

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

New York Independent System Operator, Inc.)

**Docket Nos. ER08-1281-005
ER08-1281-006**

**MOTION TO TERMINATE THE REPORTING OBLIGATION OF THE
NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.**

Pursuant to Rule 212 of the Commission’s Rules of Practice and Procedure,¹ the New York Independent System Operator, Inc. (the “NYISO”) respectfully submits this *Motion to Terminate the Reporting Obligation* (“Motion”) with the Federal Energy Regulatory Commission’s (“FERC” or “Commission”). This Motion requests that the current annual informational filing obligation in this Docket be discontinued. The NYISO, along with PJM Interconnection, LLC (“PJM”), the Midcontinent Independent System Operator, Inc. (“MISO”), and the Ontario Independent Electricity System Operator (“IESO”)² (collectively, the “ISOs and RTOs”) have fully implemented the interface pricing and congestion management/market-to-market coordination initiatives contemplated in this Docket and have determined that the buythrough of congestion proposal is not required at this time.³

¹ 18 C.F.R. § 385.212.

² See *New York Independent System Operator, Inc.*, 133 FERC ¶ 61,276 at fn 29 (2010) (“The Commission does not have jurisdiction over IESO. We note, however, that IESO has been an active participant in these proceedings and we appreciate IESO’s commitment to resolving the loop flow issues addressed in this order. We direct the NYISO, the Midwest ISO and PJM to continue to work with IESO to develop a comprehensive resolution to the Lake Erie loop flow problem.”).

³ See *Broader Regional Markets Informational Report* filed in this Docket on March 19, 2014.

I. Motion to Terminate

On December 30, 2010, the Commission issued an *Order on Rehearing and Compliance* in Docket No. ER08-1281 (“December 2010 Order”) requiring the NYISO to submit informational reports, in collaboration with its neighboring ISOs and RTOs, NERC and other market participants, commencing one year after the implementation of interface pricing reform and congestion management/market-to-market coordination.⁴

The December 2010 Order required:

“[O]ne year after the implementation of interface pricing reform and congestion management/market-to-market coordination, and every six months thereafter until the market initiatives are fully implemented, we require the NYISO, in collaboration with its neighboring RTO/ISOs, NERC and other market participants, to submit a report, as an information filing, addressing: (i) the effects of the reforms on reducing congestion that results from loop flows and the costs associated with mitigating congestion; (ii) the effects of the implementation of the enhanced interregional transaction coordination initiative; and (iii) recommendations and analyses as to whether the buy-through congestion proposal is required, and if so, when it should be implemented.”⁵

The NYISO, through collaboration between and among the ISOs and RTOs, submitted annual *Broader Regional Markets Informational Reports* in this Docket from March 2014 through March 2017.

The NYISO, with the support of the other ISOs and RTOs, respectfully requests that the Commission terminate the informational filing obligation in this Docket. The NYISO and the ISOs and RTOs have completed the initiatives contemplated in this Docket. The decision that buy-through of congestion is not necessary and the completion of the Second Study discussed in

⁴ See *New York Independent System Operator, Inc.*, 133 FERC ¶ 61,276 PP 33 and ordering paragraph “D” (2010) and *New York Independent System Operator, Inc.*, 147 FERC ¶ 61,175 (2014) (modifying the reporting requirement from a semiannual to an annual obligation) (“June 2014 Order”).

⁵ *New York Independent System Operator, Inc.*, 133 FERC ¶ 61,276 at P 33 (2010) (original footnotes omitted).

the fourth *Broader Regional Markets Informational Report* concluded the final outstanding items contemplated in the reporting obligation of the December 2010 Order. In 2016, the ISOs and RTOs decided not to pursue the buy-through of congestion proposal.⁶ The collective set of market solutions discussed in the informational reports in this Docket has generally resulted in decreased loop flows around Lake Erie. In addition, the cost of generating electricity (which is relevant to the value of alleviating incremental transmission congestion) is low and may remain that way for some time. If the ISOs and RTOs determine that the Buy-Through of Congestion Broader Regional Market solution becomes necessary in the future, a new proceeding will be initiated to present a proposal for the Commission's consideration.

II. Service

The NYISO will send an electronic link to this filing to the official representative of each party to this proceeding, 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, the complete filing will be posted on the NYISO's website at www.nyiso.com.

⁶ See *Fourth Broader Regional Markets Informational Report* filed in this Docket on March 20, 2017.

III. Conclusion

The NYISO respectfully requests that the Commission terminate the annual reporting requirement imposed in the December 2010 Order, as modified in the June 2014 Order.

Respectfully submitted,

NEW YORK INDEPENDENT SYSTEM
OPERATOR, INC.

/s/ James H. Sweeney

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Dated: March 27, 2017

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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 27th day of March 2017.

By: /s/ John C. Cutting

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