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

**Gilroy Energy Center LLC** 

Docket No. ER19-189-000

### MOTION TO INTERVENE AND COMMENTS OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION

The California Independent System Operator Corporation (CAISO) respectfully files this motion to intervene and comments pursuant to Rule 214 of the Commission's Rules of Practice and Procedure,<sup>1</sup> and the Commission's October 25, 2018, Notice of Combined Filings, in the above-captioned proceeding. In support thereof, the CAISO states as follows:

# I. DESCRIPTION OF THE PROCEEDING

On October 25, 2018, Gilroy Energy Center LLC (Gilroy) submitted, pursuant to Section 205 of the Federal Power Act,<sup>2</sup> amendments to its Reliability Must-Run Service Agreement (RMR Agreement) between Gilroy and the CAISO for the Feather River Energy Center (Feather River) and the Yuba City Energy Center (Yuba City). By letter order dated July m 2018, the Commission approved the Joint Offer of Settlement of the RMR Agreement This filing, made pursuant to the CAISO's notice to Gilroy to extend the RMR Agreement for the 2019 contract year, is required by Section 4.11 of the RMR Agreement, and consists of annual updates to the rate schedules, which the CAISO has already reviewed and approved.

<sup>&</sup>lt;sup>1</sup> 18 C.F.R. § 385.214 (2018).

<sup>&</sup>lt;sup>2</sup> 16 U.S.C. §§ 824d and 824e.

By its notice on October 25, 2018, the Commission established November 15, 2018, as the date motions to intervene are to be filed in this proceeding.

## II. DESCRIPTION OF THE CAISO AND COMMUNICATIONS

The CAISO is a non-profit public benefit corporation organized under the laws of the State of California with its principal place of business at 250 Outcropping Way, Folsom, CA 95630. The CAISO is the Balancing Authority Area Operator responsible for the reliable operation of the electric grid consisting of the transmission systems of a number of utilities, including Pacific Gas and Electric Company (PG&E) as well as the coordination of the day-ahead and real-time energy and ancillary services markets in California.

Pursuant to Rule 203(b)(3),<sup>3</sup> the CAISO respectfully requests that the all communications and notices concerning this motion and this proceeding be provided to:

Sidney L. Mannheim Assistant General Counsel California Independent System Operator Corporation 250 Outcropping Way Folsom, CA 95630 Tel: (916) 608-7144 Fax: (916) 608-722 Email: smannheim@caiso.com

# III. CAISO'S INTEREST

As the Balancing Authority Area Operator responsible for maintaining reliability of PG&E's transmission system that are part of the CAISO controlled grid, and as the counterparty to the RMR Agreement, the CAISO has a unique interest in any Commission proceeding that affects this RMR Agreement. Accordingly, the CAISO has

<sup>&</sup>lt;sup>3</sup> 18. C.F.R. § 285.203(b)(3).

a direct and substantial interest in this proceeding and requests that it be permitted to intervene with full rights as a party. Because no other party can adequately represent the CAISO's interests in this proceeding, the CAISO's intervention is in the public's interest and should be granted.

#### **IV. COMMENTS**

The CAISO intervenes in support of Gilroy's proposed changes for the 2019 contract year. The proposed changes consist of annual updates to the rate schedules that must be made each year, which the CAISO has already reviewed and approved. In all other respect, the terms of the settlement approved by the Commission remain in effect for the 2019 contract year as required by the settlement.<sup>4</sup>

### V. CONCLUSION

For the foregoing reasons, the CAISO respectfully requests that the Commission grant this motion to intervene and accept the amended RMR Agreement between the CAISO and Gilroy.

Respectfully submitted,

#### By: /s/ Sidney L. Mannheim

Roger E. Collanton General Counsel Sidney L. Mannheim Assistant General Counsel California Independent System Operator Corporation 205 Outcropping Way Folsom, CA 95630 Tel: (916) 608-7144 Fax: (916) 608-7222 Email: <u>smannheim@caiso.com</u>

Counsel for California Independent System Operator Corporation

Dated: November 15, 2018

See letter order issued July 9, 2018, accepting the Gilroy RMR Agreement (Docket No. ER18-230).

## **CERTIFICATE OF SERVICE**

I hereby certify that I have served the foregoing document upon the parties listed on the official service lists in 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 Folsom, California, this 15<sup>th</sup> day of November, 2018.

<u>/s/ Grace Clark</u> Grace Clark