

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

New York Independent System Operator, Inc.

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Docket No. ER11-4338-002

**REQUEST OF THE NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.
FOR LEAVE TO SUBMIT LIMITED ANSWER OUT-OF-TIME**

In accordance with Rules 212 and 2008 of the Commission’s Rules of Practice and Procedure, the New York Independent System Operator, Inc. (“NYISO”), respectfully requests, that the Commission accept, to the extent that the Commission deems necessary, the NYISO’s filing of its *Request for Leave to Submit Limited Answer and Limited Answer of the New York Independent System Operator, Inc.* (“Limited Answer”) out of time.

Consistent with Commission Rules 213 and 2007, NYISO’s outside counsel sought to file the Limited Answer before 5:00 PM on October 21. Due to an unexpected software scanning issue only a portion of the Limited Answer was successfully e-filed at 4:35:46 PM (Attachment 1). Shortly afterwards, outside counsel discovered that a portion of the Limited Answer was not included in the scanned version that was filed before 5:00 PM. It promptly re-submitted the entire Limited Answer but did not complete the re-submission until 5:11:24 PM (Attachment 2). Consequently, the re-submitted version of the Limited Answer has been assigned a “Filed Date” of October 22, 2013. The complete version of the Limited Answer was timely served on all parties to this proceeding and on other NYISO stakeholders on October 21.

Therefore, to the extent necessary, the NYISO respectfully asks that the Commission exercise its discretion to accept the Limited Answer out-of-time. Given the ministerial nature of

the underlying error, and the fact that the error was corrected quickly, no party would be prejudiced if the Commission were to grant the NYISO's request.

Respectfully submitted,

/s/ Ted J. Murphy
Hunton & Williams, LLP
Counsel for
New York Independent System Operator, Inc.

October 22, 2013

Attachments:

1. FERC Receipt of Filing Notice for 10/21/2013 4:35:46 PM
2. FERC Receipt of Filing Notice for 10/21/2013 5:11:24 PM

ATTACHMENT 1

Karimi, Cathy

From: eFiling@ferc.gov
Sent: Monday, October 21, 2013 4:39 PM
To: Karimi, Cathy; efilingacceptance@ferc.gov
Subject: FERC Receipt of Filing in ER11-4338-002

Confirmation of Receipt

This is to confirm receipt by the FERC Office of the Secretary of the following electronic submission:

-Submission ID: 442088
-Docket(s) No.: ER11-4338-002
-Filed By: New York Independent System Operator, Inc.
-Signed By: Theodore Murphy
-Filing Desc: Request for Leave to Submit Limited Answer and Limited Answer of the New York Independent System Operator, Inc. under ER11-4338-002.
-Submission Date/Time: 10/21/2013 4:35:46 PM -Filed Date: 10/21/2013 4:35:46 PM

Additional detail about your filing is available via the following link:

<https://ferconline.ferc.gov/SubmissionStatus.aspx?hashcode=UTwwpYLEsFOzvsoplmgw>

You will receive an email, shortly, concerning the status of your submission.

Thank you for participating in the FERC Electronic Filing System. If you have any questions, or if you detect errors in your submission or the FERC-generated PDF, please contact FERC at:

E-Mail: efiling@ferc.gov <mailto:efiling@ferc.gov> (do not send filings to this address) Voice Mail: 202-502-8258.

ATTACHMENT 2

Karimi, Cathy

From: eFiling@ferc.gov
Sent: Monday, October 21, 2013 5:13 PM
To: Karimi, Cathy; efilingacceptance@ferc.gov
Subject: FERC Receipt of Filing in ER11-4338-002

Confirmation of Receipt

This is to confirm receipt by the FERC Office of the Secretary of the following electronic submission:

- Submission ID: 442108
- Docket(s) No.: ER11-4338-002
- Filed By: New York Independent System Operator, Inc.
- Signed By: Theodore Murphy
- Filing Desc: Request for Leave to Submit Limited Answer and Limited Answer of the New York Independent System Operator, Inc. under ER11-4338-002.
- Submission Date/Time: 10/21/2013 5:11:24 PM -Filed Date: 10/22/2013 8:30:00 AM

Additional detail about your filing is available via the following link:

<https://ferconline.ferc.gov/SubmissionStatus.aspx?hashcode=2uc1oNXhJoMGpQtp5svGnQ>

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CERTIFICATE OF SERVICE

I hereby certify that I have this day caused the foregoing document to be served 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 Commission Rules of Practice and Procedure, 18 C.F.R. § 385.2010 (2013).

Dated at Washington, D.C. this 22nd day of October 2013.

/s/ Catherine Karimi

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