

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

New York Independent System)	
Operator, Inc)	
)	
<i>Petitioner,</i>)	
)	Case No. 20-1526
v.)	FERC Docket No. ER20-1718
)	
Federal Energy Regulatory)	Consolidated with
Commission,)	Case No. 21-1001
)	
<i>Respondent.</i>)	

**STATEMENT OF INTENT TO UTILIZE
A DEFERRED JOINT APPENDIX**

Pursuant to the Order of the Court issued on January 4, 2021, petitioner New York Independent System Operator, Inc. (“NYISO”) states that it intends to use a deferred appendix in compliance with Federal Rule of Appellate Procedure 30(c). NYISO has been authorized by petitioner New York State Public Service Commission and respondent to represent that they both consent to the use of a deferred appendix.

Respectfully submitted,

By: /s/ Brian M. Zimmet
Brian M. Zimmet
Hunton Andrews Kurth LLP
2200 Pennsylvania Ave, NW
Washington, DC 20037
(202) 955-1500
bzimmet@huntonak.com

Attorney for New York Independent
System Operator, Inc.

Dated: February 2, 2021

CERTIFICATE OF SERVICE

I hereby certify that I have caused the foregoing document to be served electronically through the Court's CM/ECF system. I also have caused copies of the foregoing document to be served upon the Solicitor of the Federal Energy Regulatory Commission by electronic mail and first class mail, postage prepaid, at the following address:

Robert H. Solomon, Solicitor
Federal Energy Regulatory Commission
888 First Street, N.E.
Room 91-01
Washington, DC 20426
Robert.Solomon@ferc.gov

Dated at Washington, D.C. this 2nd day of February 2021.

Respectfully submitted,

By: /s/ Brian M. Zimmet
Brian M. Zimmet
Hunton Andrews Kurth LLP
2200 Pennsylvania Ave,
NWWashington, DC 20037
(202) 955-1500
bzimmet@huntonak.com

Attorney for
New York Independent System
Operator, Inc.