



CALIFORNIA ISO

California Independent
System Operator

November 7, 2003

BY ELECTRONIC TRANSMISSION

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

**Re: California Independent System Operator Corp.,
Docket Nos. ER98-997-000, ER98-997-002, and ER98-1309-000**

**California Independent System Operator Corp.,
Docket Nos. ER02-2297-001 and ER98-2298-001**

Dear Secretary Salas:

Transmitted herewith for electronic filing in the above-referenced proceeding is the Joint Motion for a Further Extension of Time of the California Independent System Operator Corporation and the Cogeneration Association of California. Thank you for your assistance in this matter.

Very truly yours,

/s/ Stephen A. S. Morrison

Stephen A. S. Morrison

Counsel for the California Independent
System Operator Corporation

Enclosures

cc: All active parties of record

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

California Independent System Operator Corporation)	Docket Nos.	ER98-997-000
)		ER98-997-002
)		ER98-1309-000
 California Independent System Operator Corporation)	 Docket Nos.	 ER02-2297-001
)		ER02-2298-001

**JOINT MOTION
FOR A FURTHER EXTENSION OF TIME**

The California Independent System Operator Corporation ("ISO") and the Cogeneration Association of California ("CAC"), (together the "Parties") pursuant to Rule 212 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.212, hereby respectfully and jointly move for a further extension of time for the submission of the ISO's Compliance Filing in the above-captioned proceedings. Specifically, the Parties jointly seek an extension to December 19, 2003 to permit the Parties to continue working together toward a filing by the ISO that can be supported by all parties to the proceedings.

In support of the Joint Motion, the following is shown:

1. On August 12, 2003, the Commission issued Opinion No. 464 - Opinion and Order Affirming Initial Decision ("Order 464") in the above captioned proceedings.¹ In Order 464 the Commission directed the ISO to file a *pro forma* Participating Generator Agreement ("PGA") designed specifically to accommodate qualifying facilities ("QFs")

¹ *California Independent System Operator Corp.*, 104 FERC ¶ 61,196 (2003).

that incorporated the findings of the Initial Decision as affirmed in Order 464 (the “Compliance Filing”). The ISO was directed to make the Compliance Filing within 60 days of the date of publication of Order 464, *i.e.* by October 11, 2003.²

2. While the ISO had drafted its Compliance Filing in accordance with the direction of the Commission, CAC approached the ISO for the purpose of attempting to achieve a common understanding and agreement in principle as to the elements of the ISO’s Compliance Filing

3. As the Parties were, and still are, in agreement that it is desirable to have a Compliance Filing that accurately reflects the Commission’s direction in Order 464, minimizes any discord between the Parties, and hastens resolution of outstanding issues in the above-captioned dockets, the Parties submitted a joint motion to the Commission on October 14, 2003, requesting an extension of time for the ISO to file the Compliance Filing noting that the Parties anticipated reaching an agreement in principle regarding the elements of the Compliance Filing.

4. On October 17, 2003, Commission issued a Notice of Extension of Time permitting the ISO an extension of time until November 10, 2003 to comply with Order 464.

² October 11, 2003 was a Saturday and Monday October 13, 2003 was a federal holiday (Columbus Day) moving the effective date for compliance to Tuesday, October 14, 2003.

5. Since filing their Joint Motion on October 14, the Parties have been in discussion, there has been a sharing of proposals and the Parties are currently considering drafts. The parties feel it would be productive to permit this process to continue between them. The ISO also has met with other QF representatives and considers that dialogue to be constructive in aiding the Parties' discussions.

6. The Parties are authorized to state that the following that the following do not object to the further extension requested herein: Southern California Edison Company and Modesto Irrigation District, participants in these proceedings, the relevant Commission Litigation Staff.

7. The Parties, accordingly, jointly request an additional 39-day extension of time from November 10, 2003 until December 19, 2003, for the submission of the Compliance Filing.

WHEREFORE, in view of the foregoing, the Parties respectfully request that the Commission grant the instant Joint Motion for a Further Extension of Time.

Respectfully submitted,

/s/ Stephen A. S. Morrison

Stephen A. S. Morrison

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/s/ Rod S. Aoki

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Dated: November 7, 2003

CERTIFICATE OF SERVICE

I hereby certify that I have on this 7th day of November 2003, served copies of the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

/s/ Stephen A. S. Morrison

Stephen A. S. Morrison

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