

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

<b>Public Utilities Commission of the State of California</b>	)	
	)	
<b>v.</b>	)	<b>Docket No. EL02-60-000</b>
	)	
<b>Sellers of Long Term Contracts to the California Department of Water Resources</b>	)	
	)	

**MOTION TO INTERVENE OF THE CALIFORNIA INDEPENDENT  
SYSTEM OPERATOR CORPORATION**

Pursuant to Rule 214 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission ("Commission"), 18 C.F.R. § 385.214, and the Commission's February 25, 2002 Notice of Filing, the California Independent System Operator Corporation ("ISO") hereby moves to intervene in the above-captioned proceeding. In support thereof, the ISO states as follows:

## **I. COMMUNICATIONS**

Please address communications concerning this filing to the following persons:

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## **II. BACKGROUND**

As described in the Notice of Filing, on February 25, 2002, the Public Utilities Commission of the State of California ("Complainant") submitted for filing a complaint against specified sellers of long term contracts to the California Department of Water Resources ("Respondents") alleging that the prices, terms, and conditions of such contracts are unjust and unreasonable and, to the extent applicable, not in the public interest. Complainant further alleges that Respondents obtained the prices, terms, and conditions in the contracts through the exercise of market power, in violation of the Federal Power Act, and that Respondents' actions are causing injury to the citizens and ratepayers of California on whose behalf Complainant is statutorily entitled to act.

### **III. BASIS FOR MOTION TO INTERVENE**

The ISO is a non-profit public benefit corporation organized under the laws of the State of California and responsible for the reliable operation of a grid comprising the transmission systems of Pacific Gas and Electric Company, San Diego Gas & Electric Company, Southern California Edison Company, and the City of Vernon, California, as well as for the coordination of the competitive electricity market in California. As the operator of the grid and coordinator of the competitive electricity market, the ISO believes that it has a unique interest in any Commission proceeding concerning the complaint described above. Accordingly, the ISO requests that it be permitted to intervene herein with full rights as a party.

#### **IV. CONCLUSION**

Wherefore, for the foregoing reasons, the ISO respectfully requests that the Commission permit it to intervene, and that it be accorded full party status in this proceeding.

Respectfully submitted,

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Date: March 18, 2002