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December 21, 2001

By Hand

Mark J. Langer, Clerk
United States Court of Appeals
District of Columbia Circuit
United States Court House
333 Constitution Avenue, NW
Room 5423
Washington, D.C. 20001

Re: *Consolidated Edison Company of New York, Inc. v. Federal Energy Regulatory
Commission*, Case No. 01-1503

Dear Mr. Langer:

Enclosed for filing by the New York Independent System Operator, Inc. ("NYISO") are the original and four (4) copies of: (1) NYISO's Motion to Intervene, and (2) a Corporate Disclosure Statement required by Rule 26.1 of the Federal Rules of Appellate Procedure and Rule 26.1 of the United States Court of Appeals for the District of Columbia Circuit.

Respectfully submitted,

Arnold H. Quint

Enclosures

cc (w enc.): Solicitor, Federal Energy Regulatory Commission
Service Lists

New York Independent System Operator, Inc., et al., Order on Tariff Filing and Complaints, 91 FERC (CCH) ¶ 61, 218 (May 31, 2000); and

New York Independent System Operator, Inc., et al., Order on Rehearing, 97 FERC (CCH) ¶ 61, 155 (November 8, 2001).

3. The NYISO has separately petitioned for review of those same orders in D.C. Circuit Case No. 01-1496. Those orders relate to tariffs and markets administered by the NYISO.

4. As a result, the NYISO has a substantial direct interest in this proceeding which cannot be adequately represented by any other party and may be adversely affected by a resolution in this proceeding unless it is permitted to participate. Consequently, the NYISO seeks to intervene herein.

WHEREFORE, the New York Independent System Operator, Inc. respectfully requests that it be permitted to intervene in this proceeding and granted all rights as a party hereto.

Respectfully submitted,

By: _____

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Attorneys for Petitioner
New York Independent System Operator, Inc.

Dated: December 21, 2001

*Member of the Bar of this Court

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.)	
)	
Petitioner,)	
)	
v.)	Case No. 01-1503
)	
FEDERAL ENERGY REGULATORY COMMISSION,)	
)	
Respondent.)	

CORPORATE DISCLOSURE STATEMENT

Pursuant to 26.1 of the Federal Rules of Appellate Procedure and Rule 26.1 of this Court, the New York Independent System Operator, Inc. (“NYISO”) states the following:

The NYISO is a New York not-for-profit corporation formed under New York law. Although it does not own or control any electric power generation facilities, it possesses operational control over the transmission facilities in New York State. The NYISO is the independent body responsible for providing open access transmission service, maintaining reliability, and administering competitive wholesale electricity markets in New York State. The

NYISO is not a publicly-held company. Nor does it have a parent company or publicly held company that has a 10% or greater ownership in it.

Respectfully submitted,

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