

**NOTICE TO MARKET PARTICIPANTS – RELEASE OF DATA TO
THE NEW YORK STATE PUBLIC SERVICE COMMISSION**

Dated: August 6, 2008

Pursuant to the Public Service Commission (“PSC”) orders in Case Number 00-E-1380, dated August 14, 2000 and August 23, 2000, the staff of the PSC has requested access to: NYISO Assessment Summary (2nd Quarter 2008). The Assessment Summary contains confidential information regarding the status of market-based, regulatory and alternative regulatory solutions and plans that were submitted to the NYISO to meet reliability needs under its Comprehensive Reliability Planning Process (contained in Attachment Y of the NYISO’s Open Access Transmission Tariff).

The NYISO will make these data available to the PSC staff beginning Tuesday, August 12, 2008 in accordance with the provisions contained in the NYISO’s Code of Conduct and the above-cited orders for the protection and treatment of confidential information.