

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

<b>New York Independent System Operator, Inc.</b>	) )	<b>Docket No. ER01-3001-013</b>
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**MOTION FOR EXTENSION OF TIME AND FOR EXPEDITED ACTION  
OF THE NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.**

Pursuant to Rules 212 and 2008 of the Commission’s Rules of Practice and Procedure, 18 C.F.R. §§ 385.212 and 385.2008 (2005), the New York Independent System Operator, Inc. (“NYISO”), respectfully requests a brief extension of time, until December 15, 2005, to submit its biannual compliance report on the status of its demand response programs and the status of new generation resources in the New York Control Area (“NYCA”). This brief extension will provide the NYISO with the additional time necessary to complete the analysis that will be included in the report. Because the compliance report is currently due on December 1, 2005, the NYISO also asks that the Commission give expedited consideration to its request.

**I. COMMUNICATIONS**

The NYISO respectfully requests that communications regarding this proceeding should be addressed to:

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## II. STATEMENT OF ISSUES

In compliance with Order No. 663,<sup>1</sup> the NYISO respectfully states that the only issue raised in this motion is the need for a brief extension of time to finalize its biannual compliance report in the above-captioned proceeding.

## III. MOTION FOR EXTENSION OF TIME

In its October 25, 2001 Order in the above-captioned proceeding,<sup>2</sup> the Commission directed the NYISO to submit a compliance report twice a year providing detailed information about the status of the NYISO's demand response programs, as well as the status of new generation resources in the NYCA. The NYISO has consistently submitted these biannual reports to the Commission. The NYISO's last compliance report, filed on June 1, 2005, was the eighth such report in this proceeding.

By this filing, the NYISO respectfully requests an extension of time, to and including December 15, 2005, to submit its ninth biannual compliance report, which is currently due on December 1, 2005. The NYISO has worked diligently to meet the December 1 deadline. Unfortunately, it has simply taken longer than anticipated to complete the report. The NYISO still has a substantial amount of data review and analysis to perform, in addition to work it is doing on various other projects, and will not be able to finalize the report by the current deadline. Granting a modest extension of time will allow the NYISO to produce a higher quality report that will be more useful to its stakeholders and the Commission. No one would be prejudiced if

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<sup>1</sup> *Revision of Rules of Practice and Procedure Regarding Issue Identification*, 112 FERC ¶ 61,297 (2005).

<sup>2</sup> *New York Independent System Operator, Inc.*, 97 FERC ¶ 61,095 (2001). *See also New York Independent System Operator, Inc.*, 100 FERC ¶ 61,081 (2002); *New York Independent System Operator, Inc.*, 100 FERC ¶ 61,243 (2002); *New York Independent System Operator, Inc.*, 105 FERC ¶ 61,115 (2003).

the extension is granted because the NYISO's filing is purely informational in nature and will not affect any market participants' rights.

#### **IV. REQUEST FOR EXPEDITED CONSIDERATION**

Because the compliance report is currently due on December 1, 2005, the NYISO respectfully requests that the Commission act on the motion expeditiously and issue a decision by no later than November 30, 2005.

#### **V. CONCLUSION**

WHEREFORE, in view of the foregoing, the NYISO respectfully requests that the Commission grant the extension of time requested herein.

Respectfully submitted,

NEW YORK INDEPENDENT  
SYSTEM OPERATOR, INC.

/s/ Ted J. Murphy

Counsel for  
New York Independent System Operator, Inc.

Ted J. Murphy, Esq.  
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November 28, 2005

**CERTIFICATE OF SERVICE**

I hereby certify that I have on this day served the foregoing document on the official service list compiled by the Secretary in this proceeding.

Dated at Washington, DC this 28th day of November 2005.

**Michael E. Haddad**  
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