

**2.3.3.6 Maintenance Outage Requests by the ISO.** The ISO Outage Coordination Office may at any time request a Maintenance Outage or a change to an Approved Maintenance Outage from an Operator if, in the opinion of the ISO Outage Coordination Office, the requested Maintenance Outage or change is required to secure the efficient use and reliable operation of the ISO Controlled Grid. In addition, the ISO Outage Coordination Office may, by providing notice no later than 5:00 a.m. of the day prior to the day upon which the outage is scheduled to commence, direct the Operator of facilities forming part of the ISO Controlled Grid to cancel an Approved Maintenance Outage, when necessary to preserve or maintain System Reliability or to avoid unduly significant market impacts that would arise if the outage were to proceed as scheduled. The Operator, acting in accordance with Good Utility Practice, shall comply with the ISO's direction and the provisions of Sections 2.3.3.6.1 and 2.3.3.6.2 shall ~~not~~ apply. The ISO shall give notice of any such direction to Market Participants prior to the deadline for submission of initial Preferred Day-Ahead Schedules for the day on which the outage was to have commenced. For purposes of this section, an "unduly significant market impact" means an unplanned event or circumstance (e.g., unseasonable weather, a forced outage of a facility, or other occurrence) that adversely affects the competitive nature and efficient workings of the ISO markets, and is of such severity that a prudent transmission operator would not have scheduled a transmission maintenance outage of its facility if the unplanned event or circumstance could have been anticipated.

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**2.3.3.6.3** The ISO will compensate the applicable Participating TO for any direct and verifiable costs that such Participating TO incurs as a result of the ISO's cancellation of an Approved Maintenance Outage pursuant to this section 2.3.3.6. For purposes of this section, direct costs include verifiable labor and equipment rental costs that have been incurred by the applicable Participating TO solely as a result of the ISO's cancellation of the Approved Maintenance Outage. Each Participating TO must make a reasonable effort to avoid incurring any such direct costs through such measures as, but not limited to, the prompt cancellation of all contractual arrangements with third parties related to the Approved Maintenance Outage.

**2.3.3.6.4** The amount used to compensate each applicable Participating TO, as described in Section 2.3.3.6.3, shall be charged to the Scheduling Coordinators in proportion to their metered Demand (including Exports).

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#### 20.3.4 Disclosure

Notwithstanding anything in this Section 20.3 to the contrary,

- (a) The ISO: (i) shall publish individual bids for Supplemental Energy, individual bids for Ancillary Services, and individual Adjustment Bids, provided that such data are published no sooner than six (6) months after the Trading Day with respect to which the bid or Adjustment Bid was submitted and in a manner that does not reveal the specific resource or the name of the Scheduling Coordinator submitting the bid or Adjustment Bid, but that allows the bidding behavior of individual, unidentified resources and Scheduling Coordinators to be tracked over time; and (ii) may publish data sets analyzed in any public report issued by the ISO or by the Market Surveillance Committee, provided that such data sets shall be published no sooner than six (6) months after the latest Trading Day to which data in the data set apply, and in a manner that does not reveal any specific resource or the name of any Scheduling Coordinator submitting bids or Adjustment Bids included in such data sets. ~~unless, upon affirmative vote of the ISO Governing Board, the ISO determines that publication with no more than a one (1) month delay is appropriate.~~
- (b) If the ISO is required by applicable laws or regulations, or in the course of administrative or judicial proceedings, to disclose information that is otherwise required to be maintained in confidence pursuant to this Section 20.3, the ISO may disclose such information; provided, however, that as soon as the ISO learns of the disclosure requirement and prior to making such disclosure, the ISO shall notify any affected Market Participant of the requirement and the terms thereof. The Market Participant may, at its sole discretion and own cost, direct any challenge to or defense against the disclosure requirement and the ISO shall cooperate with such affected Market Participant to the maximum extent practicable to minimize the disclosure of the information consistent with applicable law. The ISO shall cooperate with the affected Market Participant to obtain proprietary or confidential treatment of confidential information by the person to whom such information is disclosed prior to any such disclosure.

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#### OCP 3.2.3 Direction by the ISO

The ISO Outage Coordination Office may, by providing notice no later than 5:00 a.m. of the day prior to the day upon which the outage is scheduled to commence, direct the Operator of facilities forming part of the ISO Controlled Grid to cancel an Approved Maintenance Outage, when necessary to preserve or maintain System Reliability or to avoid unduly significant market impacts that would arise if the outage were to proceed as scheduled. The ISO will compensate the applicable Participating TO, pursuant to the provisions of Section 2.3.3.6.3 of the ISO Tariff, for the direct and verifiable costs incurred by that Participating TO as a result of the ISO's cancellation of an Approved Maintenance Outage. The Operator, acting in accordance with Good Utility Practice, shall comply with the ISO's direction. The ISO shall give notice of any such direction to Market Participants prior to the deadline for submission of initial Preferred Day-Ahead Schedules for the day on which the outage was to have commenced. For purposes of this section, an "unduly significant market impact" means an unplanned event or circumstance (e.g., unseasonable weather, a forced outage of a facility, or other occurrence) that adversely affects the competitive nature and efficient workings of the ISO markets, and is of such severity that a

prudent transmission operator would not have scheduled a transmission maintenance outage of its facility if the unplanned event or circumstance could have been anticipated.