



California Independent  
System Operator Corporation

November 21, 2006

**VIA ELECTRONIC FILING**

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

**Re: Mirant Delta, LLC  
Docket No. ER07-107-000**

Dear Secretary Salas:

Transmitted herewith for electronic filing in the above-referenced proceeding is the Motion to Intervene of the California Independent System Operator Corporation.

Thank you for your attention to this matter.

Yours truly,

**/s/ Sidney Mannheim Davies**

Sidney Mannheim Davies  
Assistant General Counsel  
Counsel for the California Independent  
System Operator Corporation

Enclosure

cc: Service List

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

**Mirant Delta, LLC**

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)

**Docket No. ER07-107-000**

**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 November 2, 2006, Notice of Filing, the California Independent System Operator Corporation (“CAISO”) submits this Motion to Intervene in the above captioned proceeding. In support thereof, the CAISO states as follows:

**I. DESCRIPTION OF THE PROCEEDING**

On October 31, 2006, Mirant Delta, LLC (Mirant) tendered for filing its Notice of Cancellation of the FERC Electric Rate Schedule No. 3 (Pittsburg Power Plant) of the Must-Run Service Agreement with CAISO. Mirant requests that this cancellation be made effective January 1, 2007, consistent with the terms of the Agreement. By its Notice issued November 2, 2006, the Commission established November 21, 2006, as the date motions to intervene are to be filed in the above captioned proceeding.

**II. DESCRIPTION OF THE CAISO AND COMMUNICATIONS**

The CAISO is a non-profit public benefit corporation organized under the laws of the State of California with its principal place of business at 151 Blue

Ravine Road, Folsom, CA 95630. The CAISO is the Control Area operator responsible for the reliable operation of the electric grid comprising the transmission systems of a number of utilities including, Pacific Gas and Electric Company (PG&E) as well as the coordination of the ancillary services and real-time electricity markets in California.

The CAISO requests that all communications and notices concerning this motion and these proceedings be provided to:

Sidney Mannheim Davies  
Assistant General Counsel  
California Independent System  
Operator Corporation  
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### **III. CAISO'S INTEREST**

Mirant's RMR Unit is located within PG&E's transmission system and has been needed to maintain the reliability of the CAISO Controlled Grid. As the Control Area operator and as the counter party to the RMR Agreement, the CAISO has a unique interest in any Commission proceeding that affects an RMR Agreement. Accordingly, the CAISO has a direct and substantial interest in this proceeding and requests that it be permitted to intervene. Because no other party can adequately represent the CAISO's interests in this proceeding, the CAISO's intervention is in the public interest and should be granted.

Based on the fact that PG&E has procured adequate Local Area Resource Adequacy Resources, the CAISO has determined that it no longer needs this resource to provide reliability services under the RMR Agreement. Accordingly, the CAISO notified Mirant that it would not be extending the term of the RMR Agreement and requested Mirant to file a Notice of Cancellation, to which the CAISO does not object.

#### **IV. CONCLUSION**

For the foregoing reasons, the CAISO respectfully requests that the Commission grant this Motion to Intervene and make the CAISO a party in the above-caption proceeding with full rights of participation.

Dated: November 21, 2006

Respectfully submitted

**/s/ Sidney Mannheim Davies**  
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Operator Corporation  
151 Blue Ravine Road  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have this 21<sup>st</sup> day of November 2006 caused to be served a copy of the forgoing document upon all parties listed on the official service list compiled by the Secretary of the Federal Energy Regulatory Commission in this proceeding.

**/s/ Sidney Mannheim Davies**  
Sidney Mannheim Davies