3.5 Procedures for Arranging Firm Point-To-Point Transmission Service

3.5.1 Application:

A request for Firm Point-To-Point Transmission Service must contain a written Application at least sixty (60) days in advance of the calendar month in which service is to commence. The ISO will consider a request for such firm service on shorter notice when feasible.

A Transmission Customer may fix the price of Congestion Costs associated with its service by acquiring sufficient TCCs with the same Point(s) of Receipt and Point(s) of Delivery as its Transmission Service.

3.5.2 Completed Application:

A Completed Application shall provide all of the information included in 18 CFR § 2.20 including but not limited to the following:

(i) The identity, address, telephone number and facsimile number of the entity requesting service;

(ii) A statement that the entity requesting service is, or will be upon commencement of service, an Eligible Customer under this Tariff;

(iii) The Service Commencement Date and the term of the requested Transmission Service; and

(iv) Any additional information required by the ISO pursuant to its planning process established in Attachment Y or otherwise.

The ISO shall treat this information consistent with the standards of conduct contained in Part 37 of the Commission's regulations and the Code of Conduct in Attachment F.

3.5.3 Deposit:

No deposit is required for service under this Tariff.

3.5.4 Notice of Deficient Application:

If an Application fails to meet the requirements of this Tariff, the ISO shall notify the entity requesting service within fifteen (15) days of receipt of the reasons for such failure. The ISO will attempt to remedy minor deficiencies in the Application through informal communications with the Eligible Customer. If such efforts are unsuccessful, the ISO shall return the Application.

3.5.5 Response to a Completed Application:

The Transmission Customer may request a ~~System Impact~~Transmission Service Study pursuant to Section ~~19~~ 3.7 of this ISO OATT at the point in time when its Application is complete.

3.5.6 Execution of Service Agreement or Interconnection Agreement:

If a Transmission Service~~System Impact~~ Study is not requested and the service can be provided, the ISO shall notify the Eligible Customer as soon as practicable but no later than thirty (30) days after receipt of the Completed Application and will tender to the Eligible Customer a Service Agreement pursuant to Section 3.1.4 of the NYISO OATT. ~~Where a System Impact Study is requested, the provisions of Section 19 will govern the execution of a Service Agreement.~~ Failure of an Eligible Customer to execute and return the Service Agreement or request the filing of an unexecuted Service Agreement pursuant to Section 15.3, within fifteen (15) days after it is tendered by the ISO will be deemed a withdrawal and termination of the request for a Service Agreement. Nothing herein limits the right of an Eligible Customer to file

another Service Agreement after such withdrawal and termination. Where a Transmission Service Study is requested, if the Eligible Customer elects to proceed with the transmission upgrades identified in the Transmission Service Study, Attachment FF to the NYISO OATT will govern execution of a Service Agreement in the form of an Interconnection Agreement, upon completion of the Transmission Interconnection Process described in Attachment FF to the NYISO OATT. The deadlines for execution and filing of an unexecuted Interconnection Agreement are set forth in Section (*) of Attachment FF to the NYISO OATT.

~~3.5.7 Extension for Commencement of Service.~~