockland Utilities, Inc. and Niagara Mohawk Power Corporation, a National Grid Company, (the New York Transmission Owners) individually and collectively a timely intervention in the above docket. Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214 (2000), the filing of a timely motion to intervene that has not been opposed makes the movant a party to the proceeding.

This action does not constitute approval of any service, rate, charge, classification, or any rule, regulation, contract, or practice affecting such rate or service provided for in the filed documents; nor shall such action be deemed as recognition of any claimed contractual right or obligation affecting or relating to such service or rate; and such action is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against the New Independent System Operator.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order pursuant to 18 C.F.R. § 385.713.

Sincerely,

Anna Cochrane, Director
Division of Tariffs & Market
Development - East

