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| <p>Robert C. Kott Manager of Reliability Contracts Deborah A. Le Vine² Director of Contracts The California Independent System Operator Corporation 151 Blue Ravine Road Folsom, CA 95630 Tel: (916) 351-4400 Fax: (916) 351-2487</p> | |

* Individuals designated for service pursuant to Rule 203(b)(3), 18 C.F.R. § 203(b)(3).

II. BACKGROUND

On November 22, 2002, Mirant Delta, LLC and Mirant Potrero, LLC (collectively "Mirant") tendered for filing pursuant to Section 205 of the Federal Power Act ("FPA") certain revised tariff sheets to three Must-Run Service Agreements: two between Mirant Delta, LLC and the ISO (one for the Contra Costa power plant and one for the Pittsburg power plant); and one between Mirant Potrero, LLC and the ISO (for the Potrero power plant)("RMR Agreements"). The RMR Agreements specify the terms and conditions for the

² In addition to Ms. Solé and Mr. Jordan, the ISO respectfully requests that Mr. Kott and Ms. Le Vine be included in the Official Service List. Ms. Solé, Mr. Kott and Ms. Le Vine work in separate buildings, and it would be of significant assistance to the ISO if both Ms. Solé and Mr. Kott were included on the list.

provision of reliability services by Mirant to the ISO from the Mirant generating units designated as required for local area reliability by the ISO ("Mirant RMR Units"). The filing ("Mirant Filing") is intended to undertake annual updates in accordance with the RMR Agreements and to incorporate, where applicable, the rates and terms in an Offer of Settlement between Mirant, the ISO and Pacific Gas and Electric Company ("PG&E") submitted on November 22, 2002, in Docket Nos. ER02-64-000 and ER02-198-000.

The Mirant Filing:

- Revises Schedules A and B of the RMR Agreements to specify, for the calendar year beginning January 1, 2003: (i) Contract Service Limits, (ii) Hourly Availability Charges and Penalty Rates, and (iii) Capital Item Charges and Penalty Rates for the RMR Units;
- Revises Table B-5 of the RMR Agreements to specify, for the calendar year beginning January 1, 2003, Other Outage Hours, anticipated Long-Term Planned Outages Hours and the resulting Target Available Hours for the RMR Units; and
- Revises the Number of Prepaid Start-ups, the Prepaid Start-up Cost and the Prepaid Start-up Charge for certain of the RMR Units for the calendar year beginning January 1, 2003, in accordance with the provisions of Schedule D of the RMR Agreements.

On November 27, 2002, the Commission issued a "Notice of Filing" setting December 13, 2002, as the final date for interventions and protests.

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 a number of public utilities including PG&E, as well as for the coordination of the competitive Ancillary Services and real-time electricity markets in California. The Mirant RMR Units are located

within PG&E's transmission system and are needed to maintain local area reliability. As the Control Area Operator responsible for maintaining the reliability of the PG&E's transmission system, and as the counter party in the RMR Agreements governing Mirant's provision of RMR services, the ISO has a unique interest in any Commission proceeding concerning proposed changes to those RMR Agreements. Accordingly, the ISO has a direct and substantial interest in the proposed rate changes and requests that it be permitted to intervene in this proceeding with full rights of a party.

IV. CONCLUSION

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: December 13, 2002



December 13, 2002

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

Re: **Mirant Delta, LLC and Mirant Potrero, LLC**
Docket No. ER03-215-000

Dear Secretary Salas:

Enclosed please find an electronic filing in the above-captioned proceeding of the Motion to Intervene of the California Independent System Operator Corporation. Thank you for your attention to this filing.

Respectfully submitted,

Jeanne M. Solé
Counsel for the California Independent
System Operator Corporation

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Folsom, CA, on this 13th day of December, 2002.

Jeanne M. Solé