

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

New York Independent System
Operator, Inc.
Docket No. ER21-2105-000

Issued: 7/30/21

Brian R. Hodgdon
New York Independent System Operator, Inc.
10 Krey Boulevard
Rensselaer, NY 12144

Reference: Executed Operating Agreement - Service Agreement No. 2628

On June 9, 2021, New York Independent System Operator, Inc. (NYISO) submitted an executed operating agreement, designated as Service Agreement No. 2628 (Operating Agreement) under the NYISO Open Access Transmission Tariff (OATT), between NextEra Energy Transmission New York, Inc. (NextEra) and NYISO.¹ NYISO states that the Operating Agreement conforms to NYISO's *pro forma* operating agreement in section 31.11 of Attachment Y of NYISO's OATT except for certain negotiated provisions that clarify NextEra's responsibilities concerning the maintenance of the local control center in accordance with applicable reliability requirements for its new transmission facilities.

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 May 25, 2021, as requested.²

The filing was noticed on June 9, 2021, with comments, interventions, and protests due on or before June 30, 2021. Pursuant to Rule 214 (18 C.F.R. § 385.214), 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

¹ New York Independent System Operator, Inc., NYISO Agreements, [Agreement No. 2628, Operating Agreement between NYISO & NextEra Energy, 0.0.0](#).

² 18 C.F.R. § 35.3(a)(2) (2020).

additional burdens on existing parties.

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