

December 15, 2025

**By Electronic Delivery**

Honorable Debbie-Anne A. Reese, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

**Re: *New York Independent System Operator, Inc., Compliance Filing,*  
Docket Nos. ER24-1915-002, ER24-1915-003, ER24-1915-\_\_\_\_\_**

Dear Ms. Reese:

The New York Independent System Operator, Inc. (“NYISO”) hereby submits revisions to its Open Access Transmission Tariff (“OATT”) concerning its compliance with Order Nos. 2023 and 2023-A (collectively, “Order No. 2023”).<sup>1</sup> The proposed revisions in this compliance filing fulfill the directives of the Federal Energy Regulatory Commission (“Commission”) in its October 16, 2025, *Order Addressing Arguments Raised on Rehearing, and Setting Aside Prior Order, In Part, and on Compliance* in the above-captioned proceedings (“October 2025 Order”).<sup>2</sup>

On June 16, 2025, the NYISO submitted proposed revisions to its OATT (“Second Compliance Filing”)<sup>3</sup> to comply with the Commission’s initial *Order on Compliance* issued April 17, 2025 (“April 2025 Order”).<sup>4</sup> Since the Commission largely accepted the NYISO’s proposed Cluster Study Process<sup>5</sup> in its April 2025 Order, the NYISO’s Second Compliance Filing addressed a limited number of additional tariff revisions to comply with Order No. 2023 and the April 2025 Order. For certain of these directives, as permitted by the Commission, the NYISO provided further clarification on how its proposed revisions satisfy the Order No. 2023 requirements or provided further justification of these revisions as an independent entity variation.

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<sup>1</sup> See *Improvements to Generator Interconnection Procs. & Agreements*, Order No. 2023, 184 FERC ¶ 61,054, *order on reh’g*, 185 FERC ¶ 61,063 (2023), *order on reh’g*, Order No. 2023-A, 186 FERC ¶ 61,199, errata notice, 188 FERC ¶ 61,134 (2024) (“Order No. 2023”).

<sup>2</sup> See *N.Y. Indep. Sys. Operator, Inc.*, Order Addressing Arguments Raised on Rehearing, and Setting Aside Prior Order, In Part, and on Compliance, 193 FERC ¶ 61,031 (2025) (“October 2025 Order”).

<sup>3</sup> See *N.Y. Indep. Sys. Operator, Inc.*, Compliance Filing for Order No. 2023 and Order No. 2023-A; Docket Nos. ER24-1915-002 and ER24-1915-003 (June 16, 2025) (“Second Compliance Filing”).

<sup>4</sup> See *N.Y. Indep. Sys. Operator, Inc.*, Order on Compliance, 191 FERC ¶ 61,049 (2025) (“April 2025 Order”).

<sup>5</sup> The requirements were set forth in new Standard Interconnection Procedures located in Attachment HH to the NYISO OATT.

In the October 2025 Order, the Commission found that NYISO’s Second Compliance Filing largely complied with the requirements of Order No. 2023 and the April 2025 Order.<sup>6</sup> The Commission directed NYISO to submit a further compliance filing: (i) to revise the timeframe in which an Interconnection Customer can request a technological change modification to its project during the NYISO’s Cluster Study Process and (ii) to reinsert certain requirements concerning the NYISO’s Expedited Deliverability Study that the Commission determined on rehearing were appropriately included in the NYISO’s initial compliance filing.<sup>7</sup> The NYISO submits this further compliance filing (“Third Compliance Filing”) to address these directives.<sup>8</sup> The proposed tariff revisions included in this compliance filing are expressly required by the October 2025 Order’s directives or are non-substantive organizational or clarifying adjustments.<sup>9</sup>

As described in Part III below, the NYISO requests that the tariff revisions concerning the technological change modification rules have an effective date of the date of the Commission’s order accepting these tariff revisions. The NYISO separately requests that its reinserted tariff requirements concerning its Expedited Deliverability Study have an effective date of May 2, 2024.

The NYISO respectfully submits that — with the proposed tariff revisions and the additional clarifications and justifications included in this supplemental compliance filing — it fully complies with the requirements in Order No. 2023, the April 2025 Order, and the October 2025 Order.

## **I. Background**

### **A. NYISO’s Order No. 2023 Compliance Proceeding**

On May 1, 2024, the NYISO submitted its initial compliance filing to address the directives and goals of Order No. 2023 (“Initial Compliance Filing”).<sup>10</sup> The NYISO proposed to establish a Cluster Study Process that incorporated the NYISO’s long-standing “first-ready, first-

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<sup>6</sup> October 2025 Order, 193 FERC ¶ 61,031, P. 3.

<sup>7</sup> *Id.*

<sup>8</sup> The NYISO separately submitted on May 16, 2025, a request for rehearing regarding three of the Commission’s determinations in the April 2025 Order. *N.Y. Indep. Sys. Operator, Inc.*, Request for Rehearing of the New York Independent System Operator, Inc., Docket No. ER24-1915-002 (May 19, 2025) (“NYISO’s Request for Rehearing”).

<sup>9</sup> The Commission has previously authorized the NYISO to include these kinds of limited, but necessary, clarifications in compliance filings and should follow that precedent here. *See N.Y. Indep. Sys. Operator, Inc.*, 125 FERC ¶ 61,206 (2008), reh’g, 127 FERC ¶ 61,042 (2009) (accepting proposed additional tariff revisions that were necessary to implement the modifications directed by the Commission and to correct drafting errors or ambiguities in a compliance filing).

<sup>10</sup> *See N.Y. Indep. Sys. Operator, Inc.*, Compliance Filing for Order No. 2023 and Order No. 2023-A; Conditional Request for Prospective Waivers; Docket No. ER24-1915-000 (May 1, 2025) (“Initial Compliance Filing”).

served” clustered Class Year Interconnection Facilities Study (“Class Year Study”) requirements within the process framework adopted by the Commission in Order No. 2023.

The NYISO’s proposed tariff revisions adopted or otherwise addressed the Order No. 2023 requirements, while employing a number of independent entity variations to maximize the benefits of the reforms in light of the NYISO’s distinct interconnection procedures, market structure and planning framework, and other New York-specific considerations. Consistent with the goals of Order No. 2023, the NYISO’s proposed reforms were designed to collectively drive substantial efficiencies and improvements in the NYISO’s interconnection process and were directly targeted at enabling the increasing number of projects seeking to interconnect in New York to do so in a reliable, efficient, transparent, and timely manner.

As part of these reforms, the NYISO consolidated the interconnection procedures and agreements then spread across multiple tariff attachments into new Standard Interconnection Procedures located in a single, new Attachment HH to the NYISO OATT. The NYISO requested a May 2, 2024, effective date to enable the NYISO to immediately begin implementing the reforms and opened the Application Window to commence its Transition Cluster Study Process on August 1, 2024.

On April 17, 2025, the Commission issued the April 2025 Order largely accepting the NYISO’s proposed tariff revisions with a May 2, 2024, effective date. The Commission directed the NYISO to make certain limited tariff revisions. For certain of these directives, the Commission permitted the NYISO, as an alternative, to provide further clarification on how the NYISO’s proposed revisions satisfy the Order No. 2023 requirements or to justify these revisions as an independent entity variation. The order directed the NYISO to submit its supplemental compliance filing within 60 days — that is, by June 16, 2025.

On May 16, 2025, the NYISO submitted a request for rehearing concerning certain items in the April 2025 Order, including the Commission’s determination to reject the NYISO’s proposed revisions to its Expedited Deliverability Study rules as outside of the scope of this proceeding.<sup>11</sup> On June 16, 2025, the NYISO submitted its Second Compliance Filing which addressed the directives in the April 2025 Order. Where permitted by the April 2025 Order, the NYISO provided clarifications or justifications for requested independent entity variations. On October 16, 2025, the Commission issued the October 2025 Order, which largely accepted the NYISO’s additional proposed revisions and its clarifications and justifications for certain independent entity variations. In addition, the October 2025 Order granted rehearing to accept certain revisions to the NYISO’s Expedited Deliverability Study rules included in the Initial Compliance Filing to align these rules with the new Cluster Study Process. The order directed the NYISO to submit a subsequent compliance filing within 60 days — by December 15, 2025: (i) to revise the timeframe in which an Interconnection Customer can request a technological change modification to its project during the NYISO’s Cluster Study Process and (ii) to reinsert

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<sup>11</sup> See NYISO’s Request for Rehearing.

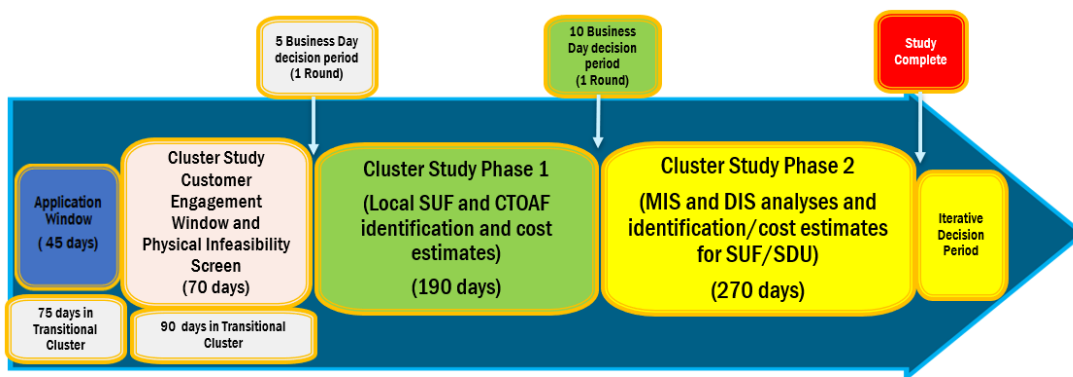
in the OATT the requirements concerning the NYISO’s Expedited Deliverability Study that the Commission accepted on rehearing.

Following the October 2025 Order, the NYISO held multiple discussions with its stakeholders concerning the compliance obligations. The NYISO presented a summary of the compliance requirements to stakeholders at its October 30, 2025, Transmission Planning Advisory Subcommittee (“TPAS”)/Electric System Planning Working Group (“ESPWG”) meeting. The NYISO subsequently presented to stakeholders its proposed tariff revisions at its December 3, 2025 TPAS/ ESPWG meeting.

### B. NYISO’s Cluster Study Process

In the April 2025 Order, the Commission accepted the overall framework, timeframes, and requirements for the NYISO’s new Cluster Study Process included in Attachment HH of the NYISO OATT. The core elements of this process are summarized as follows and illustrated in Figure 1 below.

**Figure 1 - Cluster Study Process**



Total Timeline: 590 days (1.6 years)

Prior to the commencement of a Cluster Study Process, Interconnection Customers may gain valuable information regarding proposed interconnections by requesting a Pre-Application Report and by reviewing the Heatmap.<sup>12</sup> The NYISO will kick off each Cluster Study Process by opening the Application Window for that study cycle.<sup>13</sup> To enter the study, an Interconnection Customer must submit during the 45-Calendar Day Application Window an Interconnection Request or Capacity Resource Interconnection Service (“CRIS”)-Only Request, the applicable Application Fee and Study Deposit, a demonstration of Site Control, and all other

<sup>12</sup> See OATT Attach. HH §§ 40.4.1, 40.4.2.

<sup>13</sup> See *id.* § 40.5.3.

required application materials.<sup>14</sup> If the Interconnection Customer submits a valid request or timely cures any deficiencies, the request will be a Cluster Study Project included in the Cluster for that study process.<sup>15</sup>

The NYISO will then commence a 70-Calendar Day Customer Engagement Window.<sup>16</sup> Within ten (10) Business Days of the start of the Customer Engagement Window, the NYISO will publish the list of all of the Cluster Study Projects participating in that process.<sup>17</sup> Within five (5) Business Days of the NYISO's publication of this list, an Interconnection Customer will have the opportunity to modify its Point of Interconnection of its project and may also withdraw its project up to this point without penalty.<sup>18</sup> The applicable Transmission Owner will then conduct a physical infeasibility screening to identify whether any of the proposed interconnections are physically infeasible and unable to proceed, in which case the projects will be withdrawn without penalty.<sup>19</sup> Finally, the NYISO shall conduct a group scoping meeting for the Cluster Study Projects.<sup>20</sup> During the Application Window and Customer Engagement Window, the NYISO will develop the Existing System Representation and base cases required for the performance of the Cluster Study.<sup>21</sup>

Interconnection Customers will then have a 5-Business Day period – the Phase 1 Entry Decision Period – to elect whether their Cluster Study Projects will proceed to the Phase 1 Study.<sup>22</sup> To move forward, the Interconnection Customer must post the Readiness Deposit 1.<sup>23</sup>

The NYISO will then commence the Phase 1 Study process.<sup>24</sup> The process is a 190-Calendar Day period that runs from the Phase 1 Study Start Date to the NYISO's presentation to its Operating Committee for its approval of the Phase 1 Cost Estimates Summary Report.<sup>25</sup> At the start of the Phase 1 Study process, the NYISO will finalize the Existing System Representation and the required base cases.<sup>26</sup> The Connecting Transmission Owners and Affected Transmission Owners will then assess the local impacts of the proposed interconnections of the Cluster Study Projects to identify the Connecting Transmission Owner's Attachment Facilities, Distribution Upgrades, and Local System Upgrade Facilities required to reliably interconnect the projects in accordance with Applicable Reliability Requirements, and to

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<sup>14</sup> See *id.* § 40.5.5.

<sup>15</sup> See *id.* § 40.5.7.

<sup>16</sup> See *id.* § 40.7.1.

<sup>17</sup> See *id.* § 40.7.2.

<sup>18</sup> See *id.* §§ 40.7.2.2, 40.7.2.23.

<sup>19</sup> See *id.* § 40.7.3.

<sup>20</sup> See *id.* § 40.7.4.

<sup>21</sup> See *id.* § 40.10.2.

<sup>22</sup> See *id.* § 40.7.5. If the Interconnection Customer instead elects to withdraw during this stage, it will be subject to a withdrawal penalty equal to 25% of its Study Deposit with limited exceptions. See *id.* § 40.7.6.

<sup>23</sup> See *id.* § 40.7.5.3. The Readiness Deposit 1 is calculated as \$4,000 per MW for the project.

<sup>24</sup> See *id.* § 40.10.1.

<sup>25</sup> See *id.* § 40.9.2.1.

<sup>26</sup> See *id.* § 40.10.4.

provide cost estimates for, and a preliminary schedule to construct the facilities.<sup>27</sup> The NYISO will incorporate this analysis into the Phase 1 Cost Estimates Summary Report and present it to its stakeholder Operating Committee.<sup>28</sup> The Phase 1 Study process will conclude for the Cluster of Cluster Study Projects with the NYISO's Operating Committee's approval of a summary of the Phase 1 Study cost estimates.<sup>29</sup> In parallel with the performance of the Phase 1 Study, the NYISO and Transmission Owners will perform preparatory work for the Phase 2 Study.<sup>30</sup>

Interconnection Customers will then have a 10-Business Day period – the Phase 2 Entry Decision Period – to elect whether their Cluster Study Projects will proceed to the Phase 2 Study.<sup>31</sup> To move forward, the Interconnection Customer must post the Readiness Deposit 2.<sup>32</sup>

The NYISO will then commence the Phase 2 Study process.<sup>33</sup> The process is a 270-day period that runs from the Phase 2 Study Start Date to the NYISO's presentation of the draft Cluster Study Report to the Operating Committee for its approval.<sup>34</sup> The NYISO will perform assessments to identify any non-Local System Upgrade Facilities and Distribution Upgrades required for the reliable interconnection of Cluster Study Projects to address the non-local impacts of the proposed interconnections.<sup>35</sup> For Cluster Study Projects requesting CRIS, the NYISO will also conduct a Cluster Study Deliverability Study to identify any required System Deliverability Upgrades (“SDU”).<sup>36</sup> If the NYISO identifies a SDU that was not previously studied, Interconnection Customers may elect for the upgrade to be assessed through a separate parallel Additional SDU Study.<sup>37</sup> The Connecting Transmission Owner, Affected Transmission Owner, or Affected System Operator will determine the cost estimates for and a preliminary schedule to construct the facilities.<sup>38</sup> They will also update, as needed, the identification of and cost estimates of the facilities identified in the Phase 1 Study.<sup>39</sup> The NYISO will allocate upgrade costs among Cluster Study Projects using a proportional impact method.<sup>40</sup> The NYISO will develop a draft Cluster Study Report with the results of the Phase 2 Study and present the results to its stakeholder Operating Committee. The Phase 2 Study will conclude for the Cluster

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<sup>27</sup> See *id.* § 40.10.4.

<sup>28</sup> See *id.* § 40.10.6.

<sup>29</sup> See *id.* § 40.10.1.

<sup>30</sup> See *id.* § 40.10.7.

<sup>31</sup> See *id.* § 40.10.8.

<sup>32</sup> The Readiness Deposit 2 replaces the Readiness Deposit 1 and is calculated as the greater of the Readiness Deposit 1 amount and 20% of the cost estimates determined in the Phase 1 Study for the project. See OATT Attach. HH 40.10.8. If the Interconnection Customer instead elects to withdraw during this stage, it will be subject to a withdrawal penalty equal to 50% of its Study Deposit and 10% of its Readiness Deposit 1 with limited exceptions. See *id.* § 40.10.9.

<sup>33</sup> See *id.* § 40.11.1.

<sup>34</sup> See *id.* § 40.9.2.1.

<sup>35</sup> See *id.* § 40.11.2.1.

<sup>36</sup> See *id.* § 40.11.3.

<sup>37</sup> See *id.* § 40.11.3.

<sup>38</sup> See *id.* § 40.11.4.

<sup>39</sup> See *id.* § 40.11.2.2.

<sup>40</sup> See *id.* § 40.12.2.

of Cluster Study Projects with the NYISO's Operating Committee's approval of the Cluster Study Report.<sup>41</sup>

The NYISO will then commence the Final Decision Period. In the iterative decision rounds of this process, each Interconnection Customer will elect whether to accept the costs for the attachment facilities and upgrades identified for its project and to pay cash or post security for the allocated amount.<sup>42</sup> An Interconnection Customer that accepts its costs allocation and pays cash or posts security for its allocated costs will move forward to negotiate an interconnection agreement and any construction agreements for the project. The Interconnection Customer will only be responsible for additional costs in excess of its secured amount under tariff-prescribed circumstances.<sup>43</sup> Its security will be subject to forfeiture if the project withdraws, and other Interconnection Customers are relying on its attachment facilities or upgrades.<sup>44</sup>

## II. Response to Commission Directives

### A. Technological Change Requests

In its Initial Compliance Filing, the NYISO revised its modification rules to establish that an Interconnection Customer cannot modify its proposed project during the Cluster Study Process, with the limited exception that an Interconnection Customer may modify its Point of Interconnection up to five (5) Business Days after the NYISO posts the Cluster Study Project List during the Customer Engagement Window. This restriction on modifications is necessary as such changes during the Cluster Study Process would require the NYISO to be constantly updating the project models and base cases, which would substantially extend the duration of the interconnection studies.

In line with these revisions, the NYISO proposed to update its technological change procedures to remove the requirement that an Interconnection Customer could propose a technological change between the draft System Reliability Impact Study and returning an executed Interconnection Facilities Study Agreement as these process steps no longer exist in the new Cluster Study Process. As revised, an Interconnection Customer could only request a technological change to its project after the Cluster Study was completed.

In the April 2025 Order, the Commission acknowledged that the NYISO's revised interconnection study process eliminated the process steps that established the window of time for an Interconnection Customer to propose a technological change.<sup>45</sup> The Commission,

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<sup>41</sup> See *id.* §§ 40.11.1, 40.11.7.

<sup>42</sup> See OATT Attach. HH § 40.15. If, on the other hand, the Interconnection Customer does not accept its cost allocation or pay cash or post security for its project, the project will be withdrawn and will be subject to a withdrawal penalty equal to 100% of its Study Deposit and 20% of its Readiness Deposit 2. See *id.* § 40.15.5.

<sup>43</sup> See *id.* § 40.16.3.

<sup>44</sup> See *id.* § 40.16.1.

<sup>45</sup> See April 2025 Order at P 324.

however, directed the NYISO to provide a cut-off point for Interconnection Customers to request a technological change that is consistent with the requirements in Order No. 845 and otherwise clarifies when Interconnection Customers may request such a change under NYISO's revised interconnection process.<sup>46</sup>

In response to the Commission's directive in the April 2025 Order, the NYISO proposed, in its Second Compliance Filing, to revise its technological change rules to permit an Interconnection Customer in an ongoing Cluster Study Process to submit to the NYISO a technological change for a Cluster Study Project with a validated Interconnection Request up to five (5) Business Days after the NYISO posts the Cluster Study Project List during the Customer Engagement Window.<sup>47</sup> This approach aligned with the Commission-approved modification rules included in the Initial Compliance Filing that permit certain limited modifications up to the completion of this 5-Business Day window in the Customer Engagement Window. The NYISO proposed this cutoff date because any modifications to the Cluster Study Projects after this date may delay the creation of, or necessitate updates to, the project models and base cases required for the Phase 1 Study that the NYISO must develop during the Customer Engagement Window. Such modifications would, therefore, endanger the NYISO's and Transmission Owners' ability to meet the tariff-prescribed timeframes for the Phase 1 Study.

In addition, the NYISO proposed to clarify that the Interconnection Customer must fully satisfy the requirements for this modification no later than the conclusion of that 5-Business Day period, as otherwise the status of the proposed modification would be uncertain when the NYISO was developing the base cases.

Finally, the NYISO proposed to revise its definition of Permissible Technological Advancement to remove the ability of a permissible technological change to increase the capability of the Facility "by more than two (2) megawatts," so the NYISO could accommodate such modifications in the limited timeframe described above.<sup>48</sup>

In the October 2025 Order, the Commission rejected the NYISO's proposed cutoff date for Interconnection Customers to submit certain technological changes up to five (5) Business Days after the NYISO posts the Cluster Study Project List during the Customer Engagement Window.<sup>49</sup> The Commission found that NYISO's proposed deadline is too early in the interconnection study process to be practical and does not fulfill the intent of Order No. 845.<sup>50</sup> The Commission also rejected the NYISO's revisions that prohibit technological changes

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<sup>46</sup> *See id.*

<sup>47</sup> *See* OATT Attach. HH §40.6.3.7.

<sup>48</sup> *See* OATT Attach. HH §40.1 (definition of Permissible Technological Advancement). This *de minimis* exception was a NYISO-specific variation from the Commission's requirements in Order No. 845. The NYISO proposed to remove this language as changes to the project size at this stage in the Cluster Study Process would require additional updates to the information submitted by the Interconnection Customer, which would interfere with the NYISO completing the required project modeling and base cases.

<sup>49</sup> *See* October 2025 Order at P 122.

<sup>50</sup> *See* October 2025 Order at P 122.

submitted by the proposed cutoff date if such changes require additional study by the NYISO. Specifically, the Commission rejected NYISO's proposed revisions to the technological change procedure in sections 40.6.3.7.2, 40.6.3.7.3, and 40.6.3.7.4 of Attachment HH to the OATT, and rejected its revised definition of "permissible technological advancement" concluding that the proposed change is outside the scope of the Order 2023 proceeding.<sup>51</sup>

The Commission, therefore, directed the NYISO to submit a further compliance filing within 60 days of the date of the October 2025 Order to establish a cut-off point to submit a technological advancement request later in the Cluster Study process.<sup>52</sup>

In response to the Commission's directive, the NYISO proposes to revise its technological change rules in Section 40.6.3.7 of Attachment HH to the OATT to permit an Interconnection Customer with a validated Interconnection Request to submit a technological change after the Cluster Study concludes or, during the Cluster Study no later than ten (10) Business Days prior to the close of the Customer Engagement Window.<sup>53</sup>

In developing this updated cut-off point for a technological change, the NYISO carefully balanced extending an individual Interconnection Customer's opportunity to proceed with a technological change during the Cluster Study Process with the increasing risk of delays in the process and harm to other Interconnection Customers resulting from modifications in the process. The NYISO's proposed deadline for such modification in this compliance filing is later in the Cluster Study Process than in the NYISO's prior proposal and accomplishes the purposes of Order No. 845 for the technological change requirements. Specifically, the proposed technological change deadline is far enough into the Cluster Study Process so that it will not discourage technological innovations while at the same time not impacting the Physical Infeasibility screenings that must be performed during the Customer Engagement Window or any Transmission Owner work in the Phase 1 Study. Any modifications following this proposed point in the process would require updates to project models and base cases that the NYISO must develop during the Customer Engagement Window, which are required to conduct the Phase 1 study. Such updates occurring later in the Cluster Study Process could jeopardize the NYISO's and Transmission Owner's ability to meet the tariff-prescribed timeframes for the Phase 1 Study.

To facilitate this later deadline for technological changes, the NYISO proposes to clarify the technological change requirements that the Interconnection Customer must satisfy. This includes providing any available analyses (in particular, short circuit, power flow, and stability analyses) that demonstrate that the requested modification does not have a material adverse impact on the New York State Transmission System or Distribution System.<sup>54</sup> This will assist in expediting the NYISO's review of the modification request, including identifying whether additional studies are required to determine whether the technological change constitutes a

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<sup>51</sup> See October 2025 Order at P 123.

<sup>52</sup> See October 2025 Order at P 122.

<sup>53</sup> See OATT Attach. HH §40.6.3.7.

<sup>54</sup> See OATT Attach. HH §40.6.3.7.1.

Permissible Technological Advancement, while also furthering the intent of Order No. 845.<sup>55</sup> The NYISO will use these additional analyses, along with the other requirements in Section 40.6.3.7.1, to determine whether the proposed technological advancement has an adverse reliability impact on the New York State Transmission System or Distribution System.

Finally, to comply with the Commission’s directive in its October 2025 Order, the NYISO proposes to revise its definition of Permissible Technological Advancement to add back in language concerning the 2 MW or less de minimis exception, the deletion of which the Commission rejected.<sup>56</sup> If an Interconnection Customer’s modification exceeds this threshold (or does not satisfy the requirements of Section 40.6.3.7.1), the Interconnection Customer will still have the opportunity to request a modification following the completion of the Cluster Study in accordance with the NYISO’s existing tariff rules concerning permissible changes to both the project’s Energy Resource Interconnection Service (“ERIS”) and CRIS.

## **B. Tariff Revisions to Address Expedited Deliverability Study Requirements**

As described in the Initial Compliance Filing, the NYISO proposed to continue to offer Expedited Deliverability Studies outside of its new Cluster Study Process.<sup>57</sup> The NYISO therefore requested the following limited independent entity variations for certain revisions to its pre-existing Expedited Deliverability Study rules in the Initial Compliance Filing:<sup>58</sup>

- 1) First, since the NYISO’s prior tariff requirements established the time periods in which the Expedited Deliverability Study can commence and be performed or updated to avoid conflicts with the existing Class Year Study requirements, the NYISO proposed to insert analog timeframes for the Expedited Deliverability Study’s interaction with the new Cluster Study Process.
- 2) Second, consistent with the existing Class Year Study requirements, the NYISO proposed to clarify in the Expedited Deliverability Study rules that a project cannot participate in both a Cluster Study and an Expedited Deliverability Study at the same time.
- 3) Third, since the requirements for the NYISO’s performance of deliverability studies, including for Expedited Deliverability Studies, are now incorporated with the rules for the Cluster Study Deliverability Study, the NYISO proposed to

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<sup>55</sup> See OATT Attach. HH §40.6.3.7.2.

<sup>56</sup> See OATT Attach. HH § 40.1 (definition of Permissible Technological Advancement).

<sup>57</sup> See Initial Compliance Filing at 92. The Expedited Deliverability Study is a streamlined mechanism by which a project or an existing facility that meets the entry requirements can seek to obtain Capacity Resource Interconnection Service (“CRIS”) outside of the NYISO’s regular clustered, interconnection study process for new interconnections or material modifications if the expedited study determines that System Deliverability Upgrades are not required for the deliverability of the project or facility. This process existed under the NYISO’s previous Class Year Interconnection Facilities Study (“Class Year Study”) framework and continues to exist under the new Cluster Study Process framework.

<sup>58</sup> See *id.*

explicitly reference that the Expedited Deliverability Study is performed in accordance with these rules.

- 4) Fourth, the NYISO proposed to clarify that the rules for invoicing for study work and the treatment of deposits for the Expedited Deliverability Study are the same as for all other studies performed under the Standard Interconnection Procedures.
- 5) Finally, the NYISO proposed conforming revisions to the study agreement for the Expedited Deliverability Study included in Appendix 8 to Attachment HH to align with the standard terms used across the NYISO's interconnection study agreements, including the study deposit and invoicing requirements and the miscellaneous provisions.

In the April 2025 Order, the Commission found that all five (5) of the above-referenced categories of revisions to the Expedited Deliverability Study rules were outside the scope of this proceeding.<sup>59</sup> The Commission, therefore, directed the NYISO to remove these proposed revisions.<sup>60</sup>

The NYISO requested rehearing challenging the Commission's determination that certain of the above-referenced tariff revisions were outside of the scope of this proceeding, specifically the tariff revisions described in items 1-3, above.<sup>61</sup>

The NYISO argued that the Commission erred in rejecting these categories of revisions because these revisions are required to enable NYISO to continue to be able to perform the Expedited Deliverability Studies in light of the new Cluster Study Process steps and timeframes.<sup>62</sup>

To comply with the directives in the April 2025 Order pending the Commission's determination on the NYISO's Request for Rehearing, the NYISO included in its Second Compliance Filing, revisions to Attachment HH of the OATT that backed out the proposed insertions and deletions of Expedited Deliverability Study requirements for all five (5) of the above-referenced categories of tariff revisions included with its Initial Compliance Filing.<sup>63</sup>

In the portion of the October 2025 Order addressing arguments raised on rehearing, the Commission modified the April 2025 Order and set aside its rejection of the three (3) categories of revisions that were the subject of the NYISO's Request for Rehearing.<sup>64</sup> The Commission concluded "that NYISO's requested revisions, while not required by Order No. 2023, are just

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<sup>59</sup> See April 2025 Order at P 387.

<sup>60</sup> See *id.*

<sup>61</sup> See NYISO's Request for Rehearing at 4-8.

<sup>62</sup> See *id.*

<sup>63</sup> See OATT Attach. HH §§ 40.13.1, 40.13.7.1, 40.13.8.2.1.3, 40.19.1, 40.19.2, 40.19.3.2, 40.19.3.3, 40.19.3.4, 40.19.5, 40.24.3.1.2, 40.25.8.

<sup>64</sup> See October 2025 Order at P 35.

and reasonable because they will allow NYISO to implement the cluster study requirements established in Order No. 2023 without disrupting NYISO's ability to continue performing its existing Expedited Deliverability Study, which was not changed by the rule."<sup>65</sup> Accordingly, the Commission directed that the NYISO submit a compliance filing to remove these proposed revisions from its OATT.<sup>66</sup>

In this Third Compliance Filing, the NYISO therefore includes tariff revisions that re-insert in Attachment HH to the OATT the proposed insertions and deletions of Expedited Deliverability Study requirements included with its Initial Compliance Filing that were the subject of the NYISO's Request for Rehearing, specifically, the revisions in Sections 40.13.1, 40.13.7.1, 40.13.8.2.1.3, 40.19.1, 40.19.2, and 40.19.5. The NYISO additionally includes in this Third Compliance Filing the reinsertion of the below language in Section 40.19.3.4, which was inadvertently deleted in the Second Compliance Filing:

40.19.3.4 **The ISO shall invoice** Interconnection Customer on a monthly basis for the work conducted on the Expedited Deliverability Study. Each Interconnection Customer shall pay an equal share of the actual cost of the combined Expedited Deliverability Study. The Interconnection Customer shall pay invoiced amounts within thirty (30) Calendar Days of receipt of invoice. The ISO shall continue to hold the amounts on deposit in an interest bearing account associated with the Interconnection Customer until settlement of the final invoice.

### III. Effective Date

The NYISO requests that the tariff revisions concerning the technological change modification rules submitted in this compliance filing become effective on the date the Commission accepts the respective tariff revisions.

The NYISO separately requests that the Commission accept its reinserted tariff requirements concerning its Expedited Deliverability Study with an effective date of May 2, 2024. The Commission accepted the NYISO's tariff revisions submitted with the Initial Compliance Filing with a May 2, 2024, effective date to enable the NYISO to begin the immediate implementation of its new Standard Interconnection Procedures. The revisions in the Initial Compliance Filing included the NYISO's proposed conforming tariff rules to align its Expedited Deliverability Study rules with the new Cluster Study Process requirements. The

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<sup>65</sup> See *id.*

<sup>66</sup> See *id.*

Commission granted rehearing in the October 2025 Order accepting the Expedited Deliverability Study revisions that were included in the Initial Compliance Filing and were intended to take effect as part of the entire package of reforms for the Standard Interconnection Procedures included in the Initial Compliance Filing. As these revisions were part of the Initial Compliance Filing, and were subject to the stakeholder process that proceeded that filing, stakeholders and developers were provided sufficient notice that these provisions would become effective with the remainder of the NYISO's proposed reforms on May 2, 2024. In addition, granting a May 2, 2024, effective date for these tariff revisions would eliminate any uncertainty concerning the applicable Expedited Deliverability Study rules that were in effect when the Commission initially rejected them and then subsequently accepted them on rehearing.

#### **IV. Documents Submitted**

The NYISO submits the following documents with this filing letter:

- 1) A blacklined version of NYISO OATT Attachment HH, Section 40.6 consistent with the Commission's October 2025 Order determination of NYISO's proposed tariff revisions (effective date of October 16, 2025) (Attachment I);<sup>67</sup>
- 2) A clean version of NYISO OATT Attachment HH, Section 40.6 consistent with the Commission's October 2025 Order determination of NYISO's proposed tariff revisions (effective date of October 16, 2025) (Attachment II);
- 3) A blacklined version of NYISO OATT Attachment HH, Sections 40.1 and 40.6 containing the proposed compliance modifications for which NYISO requests an effective date of the date the Commission accepts the respective tariff revisions (Attachment III);
- 4) A clean version of NYISO OATT Attachment HH, Sections 40.1 and 40.6 containing the proposed compliance modifications for which NYISO requests an effective date of the date the Commission accepts the respective tariff revisions (Attachment IV);
- 5) A blacklined version of NYISO OATT Attachment HH, Sections 40.13 and 40.19 containing the proposed compliance modifications for which NYISO requests an effective date of May 2, 2024 (Attachment V); and
- 6) A clean version of NYISO OATT Attachment HH, Sections 40.13 and 40.19 containing the proposed compliance modifications for which NYISO requests an effective date of May 2, 2024 (Attachment VI).

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<sup>67</sup> In the October 2025 Order, the Commission rejected certain revisions in Section 40.6.3.7 and its subsections. Attachments I and II submitted with this filing letter reflect the Commission's determination of the accepted and rejected language effective October 16, 2025, which forms the base for the tariff revisions submitted with this Third Compliance Filing.

## V. Service

The NYISO will send an electronic link to this filing to the official representative of each of its customers, to each participant on its stakeholder committees, to the New York Public Service Commission, and to the New Jersey Board of Public Utilities. In addition, a complete copy of the documents included with this filing will be posted on the NYISO's website at [www.nyiso.com](http://www.nyiso.com).

## VI. Communications

All communications and service with regard to this filing should be directed to:

Robert E. Fernandez, Executive Vice President,  
Chief Compliance Officer & General Counsel  
Karen Georgenson Gach, Deputy General  
Counsel

\*Sara B. Keegan, Assistant General Counsel

\*Raquel M. Parks, Attorney II

New York Independent System Operator, Inc.  
10 Krey Boulevard

Rensselaer, NY 12144

Tel: (518) 356-6000

Fax: (518) 356-4702

[skeegan@nyiso.com](mailto:skeegan@nyiso.com)

[rparks@nyiso.com](mailto:rparks@nyiso.com)

\*Michael J. Messonnier Jr.  
Hunton Andrews Kurth LLP  
951 East Byrd Street  
Richmond, VA 23219  
Tel: (804) 788-8200  
Fax: (804) 344-7999  
[mmessonnier@hunton.com](mailto:mmessonnier@hunton.com)

\*Ted J. Murphy  
Hunton Andrews Kurth LLP  
2200 Pennsylvania Avenue, NW  
Washington, D.C. 20037  
Tel: (202) 955-1500  
Fax: (202) 778-2201  
[tmurphy@hunton.com](mailto:tmurphy@hunton.com)

## VII. Conclusion

Wherefore, the NYISO respectfully requests that the Commission accept the tariff revisions proposed in this compliance filing without modification and determine that the NYISO fully complies with the requirements of Order No. 2023 and the October 2025 Order.

Respectfully submitted,  
/s/ Sara B. Keegan  
Sara B. Keegan  
Raquel M. Parks

/s/ Michael J. Messonnier, Jr.  
Michael J. Messonnier, Jr.  
Hunton Andrews Kurth LLP

*Counsel for the New York Independent System  
Operator, Inc.*

December 15, 2025

cc: Janel Burdick  
Emily Chen  
James Dawson  
Jignasa Gadani  
Leanne Khammal  
Jaime Knepper  
Kurt Longo  
David Morenoff  
Jason Rhee  
Douglas Roe

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding in accordance with the requirements of Rule 2010 of the Rules of Practice and Procedure, 18 C.F.R. §385.2010.

Dated at Rensselaer, NY this 15th day of December 2025.

*/s/ Alexander Morse*

Alexander Morse  
New York Independent System Operator, Inc.  
10 Krey Blvd.  
Rensselaer, NY 12144  
(518) 356-6177