

October 1, 2010

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Hon. Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Re: *Application of TC Ravenswood, LLC to Implement a Minimum Oil Burn Service  
Cost of Service Recovery Rate Schedule*, Docket No. ER10-1359-000;  
*TC Ravenswood, LLC v. New York Independent System Operator, Inc.*, Docket  
No. EL10-70-000

Dear Secretary Bose:

By Motion filed August 16, 2010, the New York Independent System Operator, Inc. ("NYISO") requested that the Commission hold the above captioned proceedings in abeyance and suspend the filing deadlines for sixty days.<sup>1</sup> The NYISO explained that a period within which all matters in these dockets were held in abeyance would allow the parties to continue settlement negotiations without the pressure of also litigating the same issues before the Commission.

On August 18, 2010, TC Ravenswood filed in support of the NYISO's August 16, 2010 Motion including the NYISO's request to suspend filing deadlines.<sup>2</sup> By letter dated August 30, 2010, TC Ravenswood reported to the Commission that negotiations were on-going and renewed its request that the Commission continue to defer issuing substantive orders in both dockets.

By letter dated September 28, 2010, TC Ravenswood now reports that the parties to these negotiations remain far apart. Therefore, TC Ravenswood has requested that the Commission act within 30 days on its pending application in Docket No. ER10-1359-000 and act expeditiously with respect to its complaint in Docket No. EL10-70-000.

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<sup>1</sup> See: *Motion to Hold Proceedings in Abeyance, Request to Suspend Filing Deadlines, and Request for Expedited Procedure*, filed August 16, 2010. The NYISO Motion followed the July 21, 2010 letter request by TC Ravenswood to defer action in the two dockets; See: Letter from Kenneth Wiseman to Secretary Bose, dated July 21, 2010 in these dockets. The NYISO is unaware of any action by the Commission in response to these pleadings.

<sup>2</sup> See: *TC Ravenswood LLC's Response to the New York Independent System Operator, Inc.'s Motion to Hold Proceedings in Abeyance, Request to Suspend Filing Deadlines and Request for Expedited Procedures*, filed August 18, 2010 in this docket.

The NYISO agrees that there appears, at the moment, to be no reason to continue to hold these proceedings in abeyance and the NYISO agrees with the TC Ravenswood request that the Commission restart the proceedings in these two dockets.

The NYISO further requests that the Commission allow a fifteen-day period in Docket No. EL10-70-000, starting Monday, October 4, 2010, for parties to respond to the TC Ravenswood Answer filed August 2, 2010, the day before the first settlement conference was convened at NYISO headquarters, and twelve days after TC Ravenswood's July 21, 2010 request to suspend Commission action in this docket. In its August 2, 2010 Answer, TC Ravenswood requested that the Commission strike the affidavit the NYISO had submitted in its answer to the TC Ravenswood May 27, 2010 Protest against the NYISO. The fifteen-day period will allow the NYISO an adequate opportunity to address TC Ravenswood's request to strike this affidavit.

Respectfully submitted,

/s/Mollie Lampi \_\_\_\_\_  
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