

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

California Independent System) Docket No. ER15-1875-____
Operator Corporation)

**PETITION FOR LIMITED TARIFF WAIVER OF THE
CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION
TO MODIFY EFFECTIVE DATE**

The California Independent System Operator Corporation (“CAISO”) respectfully requests a temporary suspension of the effectiveness, or limited waiver, of the tariff revisions accepted in the order issued in this proceeding on September 9, 2015.¹ As requested by the CAISO in its June 5, 2015 tariff amendment filing, the September 9 order accepted the tariff revisions that the CAISO originally proposed to become effective September 15, 2015 as part of the CAISO’s 2015 fall software release (“2015 fall release”). However, the 2015 fall release has recently been postponed from September 15 to October 27, 2015. Therefore, the CAISO now requests that the Commission suspend the effectiveness of the tariff revisions until October 27, 2015.

Good cause exists for the Commission to find that this petition satisfies its waiver criteria. The waiver is of limited scope in that it will apply for only six weeks. The waiver will also remedy the concrete problem that the tariff revisions cannot go into effect until the 2015 fall release is implemented. Further, the

¹ *Cal. Indep. Sys. Operator Corp.*, 152 FERC ¶ 61,185 (2015) (“September 9 order”). The CAISO submits this petition for limited waiver pursuant to Rule 207 of the Commission’s Rules of Practice and Procedure, 18 C.F.R. § 385.207.

waiver will not have undesirable consequences, because it will maintain the status quo. For these reasons, the Commission should grant the petition.

I. Background

On June 5, 2015, the CAISO filed a tariff amendment in this proceeding to amend the tariff provisions relating to how transition costs for multi-stage generating resources are calculated, modify the definition of use-limited resources, and streamline the registration process for use-limited resources. The CAISO requested that the Commission accept the proposed tariff revisions relating to transition costs effective as of September 15, 2015, for implementation as part of the 2015 fall release then planned for September 15. The CAISO also requested that the Commission accept the proposed tariff revisions relating to use-limited resources effective as of March 1, 2016.²

In the September 9 order, the Commission accepted the tariff revisions relating to transition costs effective as of the requested September 15, 2015 date, and rejected the tariff revisions relating to use-limited resources.³

The CAISO has moved the implementation date of the 2015 fall release from September 15 to October 27, 2015.⁴ The primary reason for moving the

² Transmittal letter for tariff amendment at 16-17, Docket No. ER15-1825-000 (June 5, 2015).

³ See September 9 order at PP 33-34.

⁴ The CAISO announced the change in the implementation date of the 2015 fall release in an August 25, 2015 market notice available at the following link: <https://www.aiso.com/Pages/documentsbygroup.aspx?GroupID=40869543-F2B8-410C-9B6B-E4B843DD86B5>. The CAISO did not file this petition for limited tariff waiver at that time, and instead waited until after the September 9 order was issued, because the CAISO believed it was appropriate to allow the Commission to rule on the substance of the tariff revisions as requested prior to updating the requested effective date. Contemporaneously with the filing of this petition, the CAISO is also filing a similar petition in Docket No. ER15-2204 to suspend the effectiveness of the tariff revisions accepted in that proceeding from September 15 to October 27, 2015.

implementation date was to allow the CAISO to address concerns raised by the Commission regarding the CAISO's pending Energy Imbalance Market year one enhancements that are also included in the 2015 fall release.⁵

II. Petition for Limited Tariff Waiver

Good cause exists for the Commission to grant a limited waiver to suspend the effectiveness of the tariff revisions on transition costs for multi-stage generating resources accepted in the September 9 order until October 27, 2015. The Commission has previously granted requests for tariff waivers in situations where (1) the waiver is of limited scope; (2) a concrete problem needs to be remedied; and (3) the waiver did not have undesirable consequences, such as harming third parties.⁶ This waiver petition meets all three conditions.

The waiver is of limited scope in that it will apply for only six weeks, from September 15 to October 27, 2015. The waiver will also remedy the concrete problem that the tariff revisions relating to transition costs cannot go into effect until the 2015 fall release is implemented, because the software needed to implement the tariff revisions accepted in this proceeding must be bundled with the other software enhancements to be included in the 2015 fall release. Further, the waiver will not have undesirable consequences because the CAISO tariff provisions regarding transition costs for multi-stage generating resources that are in effect today will remain in effect until the tariff revisions can be

⁵ See CAISO deficiency letter response, Docket No. ER15-1919-002, at 2 (Aug. 21, 2015).

⁶ See, e.g., *N.Y. Indep. Sys. Operator, Inc.*, 146 FERC ¶ 61,061, at P 19 (2014); *PJM Interconnection, L.L.C.*, 146 FERC ¶ 61,041, at P 5 (2014); *ISO New England, Inc.*, 134 FERC ¶ 61,182, at P 8 (2011); *Cal. Indep. Sys. Operator Corp.*, 132 FERC ¶ 61,004, at P 10 (2010).

implemented. This waiver will effectively maintain the status quo for a modest period while allowing the CAISO to implement the tariff revisions as expeditiously as possible. Therefore, good cause exists to grant the CAISO's request for limited waiver of the tariff revisions.

III. Conclusion

For the foregoing reasons, the Commission should find that good cause exists to grant a limited waiver to suspend the effectiveness of the tariff revisions regarding transition costs for multi-stage generating resources accepted in this proceeding, until October 27, 2015.

Respectfully submitted,

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Dated: September 15, 2015

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing document upon all of the parties listed in the official service list for the above-referenced proceeding, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010).

Dated at Washington, DC this 15th day of September, 2015.

/s/ Bradley R. Miliauskas
Bradley R. Miliauskas