

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

New York Independent System  
Operator, Inc.  
Docket No. ER19-2555-000

Issued: 9/6/19

James H. Sweeney, Esq.  
New York Independent System Operator, Inc.  
10 Krey Boulevard  
Rensselaer, NY 12144

Reference: Proposed Implementation Agreement

On August 8, 2019, in accordance with Section 4.1.9.3 of its Market Administration and Control Area Services Tariff, New York Independent System Operator, Inc. (NYISO) filed an executed Implementation Agreement governing Astoria Generating Company L.P.'s and Eastern Generation, LLC's (collectively, AGC) recovery of the costs to construct a new No. 2 ultra low sulfur diesel fuel oil system necessary to accommodate the conversion of units 3 and 5 at the Astoria Generating Station to fire No. 2 ultra low sulfur diesel fuel oil system in lieu of No. 6 fuel oil.<sup>1</sup> NYISO states that New York City local law requires that AGC stop burning No. 6 fuel oil by January 2022. NYISO states that the proposed Implementation Agreement is designated as Service Agreement No. 2474 under the NYISO Open Access Transmission Tariff.

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation - East, under 18 C.F.R. § 375.307, your submittal is accepted for filing, effective October 8, 2019, as requested.

The filing was noticed on August 8, 2019, with comments, interventions, and protests due on or before August 29, 2019. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2018)), to the extent that any timely filed motions to intervene and any motion to intervene out-of-time were filed before the issuance date of this order, such interventions are granted. Granting late interventions at this stage of the proceeding will not disrupt the proceeding or place additional burdens on existing parties.

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<sup>1</sup> New York Independent System Operator, Inc., NYISO Agreements, [Agreement No. 2474, Implementation Agreement between NYISO & Astoria Generating, 0.0.0.](#)

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This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice affecting such rate or service contained in your filing; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against NYISO.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Issued by: Kurt M. Longo, Director, Division of Electric Power Regulation - East

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