

DUPLICATE

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FILE NO: 55430.000072

March 4, 2010

Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, D.C. 20426

Re: *New York Independent System Operator, Inc.*, Compliance Filing  
Docket No. ER10-573-001

Dear Ms. Bose:

Pursuant to the letter order issued on February 17, 2010 in the above captioned proceeding ("February 17 Order"), and the letter order issued on February 22, 2010 in Docket No. ER10-290-000 ("February 20 Order"), the New York Independent System Operator, Inc., submits this compliance filing.

In its January 8, 2010 filing in this proceeding, the NYISO included clarifying tariff changes to two sheets in OATT Attachment X, consistent with tariff revisions pending in Docket ER10-290-000. The NYISO explained that the modifications were only necessary and appropriate once the Commission accepted and made effective the tariff revisions in Docket No. ER10-290-000. Accordingly, the NYISO submitted the sheets with blank effective dates, noting that it would submit revised sheets reflecting the Commission approved effective date in ER10-290-000 once an order had been issued by the Commission in that proceeding.

The February 17 Order directed the NYISO to file appropriately designated OATT Attachment X tariff sheets reflecting the same effective date as the tariff sheets accepted in Docket No. ER10-290-000 within 10 days of the issuance of an order in that docket. The Commission issued its order in ER10-290-000 on February 22, 2010, making the compliance filing directed in the February 17 Order due on March 4, 2010.

The NYISO therefore submits this compliance filing to revise OATT Attachment X Tariff Sheet Numbers 780 and 780A to reflect a January 17, 2010 effective date. No other changes have been made to the tariff sheets submitted herein. Attachment I hereto contains a clean



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version of the two OATT Attachment X tariff sheets reflecting a January 17, 2010 effective date. Attachment II contains blackline versions.

Respectfully submitted,

A handwritten signature in cursive script that reads "Ted J. Murphy".

Ted J. Murphy  
Counsel for  
New York Independent System Operator, Inc.

**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 these proceedings in accordance with the requirements of Rule 2010 of the Rules of Practice and Procedure, 18 C.F.R. §385.2010.

Dated at Washington, D.C., this 4<sup>th</sup> day of March, 2010.

/s/ Vanessa A. Colón  
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## **ATTACHMENT I**

of the Point of Interconnection pursuant to Section 7.2, NYISO shall notify Developer in writing. Such re-study shall take no longer than sixty (60) Calendar Days from the date of notice. Any cost of re-study shall be borne by the Developer being re-studied.

**Section 8. Interconnection Facilities Study.**

**8.1 Interconnection Facilities Study Agreement.**

Beginning thirty (30) Calendar Days prior to the study start date of the Annual Transmission Reliability Assessment called for by Attachment S of the NYISO OATT, the NYISO shall provide an Interconnection Facilities Study Agreement for the next Class Year in the form of Appendix 4 to these Large Facility Interconnection Procedures to each Developer who has not previously received an agreement for the next Class Year, upon confirmation by the NYISO that the Developer is an Eligible Developer. Prior to this 30-day period, the NYISO shall tender an Interconnection Facilities Study Agreement to any Developer, confirmed by the NYISO to be an Eligible Developer, that so requests. For purposes of this Section only, the term Eligible Developer shall mean a Developer of a project that (1) satisfies the

criteria for inclusion in the Annual Transmission Reliability Assessment, for the next Class Year, as those criteria are specified in Section VI.B.3 of Attachment S, and (2) either (a) the NYISO determines must enter the next Class Year pursuant to Section VI.B.3.a-d of Attachment S, or (b) elects to enter the next Class Year pursuant to Section VI.B.3.a-d of Attachment S by providing notice to the NYISO by the study start date of the Annual Transmission Reliability Assessment. When the NYISO provides an Interconnection Facilities Study Agreement to a Developer, the NYISO shall, at the same time, also provide one to that Developer's Connecting Transmission Owner. The Interconnection Facilities Study Agreement shall provide that the Developer shall compensate the NYISO and Connecting Transmission Owner for the actual cost of the Interconnection Facilities Study. When the NYISO provides the Interconnection Facilities Study Agreement to the Developer, the NYISO shall provide to Developer a non-binding good faith estimate of the cost and timeframe for completing the Interconnection Facilities Study. The Developer shall execute the Interconnection Facilities Study Agreement and

## **ATTACHMENT II**

of the Point of Interconnection pursuant to Section 7.2, NYISO shall notify Developer in writing. Such re-study shall take no longer than sixty (60) Calendar Days from the date of notice. Any cost of re-study shall be borne by the Developer being re-studied.

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Issued by: Stephen G. Whitley, President

Effective: January 17, 2010

Issued on: January 8, March 4, 2010

Filed to comply with order of the Federal Energy Regulatory Commission, Docket No. ER10-573-000, issued February 17, 2010.



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