

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

California Independent System)	Docket Nos.	ER98-997-000
Operator Corporation)		ER98-997-002
)		ER98-1309-000
California Independent System)	Docket Nos.	ER02-2297-001
Operator Corporation)		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 January 20, 2004 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”) 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 the 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 they anticipated reaching an agreement in principle regarding the elements of the Compliance Filing. This Motion was granted by Commission Order of October 17, 2003, and the date for compliance with Order 464 was moved to November 10, 2003.

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

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

4. On November 6, 2003, the Parties filed a further Motion for Extension of Time, noting that progress had been made in narrowing the issues between the Parties. This Motion, too, was granted, by Commission Order of November 12, 2003.

5. Since filing their Joint Motion on November 6, further progress has been made towards reconciling the positions of the Parties with one another. The exchange of drafts has allowed outstanding issues consistently to be whittled down, and the Parties expect that their efforts will result in a mutually agreeable document. The ISO also continues to keep the Independent Energy Producers' representative apprised of developments and considers that too to be constructive in this process.

6. The Parties are authorized to state that Southern California Edison Company and the Modesto Irrigation District, participants in these proceedings, do not object to the further extension requested herein. Nor do the Commission Staff involved in the hearing process that culminated in Order No. 464 object to such further extension.

7. The Parties, accordingly, jointly request an additional 30-day extension of time from December 19, 2003 until January 20, 2004, 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 an Extension of Time.

Respectfully submitted,

/s/ Stephen A. S. Morrison

Stephen A. S. Morrison

Corporate Counsel
California Independent System Operator
Corporation
151 Blue Ravine Rd.
Folsom, California 95630
Tel. (916) 608-7143

/s/ Rod S. Aoki

Rod S. Aoki

Counsel to the Cogeneration
Association of California
Alcantar & Kahl LLP
120 Montgomery Street
Suite 2200
San Francisco, California 94104
Tel (415) 421-4143

Dated: December 18, 2003



December 18, 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 ER02-2298-001**

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: Service List

CERTIFICATE OF SERVICE

I hereby certify that I have on this 18th day of December 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