

PJM Interconnection, L.L.C. ) Docket No. ER12-718-002

Pursuant to Rule 207(a)(5) of the Federal Energy Regulatory Commission (“Commission” or “FERC”) Rules of Practice and Procedure, 18 C.F.R. § 385.207(a)(5), PJM Interconnection, L.L.C. (“PJM”) and New York Independent System Operator, Inc. (“NYISO”) (collectively, the “RTOs”) respectfully request an extension until August 15, 2013 of the temporary, limited waiver of sections 7 and 10 of Schedule D (*Market-to-Market Coordination Process*) to the Joint Operating Agreement Among and Between NYISO and PJM (“JOA”) (and any other relevant provisions of the JOA) that was granted in a Letter Order issued on January 14, 2013 in the above Docket.<sup>1</sup> The previously approved limited Tariff waiver permits the RTOs to temporarily suspend market-to-market coordination and settlement under the following two scenarios: (1) the data link between the RTOs fails precluding the exchange of data necessary to implement the market-to-market coordination process; or (2) either RTO’s energy management

<sup>1</sup> *PJM Interconnection, L.L.C. and New York Independent System Operator, Inc.*, 142 FERC ¶ 61,026 (2013).

system (“EMS”)<sup>2</sup> or real-time security constrained economic dispatch (“RTD”), fails rendering impossible the creation of data necessary for market-to-market coordination.

## **I. REQUEST FOR EXTENSION OF WAIVER PERIOD**

The RTOs December 24, 2012 joint filing explained why it is appropriate to temporarily suspend market-to-market coordination and settlement when: (1) the data link between the RTOs fails precluding the exchange of data necessary to implement the market-to-market coordination process; or (2) either RTO’s EMS or RTD, fails rendering impossible the creation of data necessary for market-to-market coordination. Acting pursuant to delegated authority, the Secretary’s office accepted the RTOs explanation of the need for a limited Tariff waiver and granted the requested limited tariff waiver on January 14, 2013.<sup>3</sup>

The RTOs respectfully request that the end date of the limited waiver period be extended from June 30, 2013 to August 15, 2013. The RTOs have been working diligently to develop and file with the Commission the JOA clarifications necessary to temporarily suspend market-to-market coordination and settlement in the two scenarios that the RTOs explained in their December 24, 2012 joint filing. In addition, the RTOs have been working to develop and review with stakeholders other mutually agreed upon clarifications of the market-to-market coordination rules. The NYISO will not be able to complete its Tariff review process in time to obtain a required Board of Directors (“Board”) approval until the NYISO Board’s June meeting. The requested extension of the waiver to August 15, 2013 will permit the RTOs to submit their proposed Tariff

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<sup>2</sup> The EMS includes real-time telemetry, contingency and state estimator functions.

<sup>3</sup> See n. 1, *supra*.

revisions before June 15, 2013, so that the Commission will have a full 60 days to review the proposed Tariff revisions before it acts on the RTOs' proposal.

## **II. REQUEST FOR SHORTENED NOTICE PERIOD AND FOR COMMISSION ACTION BY JANUARY 14, 2013**

The RTOs respectfully request that the Commission grant this temporary waiver request by no later than May 31, 2013. To meet this expedited schedule, the RTOs respectfully request that the Commission immediately issue notice of their waiver request and provide, in accordance with its Rule 210(b),<sup>4</sup> for a shortened comment period of seven days. Expedited action is necessary because effective July 1, 2013, in the absence of the requested waiver, the RTOs will be required under the JOA to conduct market-to-market coordination during emergency data system outages where such outages preclude the creation and exchange of data necessary to implement market-to-market coordination.

## **III. CONCLUSION**

For the reasons stated above, PJM and NYISO request that the Commission grant an expedited extension of the temporary waiver that was granted by Letter Order on January 14, 2013 in the above Docket. The RTOs request that the waiver period be extended to August 15, 2013. The RTOs propose to submit their clarifying Tariff revisions before June 15, 2013, with a requested effective date of August 16, 2013 (the

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<sup>4</sup> 18 C.F.R. § 385.210(b).

day after the conclusion of the requested waiver period). The RTOs further request that the Commission provide for a shortened comment period and rule on this request on or before May 31, 2013.

Respectfully submitted,

/s/ James M. Burlew

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Dated: April 23, 2013

### **CERTIFICATE OF SERVICE**

I hereby certify that I this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Rensselaer, New York this 23<sup>rd</sup> day of April 2013.

/s/ Alex M. Schnell

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