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July 9, 2002

The Honorable Magalie R. Salas
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

**Re: San Diego Gas & Electric Co., et al.
Docket Nos. EL00-95-045, et al.**

Dear Secretary Salas:

Enclosed is an original and fourteen copies of the Motion of the California Independent System Operator Corporation, on Behalf of Itself and Other Parties, for Extension of Time to File Preliminary Joint Stipulation of Issues. Two copies have been provided to the Chief Judge. Also enclosed is an extra copy of the filing to be time/date stamped and returned to us by the messenger. Thank you for your assistance.

Respectfully submitted,

/s/ Michael Kunselman

Michael Kunselman
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Counsel for the California
Independent System Operator Corporation

Enclosures

cc: Service List
Chief Judge Curtis L. Wagner

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

San Diego Gas & Electric Company,)	
Complainant,)	
)	
v.)	Docket No. EL00-95-045
)	
Sellers of Energy and Ancillary Services)	
Into Markets Operated by the California)	
Independent System Operator and the)	
California Power Exchange,)	
Respondents.)	
)	
Investigation of Practices of the California)	
Independent System Operator and the)	Docket No. EL00-98-042
California Power Exchange)	

**MOTION OF THE
CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION, ON
BEHALF OF ITSELF AND OTHER PARTIES,
FOR EXTENSION OF TIME TO FILE
PRELIMINARY JOINT STIPULATION OF ISSUES**

**To: Honorable Curtis L. Wagner, Jr.
Chief Administrative Law Judge**

Pursuant to Rule 212 of the Commission's Rules of Practice and Procedure, 18 C.F.R. §§ 385.212 (2001), the California Independent Operator Corporation ("ISO"), on behalf of itself and other parties in this proceeding, submits this motion for an extension of time to file the Preliminary Joint Stipulation of Issues with respect to Issues 2 and 3 in this proceeding,¹ currently

¹ "Issues 2 and 3" refer to the second and third findings of fact that the Commission required the Presiding Judge to make after the evidentiary hearing in this proceeding, namely, "(2) the amount of refunds owed by each supplier according to the methodology established [by the Commission];

due to be provided to Presiding Judge Birchman on July 12, 2002. Specifically, the ISO and other parties request an extension of one week, meaning the Stipulation would be provided to the Presiding Judge on July 19, 2002. The ISO is authorized to state that a number of parties to this proceeding (including the California Generators, the California Parties, and the Competitive Supplier Group) affirmatively support this extension, and a poll of the other participants resulted in no objections.

This extension is requested for several reasons. First, the very large volume of responsive testimony filed with respect to Issues 2 and 3 on July 3, 2002, on which the Preliminary Joint Stipulation will be based, is taking longer for the parties to parse than had been anticipated. Specifically, over 40 parties filed testimony, addressing a broad range of matters. Moreover, the email Listserv established in this proceeding, which has normally allowed a more expedited schedule because it effectively provided for instantaneous service, suffered technical problems on July 3 and over the July 4 holiday, which resulted in much of the testimony filed on July 3, 2002 not being received by the parties until the beginning of this week. The ISO and other parties are diligently pursuing a process to create a Preliminary Joint Stipulation of Issues that will be as useful and informative to the Presiding Judge as possible, and believe that an additional week is necessary for completion of this task. Finally, the parties have recently been committing significant time and resources to settlement discussions that, in

and (3) the amount currently owed to each supplier (with separate quantities due from each entity) by the ISO, the investor owned utilities, and the State of California." 96 FERC ¶ 61,120 (2001) at 61,520.

part, are focused on determining if some potential issues in this phase of the proceeding might be resolved, obviating the need to even include them on the Preliminary Joint Stipulation, or at least narrowed significantly.

An extension would not affect any other procedural dates in the proceeding. Moreover, this preliminary joint stipulation, if filed on July 19, would still be available to the Presiding Judge a month before the commencement of the hearing, and is intended to be overtaken by a final joint stipulation to be filed near to the hearing date, after further rounds of testimony.

For the above reasons, the ISO and other parties request that this motion be granted.

Respectfully submitted,

Charles F. Robinson
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Gene Waas
Regulatory Counsel

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/s/ Michael Kunselman
J. Phillip Jordan
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Dated: July 9, 2002

CERTIFICATE OF SERVICE

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

Dated at Washington, DC, on this 9th day of July, 2002.

/s/ Michael Kunselman

Michael Kunselman
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