

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, DC 20426

OFFICE OF ENERGY MARKET REGULATION

California Independent System  
Operator Corporation  
Docket No. ER11-3592-000  
**June 24, 2011**

California Independent System Operator Corporation  
151 Blue Ravine Road  
Folsom, CA 95630

Attention: John Anders, Esquire  
Senior Counsel for the California Independent  
System Operator Corporation

Reference: Baseline Electronic filing of the Utility Distribution Company Operating  
Agreement between CAISO and the City of Banning, California.

Dear Mr. Anders:

On May 18, 2011, the California Independent System Operator Corporation (CAISO) submitted for filing a Utility Distribution Company Operating Agreement (UDCOA) between CAISO and the City of Banning, California in compliance with Order No. 714 that has previously been accepted for filing by the Commission in hard copy.<sup>1</sup> CAISO explains that the metadata of the filing reflects an effective date of July 28, 2010, the earliest date the eTariff system will accept, since the relevant Tariff Identifier for the CAISO was established on that date. However, CAISO states that January 1, 2003 is the actual effective date for this UDCOA; it was established by the Commission in a letter order issued in Docket No. ER03-365-000. Since the CAISO is simply re-filing this UDCOA, the effective date of this agreement is January 1, 2003. However, electronic tariff records submitted in a baseline filing supersede the currently effective tariff or rate schedule. Accordingly, the electronically filed UDCOA is deemed accepted effective as of July 28, 2010.<sup>2</sup>

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<sup>1</sup> *Electronic Tariff Filings*, Order No. 714, FERC Stats. & Regs. ¶ 31,276 (2008).

<sup>2</sup> *Central Hudson Gas & Electric Corporation, et al.*, 60 FERC ¶ 61,106, *reh'g denied*, 61 FERC ¶ 61,089 (1992) (*Central Hudson*), and *Prior Notice and Filing*

The filing was noticed on May 18, 2011 with comments, protests, or motions to intervene due on or before June 8, 2011. No protests or comments were filed. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214). Any opposed or untimely filed motion to intervene is governed by the provisions of Rule 214.

This action does not constitute approval of any service, rate, charge, classification, or any rule, regulation, contract, or practice affecting such rate or service provided for in the filed documents; nor shall such action be deemed as recognition of any claimed contractual right or obligation affecting or relating to such service or rate; and such action is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against California Independent System Operator Corporation.

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

Document Content(s)

ER11-3592-000.DOC.....1-2