

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

California Independent System
Operator Corporation
Docket No. ER13-439-000

February 19, 2013

California Independent System
Operator Corporation
250 Outcropping Way
Folsom, CA 95630

Attention: David S. Zlotlow
Counsel for California Independent System Operator Corporation

Reference: Disposition of Proceeds of Penalty Assessments

Dear Mr. Zlotlow

On November 20, 2012, the California Independent System Operator Corporation (CAISO) submitted for filing, a petition seeking Commission approval for the disposition of proceeds of penalty assessments (Distribution Plan) collected pursuant to section 37 (Rules of Conduct) of the CAISO tariff. CAISO states that it proposes to distribute these proceeds in accordance with the allocation set forth in Attachment 1 of the proposed Distribution Plan, and requests confidential treatment of Attachment 1 under 18 C.F.R. § 112.¹ The proposed Distribution Plan is accepted.

This filing was noticed on November 21, 2012, with comments, protests or motions to intervene due on or before December 11, 2012. No adverse comments or protests were filed. Notices of intervention and unopposed timely filed motions to

¹ CAISO is not required by the Tariff to publicly disclose information that would allow parties to determine which Market Participants were assessed penalties. CAISO states that it has chosen not to disclose the identities of such Market Participants because the violations appeared to be without malicious intent and either revolved reporting oversights by the Scheduling Coordinators or were self-reported.

intervene are granted pursuant to the operation of Rule 211 and Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R § 385.211 and § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214.

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 rates or services 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 CAISO.

This action is taken pursuant to authority delegated to the Director, Division of Electric Power Regulation - 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 Electric Power
Regulation -West