

May 2, 2018

By Electronic Delivery

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

Re: *New York Independent System Operator, Inc.*, Refiling of Tariff Section to
Correct Ministerial Error; Docket No. ER13-102-____

Dear Secretary Bose:

On March 19, 2018, the New York Independent System Operator, Inc. (“NYISO”) filed with the Federal Energy Regulatory Commission (“Commission”) in the above-referenced docket, revisions to Section 31.11 of the NYISO’s Open Access Transmission Tariff (“OATT”) to fulfill the directives of the Commission in its February 15, 2018, *Order Conditionally Accepting Tariff Revisions and Requiring Further Compliance* (“March 2018 Filing”).¹ That filing is pending before the Commission. In that filing, the NYISO filed its revisions to Section 31.11 of the OATT on an incorrect base document, from which proposed language previously filed in another proceeding was inadvertently omitted.

I. Description of Filing

The NYISO has identified a ministerial error in its March 2018 Filing, where the NYISO used an incorrect base document to create the clean and blacklined versions of the proposed revisions to Section 31.11 of the OATT (*i.e.*, the *pro forma* Operating Agreement) with an effective date of April 1, 2016. The submitted base document did not include revised language that the NYISO filed on September 19, 2016 (“September 2016 Filing”) to comply with an order issued by the Commission on April 21, 2016,² and consequently the proposed revisions in the March 2018 Filing did not address the added language from the September 2016 Filing.

¹ *New York Independent System Operator, Inc.*, Compliance Filing, Docket No. ER13-102-012 (March 19, 2018) (“March 2018 Filing”).

² *New York Independent System Operator, Inc.*, Order on Compliance and Rehearing, 155 FERC ¶ 61,076 (2016) (“April 2016 Order”). *See generally*, *New York Independent System Operator, Inc.*, Notice of Extension of Time, Docket Nos. ER16-120-000, EL15-37-001 (May 21, 2016).

In its September 2016 Filing, the NYISO proposed to add the phrase “or Attachment FF” to a reference to the requirements of Attachment Y in connection with recovery of costs in Article 3.08 of Section 31.11 of the OATT. To conform Article 3.08 of the Operating Agreement with Article 3.10 of the ISO/TO Agreement as directed by the Commission, the NYISO proposed in the March 2018 Filing to revise the language related to recovery of costs, which included removing the reference to Attachment Y and should have included removing the reference to Attachment FF. Consistent with the revisions in its March 2018 Filing, the attached corrected base document reflects the revision to remove the phrase “or Attachment FF” as shown in Attachment II to this filing letter.³

II. Effective Date

The NYISO respectfully requests that the Commission accept the tariff revisions resubmitted in this errata filing with an effective date of April 1, 2016, which is consistent with the effective date requested in the March 2018 Filing.

III. Documents Submitted

The NYISO respectfully submits the following documents with this filing letter:

1. A clean version of the corrected Section 31.11 of the OATT (“Attachment I”); and
2. A blacklined version of the corrected Section 31.11 of the OATT (“Attachment II”).

IV. Communications

Communications and correspondence regarding this filing should be directed to:

Robert E. Fernandez, General Counsel
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³ In the September 2016 Filing, the NYISO inadvertently left out of the submitted base document a correction to the revisions to Section 31.11 of the OATT that the NYISO proposed in its March 22, 2016 compliance filing in Docket No. ER13-102. *See New York Independent System Operator, Inc.*, Errata Correcting Compliance Filing, Docket Nos. ER13-102-009, -010, at p 2 (May 24, 2016) (correcting and refiling Article 3.03c of the *pro forma* Operating Agreement to remove an inadvertent duplication of the language in Article 3.03b). Given that the language currently at issue has the same effective date of April 1, 2016 and was not revised in the September 2016 Filing, the discrepancy has no practical effect and is noted in this filing to correct and complete the record.

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V. 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.

VI. Conclusion

The NYISO respectfully requests that the Commission accept this correction to Section 31.11 of the NYISO's OATT with an effective date of April 1, 2016.

Respectfully submitted,

/s/ Brian R. Hodgdon

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