

UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

PJM Interconnection, L.L.C.

)

Docket No. ER03-404-000

**MOTION TO INTERVENE OF
NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.**

Pursuant to Rules 212 and 214 of the Commission's Rules of Practice and Procedure,¹ and the Commission's Notice of Filing of January 15, 2003, the New York Independent System Operator, Inc. ("NYISO") hereby moves to intervene in the above-captioned proceeding involving the submission by PJM Interconnection, L.L.C. ("PJM") of two attachments to the PJM Open Access Transmission Tariff, which set forth the standard terms and conditions for independent transmission companies ("ITCs") operating in the PJM region.

I. Copies of Correspondence

Communications regarding this proceeding should be addressed to:

Robert E. Fernandez, General Counsel and Secretary
Belinda F. Thornton, Director of Regulatory Affairs
Mollie Lampi, Assistant General Counsel
Elizabeth Grisaru, Senior Attorney
New York Independent System Operator, Inc.
3890 Carman Road
Schenectady, NY 12303
Tel: (518) 356-6153
Fax: (518) 356-4702
rfernandez@nyiso.com
bthornton@nyiso.com
mlampi@nyiso.com
egrisaru@nyiso.com

Arnold H. Quint
Ted J. Murphy
Gloria Halstead
Hunton & Williams
1900 K Street, N.W.
Washington, D.C. 20006
Tel: (202) 955-1500
Fax: (202) 778-2201
aquent@hunton.com
tmurphy@hunton.com
ghalstead@hunton.com

¹ 18 C.F.R. § 385.212 and .214 (2002).

II. Motion To Intervene

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. A Commission order on the PJM filing could establish principles for ITCs operating in regions, such as New York, that have market designs similar or identical to the Commission's Standard Market Design, and thus could have a significant effect on the NYISO's operations. The NYISO therefore has a direct and substantial interest in this proceeding. This interest cannot be adequately represented by any other party, and the NYISO should thus be permitted to intervene herein.

III. Conclusion

The NYISO respectfully asks that the Commission grant its motion to intervene in this proceeding.

Respectfully submitted,

NEW YORK INDEPENDENT
SYSTEM OPERATOR, INC.

/s/ Gloria J. Halstead

Gloria Halstead
Counsel for
New York Independent System Operator, Inc.

Arnold H. Quint, Esq.
Ted J. Murphy, Esq.
Gloria Halstead, Esq.
Hunton & Williams
1900 K Street, NW
Washington, DC 20006-1109

January 28, 2003

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each party designated on the official service list compiled by the Secretary in Docket No. ER03-404-000, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.2010 (2002).

Dated at Washington, DC this 28th day of January, 2003.

/s/ Gloria J. Halstead
Gloria J. Halstead
Hunton & Williams
1900 K Street, N.W.
Washington, DC 20006-1109
(202) 955-1500