

91 FERC ¶ 61,124
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: James J. Hoecker, Chairman;
William L. Massey, Linda Breathitt,
and Curt Hébert, Jr.

California Electricity Oversight Board Docket No. EL99-75-003

California Independent System Operator Docket Nos. EC96-19-047 Corporation
and ER96-1663-049

ORDER ACCEPTING AMENDED BYLAWS AND GRANTING
REQUEST FOR WITHDRAWAL

(Issued May 12, 2000)

On January 31, 2000, the California Independent System Operator Corporation (California ISO) filed with the Commission amended and restated California ISO bylaws (Amended Bylaws). The purpose of the Amended Bylaws is to conform the California ISO's bylaws to the requirements of California Senate Bill 96 (SB 96), consistent with the Commission's orders in California Electricity Oversight Board, 88 FERC ¶ 61,172 (1999) and 89 FERC ¶ 61,290 (1999). In addition, the California ISO requests leave to withdraw the bylaws filed with the Commission on January 8, 1999, in Docket No. EC96-19-047, et al., which the California ISO believes are rendered moot by the instant filing. Subsequently, on March 20, 2000, the California ISO amended its filing to request that the Commission accept the Amended Bylaws with an effective date of March 20, 2000.

Notices of the instant filing and amendment were published in the Federal Register, 65 Fed. Reg. 8131 and 20,958 (2000), with comments, protests, or interventions due on or before April 24, 2000. The Western Area Power Administration and the California Electricity Oversight Board filed timely motions to intervene raising no substantive comments. The Metropolitan Water District of Southern California filed a timely motion to intervene and comments in support of the instant filing.

Pursuant to Rule 214(c)(1) of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214(c)(1) (1999), the timely, unopposed motions to intervene of the movants listed above serve to make them parties to this proceeding.

The Amended Bylaws are consistent with our prior orders regarding governance of the California ISO, and we will accept them for filing. Good cause is shown for granting waiver of notice requirements pursuant to section 205(d) of the Federal Power Act, 16 U.S.C. § 824d (1994), and section 35.11 of the Commission's Regulations thereunder. Thus, the Amended Bylaws will become effective March 20, 2000, as requested. In addition, we will grant the California ISO's request for leave to withdraw the bylaws filed on January 8, 1999.

The Commission orders:

(A) The California ISO's Amended Bylaws are hereby accepted for filing, effective March 20, 2000.

(B) The California ISO's request to withdraw the bylaws submitted on January 8, 1999, in Docket Nos. EC96-19-047 and ER96-1663-049 is hereby granted.

(C) The California ISO is hereby informed that the rate schedule designations will be supplied in a future order. Consistent with our prior orders, we hereby direct the California ISO to promptly post the Amended Bylaws on the Western Energy Network.

By the Commission.

(S E A L)

Linwood A. Watson, Jr.,
Acting Secretary.