

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

New York Independent System Operator, Inc.
Docket No. ER16-168-002

Issued: 5/19/16

New York Independent System Operator, Inc.
10 Krey Blvd.
Rensselaer, New York 12144

Attention: James H. Sweeney, Attorney

Reference: Compliance Filing

Dear Mr. Sweeney:

On March 11, 2016, you filed on behalf of the New York Independent System Operator, Inc. (NYISO) revisions to its Market Administration and Control Area Services Tariff (Services Tariff)¹ in compliance with the Commission's February 18, 2016 Order in this proceeding.² NYISO notes that the proposed revisions add a verification requirement to the exemption from physical withholding evaluation for generators that indicate they are unable to provide output in the real-time market because doing so would require the consumption of unauthorized natural gas.

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 February 18, 2016, as requested.

The filing was noticed on March 11, 2016, with comments, interventions, and protests due on or before April 1, 2016. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2015)), 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.

¹ New York Independent System Operator, Inc., NYISO Tariffs, [NYISO MST, 23.3 MST Att H Criteria for Imposing Mitigation Measures \(2\), 14.0.0.](#)

² See *New York Indep. Sys. Operator, Inc.*, 154 FERC ¶ 61,111 (2016).

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.

Sincerely,

Kurt M. Longo, Director
Division of Electric Power
Regulation – East