

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

**California Independent System            )       Docket Nos. AC08-41-\_\_\_\_  
Operator Corporation                    )                   and AC08-54-\_\_\_\_**

**MOTION FOR EXTENSION OF TIME**

Pursuant to Rules 212 and 2008 of the Commission’s Rules of Practice and Procedure, 18 C.F.R. §§ 385.212, 385.2008, the California Independent System Operator Corporation (“CAISO”) respectfully submits this motion for an extension of time, until 30 days after the Commission issues an order on the request for rehearing that the CAISO submitted in the above-referenced proceedings on June 30, 2008 (“Request for Rehearing”), for the CAISO to file with the Commission its FERC Form No. 1 for report year 2007 (“FERC Form No. 1”) and its FERC Form No. 3Q for the first and second quarters of 2008 (“FERC Form No. 3Q”). As explained below, the CAISO requests this extension of time because it must prepare the final versions of its FERC Form Nos. 1 and 3Q based on direction the Commission will provide in its order on the Request for Rehearing as to the accounting treatment of the CAISO’s costs of post-employment benefits other than pensions (“PBOPs”).

**I. Background**

On April 2, 2008, the CAISO submitted in the first of the two above-referenced proceedings (*i.e.*, Docket No. AC08-41-000) a filing (“April 2 Filing”) that contained two related requests. The first request was that the Commission

grant the CAISO a waiver of any requirement to use the Statement of Financial Accounting Standards No. 106 ("SFAS 106") to account for its PBOP obligations and instead permit the CAISO to use the Statement of Governmental Accounting Standards No. 45 ("SGAS 45") for that purpose. The second request was that the Commission permit the CAISO to record the net costs of its transition from SFAS 106 to SGAS 45 in Account 439 (entitled "Adjustments to retained earnings"), in order to adjust its beginning retained earnings balance for the period ending December 31, 2006. The CAISO explained that the adjustment in its beginning retained earnings balance would first be shown in its comparative financial statements for the period ending December 31, 2007. The CAISO's comparative financial statements are included in its FERC Form Nos. 1 and 3Q.

On April 14, 2008, the CAISO filed a request for an extension of time in the above-referenced proceedings ("April 14 Filing") to submit its FERC Form No. 1 for report year 2007 by June 30, 2008. In the April 14 Filing, the CAISO explained in relevant part that it requested that extension of time because it awaited a Commission decision on the two requests contained in the April 2 Filing. The CAISO submitted the April 14 Filing with the expectation that the Commission would grant both of those requests.

On May 30, 2008, the Commission's Chief Accountant ("Chief Accountant"), acting pursuant to delegated authority, issued a letter order in the above-referenced proceedings ("May 30 Order") that denied both of the requests contained in the April 2 Filing but granted the request contained in the April 14 Filing. On June 30, 2008, the CAISO timely filed the Request for Rehearing, in

which it argued that the Chief Accountant erred in denying the two requests contained in the April 2 Filing. The Commission has not yet issued an order concerning the Request for Rehearing.

## **II. Request for Extension of Time**

Commission Rule 2008(a) states that “[e]xcept as otherwise provided by law, the time by which any person is required or allowed to act under any statute, rule, or order may be extended by the decisional authority for good cause.” To determine if good cause exists for granting a request for an extension of time, the Commission will review the facts surrounding the request.<sup>1</sup>

Good cause exists for the Commission to grant the extension of time requested here. For the reasons explained in the CAISO’s Request for Rehearing, the Chief Accountant erred in denying the two requests contained in the April 2 Filing, both of which relate to whether the CAISO may account for its PBOP costs using SGAS 45 or whether the CAISO must instead use SFAS 106 in accounting for PBOP costs. The CAISO requires a Commission order on the Request for Rehearing to determine how the CAISO’s PBOP costs must be accounted for in its FERC Form No. 1, which includes its comparative financial statements for the period ending December 31, 2007, and in its FERC Form No. 3Q, which includes its comparative financial statements for the first and second quarters of 2008. After the Commission issues an order on the Request for Rehearing, the CAISO will be able to prepare the final versions of its FERC Form Nos. 1 and 3Q based on that Commission guidance. Therefore, the CAISO

---

<sup>1</sup> *Salt Lake County Water Conservancy District*, 31 FERC ¶ 61,201, at 61,413 (1985).

respectfully requests that the Commission grant the CAISO an extension of time, until 30 days after the Commission issues an order on the Request for Rehearing, to submit its FERC Form Nos. 1 and 3Q.

### **III. Conclusion**

For the reasons discussed above, the CAISO respectfully asks that the Commission grant the requested extension of time to submit its FERC Form No. 1 and FERC Form No. 3Q.

Respectfully submitted,

Nancy Saracino  
General Counsel  
John Anders  
Assistant General Counsel  
California Independent System  
Operator Corporation  
151 Blue Ravine Road  
Folsom, CA 95630

/s/ Kenneth G. Jaffe  
Kenneth G. Jaffe  
Bradley R. Miliauskas  
Alston & Bird LLP  
The Atlantic Building  
950 F Street, NW  
Washington, DC 20004-1404

Attorneys for the California Independent  
System Operator Corporation

Dated: June 30, 2008

## CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing document upon all of the parties listed on the official service lists for the above-referenced proceedings, 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 30<sup>th</sup> day of June, 2008.

/s/ Bradley R. Miliauskas  
Bradley R. Miliauskas