

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

California Independent System Operator  
Corporation  
Docket No. ER09-332-000  
**January 23, 2009**

Alston & Bird LLP  
The Atlantic Building  
950 F Street, NW  
Washington, DC 20004

Attention: Bradley R. Miliauskas, Esquire  
Attorney for California Independent System  
Operator Corporation

Reference: Amended and Restated Metered Subsystem Agreement

Dear Mr. Miliauskas:

On November 24, 2008, you submitted for filing, on behalf of the California Independent System Operator Corporation (the CAISO), an executed Amended and Restated Metered Subsystem Agreement (MSS Agreement) between the CAISO and the City of Anaheim (Anaheim). The CAISO states that the MSS Agreement was revised to comport with the new provisions of the CAISO's Market Redesign and Technology Upgrade Tariff (Market Redesign Tariff). The CAISO requests that the MSS Agreements become effective on the date that the Market Redesign and Technology Upgrade is implemented. Waiver of the Commission's notice requirements pursuant to section 35.11 of the Commission's rules and regulations (18 C.F.R. § 35.11) is granted and the MSS Agreement is accepted for filing effective upon MRTU implementation, as requested. We also direct the CAISO to make an informational filing specifying the effective date of the MSS Agreement accepted herein prior to MRTU implementation.

This filing was noticed on November 26, 2008, with comments, protests, or motions to intervene due on or before December 15, 2008. No protests or adverse comments were filed. Notices of intervention, unopposed timely filed motions to intervene, and the untimely motion to intervene out-of-time are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214). Any opposed or untimely filed motion to intervene is also governed by the provisions of Rule 214.

Docket No. ER09-332-000

2

This acceptance for filing 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 provided for in the filed documents; 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 any which may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against California Independent System Operator Corporation.

This action is taken pursuant to authority delegated to the Director, Division of Tariffs and Market Development - West under 18 C.F.R. § 375.307. This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Steve P. Rodgers, Director  
Division of Tariffs and Market  
Development -West

cc: All Parties

Document Content(s)

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