

# SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

THE WASHINGTON HARBOUR  
3000 K STREET, NW, SUITE 300  
WASHINGTON, DC 20007-5116  
TELEPHONE (202) 424-7500

FACSIMILE  
WWW.SWIDLAW.COM

JULIA MOORE  
DIRECT DIAL: (202) 295-8357  
FAX: (202) 424-7643  
JULIAMOORE@SWIDLAW.COM

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

August 7, 2002

The Honorable 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. ER02-1656-000**

***Investigation of Wholesale Rates of Public Utility Sellers  
of Energy and Ancillary Services in the Western  
Electricity Coordinating Council,  
Docket No. EL01-68-017***

Dear Secretary Salas:

Enclosed please find an original and 14 copies of the Motion of the California Independent System Operator for Extension of Time to Make Compliance Filing in the above-captioned matter.

Two additional copies of this filing are enclosed to be stamped with the date and time of filing and returned to our messenger. If there are any questions concerning this filing, please contact the undersigned.

Respectfully submitted,



Julia Moore

Counsel for the California Independent  
System Operator Corporation

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

California Independent System Operator Corporation	)	Docket No. ER02-1656-000
	)	
	)	
Investigation of Wholesale Rates of Public Utility Sellers of Energy and Ancillary Services in the Western Electricity Coordinating Council	)	Docket No. EL01-68-017
	)	
	)	

**MOTION OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION FOR EXTENSION OF TIME TO MAKE COMPLIANCE FILING**

Pursuant to Rule 212 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission ("Commission"), 18 C.F.R. § 385.212, the California Independent System Operator Corporation ("ISO")<sup>1</sup> requests a one week extension to make its filing in compliance with the Commission's July 17, 2002 order in this proceeding.

**I. Background**

May 1 Filing

In an order issued on December 19, 2001, the Commission directed the ISO "to file by May 1, 2002 its revised congestion management proposal and a plan for implementation of a day-ahead market."<sup>2</sup> On May 1, 2002, the ISO filed the first part of

---

<sup>1</sup> Capitalized terms not otherwise defined herein are defined in the Master Definitions Supplement, ISO Tariff Appendix A, as filed August 15, 1997, and subsequently revised.

<sup>2</sup> *San Diego Gas & Electric Company v. Sellers of Energy and Ancillary Services into Markets Operated by the California Independent System Operator Corporation and the California Power Exchange, et al.*, 97 FERC ¶ 61,275 (2001) at 62,257.

its comprehensive Market Design proposal, or “MD02”, with the intention of following the direction of the December 19 Order and addressing known deficiencies in the ISO’s existing market design (“May 1 Filing”). The May 1 Filing contained proposed tariff sheets to make the necessary changes to the ISO Tariff to implement Phase 1 of MD02.

### July 17 Order

The Commission issued an order on MD02 on July 17, 2002.<sup>3</sup> In this order, the Commission accepted, rejected, and modified various elements of MD02. The Commission ordered the ISO to make a compliance filing with regard to certain of its rulings within thirty days of the issuance of the order. 100 FERC at 61,260. This would make the compliance filing due on August 16, 2002.

## **II. Argument**

In its July 17 Order, the Commission directed, *inter alia*, that technical conferences be held to flesh out the MD02 provisions and to allow for stakeholder contributions to the long-term MD02 elements. 100 FERC at 61,232. Subsequently, Commission staff scheduled the first such technical conference for August 13-15, 2002.

Due to the need for critical ISO personnel to participate in this technical conference during the week that the Compliance Filing is due, the ISO will not have the resources to prepare its Compliance Filing by August 16. Therefore, the ISO requests this limited extension of time to allow its personnel to devote themselves first to the technical conference and then to completing the Compliance Filing once the technical conference has concluded.

---

<sup>3</sup> *California Independent System Operator Corporation, et al.*, 100 FERC ¶ 61,060 (2002) (“July 17 Order”). The ISO plans to request rehearing and/or clarification of elements of the July 17 Order in a subsequent filing.

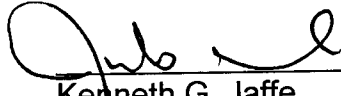
**III. Conclusion**

For these reasons, the ISO requests that the Commission grant the one-week extension of time necessary to allow the ISO to make its Compliance Filing on August 23, 2002.

Respectfully submitted,



Charles F. Robinson  
General Counsel  
Anthony Ivancovich  
Senior Regulatory Counsel  
The California Independent  
System Operator Corporation  
151 Blue Ravine Road  
Folsom, CA 95630  
Tel: (916) 608-7135




Kenneth G. Jaffe  
David B. Rubin  
Julia Moore  
Swidler Berlin Shereff Friedman, LLP  
3000 K Street, N.W., Suite 300  
Washington, DC 20007  
Tel: (202) 424-7500

Dated: August 7, 2002

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in the above-captioned dockets.

Dated at Washington, DC, on this 7<sup>th</sup> day of August, 2002.



Julia Moore