

158 FERC ¶ 62,137
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

California Independent System Operator
Corporation
Docket No. ER17-694-000

February 24, 2017

California Independent System Operator
Corporation
250 Outcropping Way
Folsom, CA 95630

Attention: John C. Anders, Esq.
Attorney for the California Independent System Operator Corporation

Reference: Revised Transmission Control Agreement and Request for Waiver

Dear Mr. Anders:

On December 28, 2016, pursuant to section 205 of the Federal Power Act (FPA),¹ the California Independent System Operator Corporation (CAISO) submitted proposed tariff revisions to revise the Transmission Control Agreement (TCA) among CAISO and its participating transmission owners, to include a new participating transmission owner, GridLiance West Transco LLC (GridLiance West) and to update the TCA for other participating transmission owners to reflect the expiration or termination of certain entitlements and contracts, additions or amendments to existing entitlements and contracts, and clean-up edits. CAISO requests that the proposed changes to the TCA become effective on March 1, 2017, the anticipated closing date whereupon GridLiance West will own Valley Electric's high voltage system and also the date that GridLiance West is expected to become a participating transmission owner. CAISO indicates that the actual effective date of the proposed changes to include GridLiance West as a new participating transmission owner should coincide with the closing date of the asset transfer between Valley Electric and GridLiance West. Accordingly, CAISO requests the Commission direct CAISO to file a compliance filing to revise the effective date of the proposed changes associated with GridLiance becoming a participating transmission

¹ 16 U.S.C. § 824d (2012).

owner in the event the asset transfer between Valley Electric and GridLiance West closes on a date other than March 1, 2017.

CAISO also requests waiver of certain tariff provisions related to the implementation of the transmission access charge to accommodate GridLiance West's anticipated closing date with Valley Electric. CAISO requests waiver of the provisions of CAISO Tariff section 4.3.1.1 – and the related provisions of CAISO Tariff Appendix F, Schedule 3, section 8.1 – in order to implement the effective date of the of March 1, 2017. CAISO explains it is willing to forego its usual preference for implementation of transmission access charge revisions for new participating transmission owners on July 1 or January 1 as prescribed by CAISO Tariff section 4.3.1.1, since the TCA revisions have requested effective dates other than January 1.

CAISO's filing was noticed on January 3, 2017, with comments, protests, or interventions due on or before January 23, 2016. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure.² Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214. As no protests or adverse comments were filed, CAISO's revisions to the TCA and request for waiver are therefore uncontested.

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation - West under 18 C.F.R. § 375.307, CAISO's revised TCA is accepted for filing, effective March 1, 2017, as requested.³ In addition, pursuant to the authority delegated to the Director, Division of Electric Power Regulation – West, Office of Energy Market Regulation, in the Commission's February 3, 2017 Order Delegating Further Authority to Staff in Absence of Quorum,⁴ CAISO's uncontested request for waiver is granted. The Commission has granted waiver of tariff provisions where: (1) the applicant acted in good faith; (2) the waiver is of limited scope; (3) the waiver addresses a concrete problem; and (4) the waiver does not have undesirable

² 18 C.F.R. § 385.214 (2016).

³ California Independent System Operator Corporation, FERC FPA Electric Tariff, CAISO Rate Schedules, [CAISO and TO, TCA, 4.0.0](#), [ISO, TCA Signature Page, 4.0.0](#), [Valley Electric, TCA Signature Page, 1.0.0](#), [GridLiance West, TCA Signature Page, 0.0.0](#), [PGE, Appendix A and Supplement, 3.0.0](#), [SCE, Appendix A and Supplement, 4.0.0](#), [Banning, Appendix A, 4.0.0](#), [Riverside, Appendix A, 4.0.0](#), [Valley Electric, Association, Inc. Appendix A, 1.0.0](#), [GridLiance West, Appendix A, 0.0.0](#), and [PGE, SCE and SDGE, Appendix B, 5.0.0](#). CAISO must make a future filing, pursuant to FPA section 205, if the requested effective date granted herein changes.

⁴ *Agency Operations in the Absence of a Quorum*, 158 FERC ¶ 61,135 (2017).

consequences, such as harming third parties.⁵ Those criteria are satisfied here.

This acceptance for filing of the revised TCA and the grant of waiver herein shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice affecting such rate or service contained in your filing; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against CAISO.

Consistent with Rule 1902 of the Commission's Rules of Practice and Procedure,⁶ requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order.⁷

Sincerely,

Steve P. Rodger, Director
Division of Electric Power
Regulation – West

⁵ See, e.g., *Midcontinent Indep. Sys. Operator, Inc.*, 154 FERC ¶ 61,059, at P 14 (2016); *Calpine Energy Serv., Inc.*, 154 FERC ¶ 61,082, at P 12 (2016); *New York Power Auth.*, 152 FERC ¶ 61,058, at P 22 (2015).

⁶ 18 C.F.R. § 385.1902 (2016).

⁷ 18 C.F.R. § 385.713 (2016).