

23.3 Criteria for Imposing Mitigation Measures

23.3.1 Identification of Conduct Inconsistent with Competition

Conduct that may potentially warrant the imposition of a mitigation measure includes the categories described in Section 23.2.4 above, which shall be detected through the use of indices and screens developed, adopted and made available as specified in Attachment O. The thresholds listed in Sections 23.3.1.1 to 23.3.1.3 below shall be used to identify substantial departures from competitive conduct indicative of an absence of workable competition.

23.3.1.1 Thresholds for Identifying Physical Withholding

23.3.1.1.1 The following initial thresholds will be employed by the ISO to identify physical withholding of a Generator or generation or a CSR Scheduling Limit by a Market Party and its Affiliates:

23.3.1.1.1.1 Except for conduct addressed in Section 23.3.1.1.1.2: Withholding that exceeds (i) 10 percent of a Generator's capability or 10 percent of a CSR Scheduling Limit, or (ii) 100 MW of a Generator's capability or 100 MW of a CSR Scheduling Limit, or (iii) 5 percent of the total capability of a Market Party and its Affiliates, or (iv) 200 MW of the total capability of a Market Party and its Affiliates.

A Hybrid Storage Resource will violate the withholding threshold whenever its Operating Reserve Limit is less than 75% of the minimum of (a) the HSR's Beginning Energy Level, or (b) the HSR's emergency ramp rate multiplied by the time period over which the Operating Reserves would have been scheduled. Provided however, withholding less than 5 MW of Operating Reserves will not result in a violation.

For a Generator or a Market Party in a Constrained Area for intervals in which an interface or facility into the area in which the Generator or generation is located has a Shadow Price greater than \$0.04/MWh, indicating an active constraint, withholding that exceeds (i) 10 percent of a Generator's capability or 10 percent of a CSR Scheduling Limit, or (ii) 50 MW of a Generator's capability or 50 MW of a CSR Scheduling Limit, or (iii) 5 percent of the total capability of a Market Party and its Affiliates, or (iv) 100 MW of the total capability of a Market Party and its Affiliates.

A Hybrid Storage Resource in a Constrained Area for intervals in which an interface or facility into the area in which the Generator or generation is located has a Shadow Price greater than \$0.04/MWh, indicating an active constraint, will violate the withholding threshold whenever its Operating Reserve Limit is less than 75% of the minimum of (a) the HSR's Beginning Energy Level, or (b) the HSR's emergency ramp rate multiplied by the time period over which the Operating Reserves would have been scheduled. Provided however, withholding less than 5 MW of Operating Reserves will not result in a violation.