

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

New York Independent System Operator, Inc.) Docket No. ER16-1404-___

**REQUEST FOR 14 DAY EXTENSION OF TIME TO
SUBMIT COMPLIANCE FILING ADDRESSING RENEWABLE EXEMPTION OF
THE NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.**

In accordance with Rule 2008 of the Commission’s Rules of Practice and Procedure,¹ the New York Independent System Operator, Inc. (“NYISO”), hereby respectfully requests a brief 14 day extension of time, *i.e.*, until April 6, 2020, to submit compliance tariff revisions concerning the proposed Renewable Exemption under its buyer-side capacity market power mitigation rules (the “BSM Rules”).² The Commission’s February 20, 2020 order in this proceeding (the “February Order”)³ directed the NYISO to submit a compliance filing within thirty days, *i.e.*, by March 23, 2020, to address the “Renewable Exemption.”

The NYISO has worked diligently since the issuance of the February 20 Order to develop compliance tariff revisions that would satisfy the Commission’s directives. The NYISO has also sought to consider stakeholder input to the greatest extent practicable.

The NYISO’s compliance proposal consists principally of a new methodology for computing “Renewable Exemption Limits” for Mitigated Capacity Zones⁴ rather than defining static annual caps on Renewable Exemptions. The NYISO discussed this proposal during the

¹ 18 C.F.R. §385.2008 (2019).

² The BSM Rules are set forth in Attachment H (Section 23) of the NYISO’s Market Administration and Control Area Services Tariff (“Services Tariff”).

³ *New York Independent System Operator, Inc.*, 170 FERC ¶ 61,121 (2020).

⁴ Capitalized terms that are not otherwise defined herein shall have the meaning specified in the NYISO’s Market Administration and Control Area Services Tariff (“Services Tariff”).

March 10 and March 18 teleconference meetings of its stakeholder Installed Capacity Working Group. During the March 18 meeting, multiple stakeholders asked the NYISO to request a brief extension before making its compliance filing. They contended that a brief delay would allow more time for stakeholders to understand the NYISO's proposal, and would potentially reduce the number of disputed issues that will be presented to the Commission after the compliance filing is made.

The NYISO recognizes the importance of satisfying the Commission's compliance directives in a timely manner. Nevertheless, the NYISO also agrees with those stakeholders who suggested that a brief delay for additional discussion could be helpful. Furthermore, the NYISO is not be required to issue determinations under the BSM Rules, including any exemptions, for Class Year 2019 until it nears the start of the Initial Decision Period. Current estimates suggest that the Initial Decision Period for Class Year 2019 Study will begin no earlier than August 2020. Should this occur in August, the NYISO would have to execute the process required to calculate a Renewable Exemption Limit in early in July. The NYISO therefore believes that waiting an additional 14 days could potentially allow for productive further stakeholder input without affecting the NYISO's ability to timely implement a Renewable Exemption for Class Year 2019.

Accordingly, the NYISO respectfully requests that the Commission act under Rule 2008 to extend the deadline for submitting the Renewable Exemption compliance filing for 14 days, *i.e.*, until April 6, 2020.⁵ There is good cause to grant this request for purposes of Rule 2008 because it would create an additional opportunity for stakeholders to understand and potentially

⁵ This request would not affect the recently granted extension, until September 2020, for the NYISO to make a compliance filing regarding its proposed Self-Supply Exemption. *See Notice of Extension of Time*, Docket No. ER16-1404 (March 17, 2020).

influence the NYISO's compliance proposal and because a brief delay would not have any negative consequences.

The NYISO respectfully requests that the Commission adopt the standard five day answer period applicable to motions for extensions of time.⁶ It also asks that the Commission issue an order accepting this request immediately after the conclusion of the five day notice period so that the NYISO will have certainty regarding its compliance obligations.

Communications regarding this proceeding should be sent to:

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Respectfully Submitted,

/s/ David M. Allen

David M. Allen
Senior Attorney

March 19, 2020

cc:	Anna Cochrane	Daniel Nowak
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⁶ See 18 C.F.R. §385.213(d)(1)(i).

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 19th day of March 2020.

/s/ Joy A. Zimmerlin

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