

October 30, 2020

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.*, Docket No. ER21-130-000;  
Notice of Management Committee Concurrence Pursuant to Section 19.01 of  
the ISO Agreement**

Dear Ms. Bose:

On October 22, 2020, the Federal Energy Regulatory Commission (“Commission”) issued a letter order in the above-referenced proceeding that accepted proposed revisions submitted by the New York Independent System Operator, Inc. (“NYISO”) to Sections 5.11 and 5.14 of the Market Administration and Control Area Services Tariff (“Services Tariff”).<sup>1</sup> The NYISO filed these revisions on October 16, 2020 pursuant to Section 205 of the Federal Power Act, using its exigent circumstances authority under Section 19.01 of ISO Agreement, and in accordance with the Commission’s *2005 Guidance Order on Expedited Tariff Revisions for Regional Transmission Organizations and Independent System Operators*.<sup>2</sup> These revisions, which became effective on October 21, 2020, prospectively address a gas pricing alignment logic issue (the “Gas Pricing Logic Issue”) that was recently discovered in the modeling used in establishing the currently effective Installed Capacity (“ICAP”) Demand Curves.<sup>3</sup> As the NYISO indicated in its October 16 Filing, Section 19.01 of the ISO Agreement requires that the revisions expire within 120 days from the filing unless the changes are ratified by the NYISO’s Management Committee or approved by the Commission under the “just and reasonable” standard of Section 206 of the Federal Power Act.

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<sup>1</sup> Docket No. ER21-130-000, *New York Independent System Operator, Inc.*, Letter Order (October 22, 2020) (“October 22 Order”). Capitalized terms not otherwise defined herein shall have the meaning specified in the Services Tariff.

<sup>2</sup> Docket No. ER21-130-000, *supra*, Exigent Circumstances Filing Requesting Authority Under Section 205 of the Federal Power Act to Address Prospectively a Gas Pricing Logic Alignment Issue Affecting the Net Energy and Ancillary Services Revenue Offset Values Embedded in the 2017-2021 Installed Capacity Demand Curves, Request for Shortened Notice and Comment Period, Request for Expedited Action, Notice of Intent to Implement, and Contingent Request for Commission Action Under Section 206 of the Federal Power Act (October 16, 2020). (“October 16 Filing”)

<sup>3</sup> *Id.* at 5-7.

The NYISO respectfully notifies the Commission that, on October 28, 2020, the Management Committee: (1) unanimously approved the tariff revisions accepted by the October 22 Order; and (2) provided concurrence for such revisions to become permanent as provided for in Section 19.01 of the ISO Agreement. Consequently, the revisions accepted by the October 22 Order are no longer subject to the 120-day limitation specified in Section 19.01 of the ISO Agreement and will remain in effect permanently. The NYISO is not asking the Commission to take any further action in response to this Notice and does not believe that any such action is needed.

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

Respectfully Submitted,

/s/ David Allen

David Allen

Senior Attorney

New York Independent System Operator, Inc.

cc: Jignasa Gadani  
Jette Gebhart  
Kurt Longo  
John C. Miller  
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Larry Parkinson  
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Frank Swigonski  
Eric Vandenberg  
Gary Will

## **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 30<sup>th</sup> day of October 2020.

/s/ Joy A. Zimmerlin

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