



HUNTON & WILLIAMS LLP  
2200 PENNSYLVANIA AVENUE, NW  
WASHINGTON, D.C. 20037-1701

TEL 202 • 955 • 1500  
FAX 202 • 778 • 2201

TED J. MURPHY  
DIRECT DIAL: 202-955-1588  
EMAIL: tmurphy@hunton.com

November 15, 2011

**By Electronic Delivery**

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

**Re: New York Independent System Operator, Inc. Errata to Filing in Docket No.  
ER10-2569-000 and Request for November 8, 2010 Effective Date; Docket No.  
ER12-\_\_\_\_\_<sup>1</sup>**

Dear Ms. Bose:

On September 9, 2010, the New York Independent System Operator (“NYISO”) submitted proposed revisions to its Open Access Transmission Tariff and its Market Administration and Control Area Services Tariff (“Services Tariff”) to reorganize and clarify the requirements for charges and payments in Rate Schedule 1 and related provisions of the NYISO tariffs. As part of the proposed revisions, the NYISO proposed a few non-substantive drafting improvements to its tariffs. The Commission accepted the NYISO’s proposed revisions on October 27, 2010, with an effective date of November 8, 2010. It has since come to the NYISO’s attention that several of the drafting improvements inadvertently changed the

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<sup>1</sup> The docket in this proceeding (ER10-2569-000) was closed following the Commission’s acceptance of the NYISO’s September 9, 2010 revisions. In accordance with eTariff procedures, the NYISO is submitting this errata filing in a new docket. The Commission has previously accepted a NYISO errata filing using this process. *See, e.g., New York Independent System Operator, Inc.*, Letter Order, Docket No. ER11-3674-000 (July 27, 2011). The NYISO will provide service to all parties in the original docket.

substantive meaning of certain provisions in the NYISO tariffs. The NYISO is filing this errata to correct this error.<sup>2</sup>

In its September 9, 2010 cover letter addressing the proposed revisions to the NYISO's Rate Schedule 1 and related tariff provisions, the NYISO described its proposed substantive revisions and then stated:

The NYISO also proposes general, non-substantive drafting improvements to the Rate Schedule 1 Provisions. For example, the NYISO proposes to ensure that the defined terms: Actual Energy Withdrawals, Actual Energy Injections, Scheduled Energy Withdrawals, and Scheduled Energy Injections are capitalized throughout the NYISO tariffs.

While the drafting changes were intended to be non-substantive changes to improve the readability of the NYISO tariffs, the capitalization of several identified terms outside of Rate Schedule 1 of the NYISO tariffs inadvertently changed the substantive meaning of certain tariff provisions regarding the determination of energy market settlements. In particular, capitalization of the phrases "scheduled Energy injection" and "scheduled Energy withdrawal" inserted a substantive meaning to these phrases which was not intended. The NYISO and its stakeholders did not intend to make substantive changes to these provisions as part of the September 9 filing. The NYISO is, therefore, submitting a revised tariff section to back out the drafting changes that capitalized these two phrases. All other revisions to capitalize defined terms in Section 4.5 of the Services Tariff included in the filing in Docket ER10-2569-000 were appropriately non-substantive but necessary and are not proposed to be revised.

The Commission's acceptance of the NYISO's corrections will not impact the intended substantive revisions to the NYISO's Rate Schedule 1 requirements and will ensure that the tariff revisions accurately reflect the intention of the NYISO and its stakeholders.

The NYISO is resubmitting a clean and redlined version of the impacted tariff provisions. The attached tariff section reflects a correction to language that has already been accepted by the Commission in this proceeding.<sup>3</sup> For this reason, the NYISO requests that the Commission accept the revised tariff section with an effective date of November 8, 2010, which is the effective date of the other tariff sections accepted by the Commission in this proceeding.

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<sup>2</sup> The Commission has previously accepted errata to correct errors in filed tariff sections after the Commission's issuance of an order accepting a filing. *See, e.g., New York Independent System Operator, Inc.*, Letter Order, Docket No. ER09-836-002 (November 5, 2009) (accepting revised tariff sections to correct inadvertently moved tariff language several months after the Commission's acceptance of filing); *New York Independent System Operator, Inc.*, Letter Order, Docket No. ER09-1027-001 (September 24, 2009) (accepting revised tariff sheets to include an erroneously removed exemption several months after the Commission's acceptance of filing).

<sup>3</sup> *New York Independent System Operator, Inc.*, Letter Order, Docket No. ER10-2569-000 (October 27, 2010).

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The NYISO respectfully submits the following documents:

1. This filing letter;
2. A blacklined version of the proposed modifications to the Services Tariff (“Attachment I”); and
3. A clean version of the proposed modifications to the Services Tariff (“Attachment II”).

Respectfully submitted,

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

cc: Michael A. Bardee  
Gregory Berson  
Connie Caldwell  
Anna Cochrane  
Jignasa Gadani  
Lance Hinrichs  
Jeffrey Honeycutt  
Michael Mc Laughlin  
Kathleen E. Nieman  
Daniel Nowak  
Rachel Spiker

**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 15<sup>th</sup> day of November, 2011.

/s/ Joy Kimberlin

Joy Kimberlin  
New York Independent System Operator, Inc  
10 Krey Blvd.  
Rensselaer, NY 12114  
(518) 356-6207