

Good morning, Glenn and Debbie.

Enclosed is the originally filed appeal that was timely submitted to NYISO in accordance with NYISO's By-laws and the ISO Agreement. Consistent with recent discussions between NYISO and Con Edison, Con Edison has modified the appeal it seeks to have heard by the MC on December 20 (which modification is also attached). Specifically, Con Edison (1) will no longer be seeking to hold its appeal in abeyance or to otherwise table the vote, but rather will proceed to a vote, and (2) has limited its appeal to a single issue: that the NYISO should have labeled, consistent with the definitions contained in the NYISO OATT, the interconnection related facilities at issue in this project and included those categorizations within the project's SRIS Scope. Con Edison seeks, as the attached modified appeal and accompanying motion reflect, for the MC to grant Con Edison's appeal, and either (i) reject the SRIS Scope in its present form, and require its resubmittal with the appropriate designations of all interconnection related facilities specified, or (ii) accept the SRIS Scope in its present form, but require the NYISO to submit such designation to the OC for approval before such SRIS study can proceed.

We note that the second reliability issue raised in our original appeal – which pertains to the fact that the project uses the same POI of the Ravenswood 1 generating plant and the project depends on that unit's retirement, remains a significant issue. However, we understand from our discussions with the NYISO that NYISO intends to address any reliability issues associated with Ravenswood 1's necessary retirement for the project through the generator deactivation process. If the GDA study is completed before the cluster study under the NYISO's transition interconnection process commences, then Con Edison's reliability concerns may be addressed. Con Edison thus suspends its appeal based on this issue at this juncture, but reserves its rights to raise this issue at a later time if these concerns are not adequately addressed.

Thank you,

Susan LoFrumento