

October 12, 2012

**By Electronic Delivery**

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

**Re: *New York Independent System Operator, Inc.*, Refiling of Base Tariff Section to  
Correct Ministerial Error and Request for Waiver of Public Notice Requirement;  
Docket No. ER11-360-000**

Dear Ms. Bose:

It has recently come to the New York Independent System Operator's ("NYISO") attention that due to an administrative oversight, the tariff section base document used to create the clean and blacklined version of Section 5.14 of the NYISO's Market Administration and Control Area Services Tariff ("Services Tariff") in the above referenced docket was incorrect.<sup>1</sup> The NYISO is submitting this filing to correct its Services Tariff to accurately reflect the NYISO's submission and the Services Tariff revisions that the Commission accepted in its October 6, 2011 letter Order in Docket No. ER12-2224-010, with an effective date of September 15, 2011.<sup>2</sup> Specifically, certain values in the table of ICAP Demand Curves in Section 5.14.1.2 inadvertently did not include the digits to the right side of the decimal point.

Therefore, the NYISO is now filing this errata to resubmit, for recordkeeping purposes only, the corrected clean and blackline versions of the affected section. The NYISO is not proposing any substantive changes to the revisions accepted in Docket No. ER11-360-000 or the

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<sup>1</sup> See Docket No. ER11-360-000 filed November 7, 2011, and accepted by the Commission, 140 FERC ¶ 61,160 (2011), with an effective date of January 9, 2012 (the "ER11-360 Order").

<sup>2</sup> The Commission has previously permitted filing entities to correct errors in filed tariff sections after the issuance of an order accepting the tariff revisions for filing. See, e.g., *New York Independent System Operator, Inc.*, Letter Order, Docket Nos. ER12-1209-000, ER12-1210-000, ER12-1211-000 (not consolidated) (April 30, 2012) (accepting corrected tariff section base documents for three eTariff filings that used the same incorrect base document); *New York Independent System Operator, Inc.*, Letter Order, Docket No. ER09-1027-001 (Sept. 24, 2009) (accepting revised tariff sheets to reinstate erroneously omitted language several months after the Commission's acceptance of the tariff revisions that contained the erroneous omission); *New York Independent System Operator, Inc.*, Letter Order, Docket Nos. ER04-230-037 and ER04-230-038 (Sept. 5, 2008) (accepting corrected tariff sheets that reinstated erroneously omitted language and corrected the table of contents several months after the Commission's acceptance of the tariff revisions that contained errors).

effective date thereof. This errata filing simply updates the base Services Tariff document to include the digits in the ICAP Demand Curve values that were inadvertently omitted from the original filing in the docket referenced above.

Attachments I and II to this filing letter contain a corrected clean and blackline version, respectively, of the proposed revisions to the Services Tariff that were originally filed on November 7, 2011, and accepted by the Commission in the ER11-360 Order. These Attachments should replace the Services Tariff records filed in this docket. Please note that these revisions were accepted effective January 9, 2012, as requested.

The NYISO has posted to its website a corrected version of Services Tariff Section 5.14. In this manner, all Market Participants will have immediate access to the correct and currently effective Services Tariff provisions. The NYISO does request confirmation of the Commission's receipt and formal eTariff acceptance of the Attachments to this filing.

The NYISO will send an electronic copy of this filing to the official representative of each party to this proceeding, the New York Public Service Commission, and the New Jersey Board of Public Utilities. The NYISO will send an electronic link to this filing to the official representative of each of its customers and to each participant on its stakeholder committees. In addition, the complete public version of this filing will be posted on the NYISO's website at [www.nyiso.com](http://www.nyiso.com).

The NYISO respectfully requests that the Commission accept these errata to Section 5.14 of the NYISO's Services Tariff as an administrative correction and not issue a new public notice because the changes submitted with this letter merely conform the posted Services Tariff to language that the Commission has already accepted for filing.

Please do not hesitate to contact the undersigned should you have any questions regarding this letter or the attached Services Tariff revisions.

Respectfully submitted,

/s/ Gloria Kavanah

Gloria Kavanah  
Senior Attorney  
New York Independent System Operator, Inc.  
10 Krey Boulevard  
Rensselaer, NY 12144  
518.356.6103  
[gkavanah@nyiso.com](mailto:gkavanah@nyiso.com)

## **Communications and Correspondence**

All communications in this proceeding should be directed to:

Karen Georgenson Gach, Deputy General Counsel  
Raymond Stalter, Director of Regulatory Affairs  
\*Gloria Kavanah, Senior Attorney  
New York Independent System Operator, Inc.  
10 Krey Boulevard  
Rensselaer, NY 12144  
Tel: (315) 356-6103  
Fax: (315) 356-7678  
[kgach@nyiso.com](mailto:kgach@nyiso.com)  
[rstalter@nyiso.com](mailto:rstalter@nyiso.com)  
[gkavanah@nyiso.com](mailto:gkavanah@nyiso.com)

\*Person designated for receipt of service in this proceeding.

cc: Travis Allen  
Michael A. Bardee  
Gregory Berson  
Anna Cochrane  
Jignasa Gadani  
Morris Margolis  
Michael Mc Laughlin  
Joseph Mc Clelland  
Daniel Nowak

## **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 12<sup>th</sup> day of October, 2012.

/s/ Joy A. Zimmerlin

Joy A. Zimmerlin  
New York Independent System Operator, Inc.  
10 Krey Blvd.  
Rensselaer, NY 12144  
(518) 356-6207