

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

**New York Power Authority**

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**Docket No. ER12-2317-000**

**MOTION TO INTERVENE AND COMMENTS OF  
THE NEW YORK INDEPENDENT SYSTEM OPERATOR, INC.**

In accordance with Rules 212, and 214 of the Commission’s Rules of Practice and Procedure,<sup>1</sup> the New York Independent System Operator, Inc. (“NYISO”) respectfully moves to intervene and comment in the above-captioned proceeding.<sup>2</sup>

**I. BACKGROUND**

On July 27, 2012, the New York Power Authority (“NYPA”) filed an Application, under Section 205 of the Federal Power Act, to increase its annual revenue requirement used to develop the charges for transmission services provided by NYPA under the NYISO’s Open Access Transmission Tariff (“OATT”). Because the filing included revisions to the NYISO OATT, the NYISO executed the filing of NYPA’s Application, under its FERC-assigned eTariff Company ID, in accordance with the requirements of FERC’s eTariff guidelines. As NYPA and the NYISO coordinated preparation of the filing, the NYISO advised NYPA to make several ministerial subsection renumbering changes. These changes were not substantive but will resolve potential confusion that could have been caused by leaving the subsection numbering uncorrected.

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<sup>1</sup> 18 C.F.R. §§ 385.212, and 385.214.

<sup>2</sup> New York Power Authority, Docket No. ER12-2317-000 (July 27, 2012) (“NYPA Application”).

## **II. COMMUNICATIONS**

Copies of correspondence concerning this filing should be served on:

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## **III. MOTION TO INTERVENE**

The NYISO is a not-for-profit corporation responsible for providing open-access transmission service, administering open and competitive wholesale markets, and bringing together buyers and sellers of electricity, capacity, and ancillary services, in New York State. The NYISO is also responsible for the reliable operation of the bulk electricity grid, and both short-term and long-term planning for the bulk power system in New York State. The NYISO manages the flow of power over nearly 11,000 circuit-miles of transmission lines and centrally dispatches over 300 generating units.

As part of its operations, the NYISO maintains the OATT and Market Administration and Control Area Services Tariff for the New York Control Area. Accordingly, the NYISO has an interest in this proceeding. This interest cannot be adequately represented by any other party. The NYISO, therefore, should be permitted to intervene in this proceeding.

## **IV. COMMENTS**

The NYISO takes no position on the merits of NYPA's revenue requirement filing.

However, the NYISO appreciates NYPA's inclusion in its filing of several ministerial renumbering revisions to Attachment H, Section 14.2.2 of the NYISO OATT, which it made at the NYISO's request. These ministerial section numbering revisions correct inadvertent errors introduced when the NYISO transitioned to the eTariff system. Revising these section numbers does not change the substance of Section 14.2.2 but it eliminates confusion which could be caused by erroneous numbering and aids in the understanding of the Section 14.2.2 provisions.

## **V. CONCLUSION**

WHEREFORE, for the foregoing reasons, the NYISO respectfully requests that the Commission grant this Motion to Intervene and accept these Comments.

Respectfully submitted,

/s/ Mollie Lampi

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## **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 17<sup>th</sup> day of August, 2012.

By: /s/ John C. Cutting

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