RETURN COPY

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

The Washington Harbour 3000 K Street, NW, Suite 300 Washington, DC 20007-5116 Telephone (202) 424-7500 Facsimile (202) 424-7647 www.swidlaw.com

THE CHRYSLER BUILDING 405 LEXINGTON AVENUE NEW YORK, NY 10174 TEL.(212) 973-0111 FAX (212) 891-9598

NEW YORK OFFICE

August 13, 2003

Hon. Magalie Roman Salas, Secretary Federal Energy Regulatory Commission 888 First Street, N.E. Washington, D.C. 20426

Re: *California Independent System Operator Corporation* Docket No. ER03-608-003.

Dear Secretary Salas:

Enclosed for filing are one original and fourteen copies of the Answer of the California Independent System Operator Corporation to Motions to Intervene, Comments, Protests, and Requests for Hearing, submitted in the above-captioned proceeding.

Also enclosed are two extra copies of the request to be time/date stamped and returned to us by the messenger. Thank you for your assistance. Please contact the undersigned if you have any questions regarding this filing.

Respectfully submitted,

Michael E. Ward

Counsel for the California Independent System Operator Corporation

Enclosure

OFFICE STATE

3080832v1

UNITED STATES OF AMERICA BEFORE THE FEDERAL ENERGY REGULATORY COMMISSION

California Independent System Operator Corporation Docket No. ER03-608-003

ANSWER OF CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION TO MOTIONS TO INTERVENE, COMMENTS, PROTESTS, AND REQUESTS FOR HEARING

Pursuant to Rule 213 of the Commission's Rules of Practice and

Procedure, 18 C.F.R. 385.213, the California Independent System Operator

Corporation ("ISO") respectfully submits its Answer to the Motions to Intervene,

Comments, Protests and Requests for Hearing¹ in the above identified docket.

I. BACKGROUND

On March 11, 2003, the ISO filed Amendment No. 49 to the ISO Tariff.

Amendment No. 49 modified the transmission Access Charge accepted for filing

by the Commission as Amendment No. 27 in Docket No. ER00-2019.

Amendment No. 27 is currently pending hearing. On May 30, 2003, the

Commission accepted for filing, suspended, and set certain issues for hearing in

Amendment No. 49. 103 FERC ¶61,260. As part of its May 30 Order, the

¹ Some of the parties commenting on the Amendment No. 49 compliance filing are styled as protests; other parties submitted comments rather than protests. The prohibition in Rule 213(a)(2), 18 C.F.R. § 385.213(a)(2), does not apply to comments. To the extent this Answer responds to protests, the Commission has also accepted answers to protests, notwithstanding Rule 213(a)(2), that assist the Commission's understanding and resolution of the issues raised in a protest, *Long Island Lighting Co.*, 82 FERC ¶ 61,129 (1998), clarify matters under consideration, *Arizona Public Service Co.*, 82 FERC ¶ 61,132 (1998); *Tennessee Gas Pipeline Co.*, 82 FERC ¶ 61,045 (1998), or materially aid the Commission's disposition of a matter, *El*

Commission directed the ISO to submit a report identifying the Scheduling Coordinators who are not in compliance with the ISO's metering requirements, including the reasons for the noncompliance, and the anticipated date of compliance.

The ISO submitted a report in compliance with the Commission's May 30 order on July 7, 2003, and filed a correction to the report on July 29, 2003. Protests to or comments regarding the ISO's report were filed by the California Department of Water Resources State Water Project, the Cities of Anaheim, Azusa, Banning, Colton, and Riverside, the Northern California Power Agency, and Pacific Gas and Electric Company.

II. ANSWER

The ISO is preparing a supplemental filing regarding Scheduling Coordinators that are not in compliance with ISO metering requirements. The ISO will address the comments and protests, to the extent appropriate, in that filing. The ISO respectfully requests that the Commission delay acting on the ISO's filing until after submittal of the supplemental filing.

Paso Natural Gas Co., 82 FERC ¶ 61,052 (1998). The Commission should accordingly accept this Answer.

Respectfully submitted,

ج ،

Charles F. Robinson, Gen. Counsel Jeanne Sole, Regulatory Counsel The California Independent System Operator Corporation 151 Blue Ravine Road Folsom, CA 95630 Tel: (916) 608-7135 Fax: (916) 351-4436

Dated: August 13, 2003

David B. Rubin Michael E. Ward Jeffrey W. Mayes Counsel for the ISO Swidler Berlin Shereff Friedman, LLP 3000 K Street, N.W., Suite 300 Washington, D.C. 20007 Tel: (202) 424-7500 Fax: (202) 424-7643

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing document upon all parties on the official service list compiled by the Secretary in the above-captioned 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, D.C. this 13th day of August, 2003.

10 Michael E. Ward