

California Independent System Operator Corporation
Fifth Replacement Electronic Tariff

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15. Regulatory Filings

- (a) Any amendment or other modification of any provision of this CAISO Tariff must be in writing and approved by the CAISO Governing Board in accordance with the bylaws of the CAISO.
- (b) If, after a policy initiative within the primary authority of the WEM Governing Body has been presented for approval a second time pursuant to the dispute resolution process outlined in Section 2.2.2 of the Charter for WEIM and EDAM Governance, the WEM Governing Body approves a proposed amendment to this CAISO Tariff, then the Governing Board will be deemed to have approved a dual filing that includes two proposed amendments to this CAISO Tariff, one approved by the CAISO Governing Board and the other by the WEM Governing Body. In considering the proposed amendments, FERC will not be required to consider whether the then-existing filed rate is unlawful, and may adopt any or all of either proposal as it finds, in its discretion, to be just and reasonable and preferable.
- (c) Any amendment or modification to the CAISO Tariff shall be effective upon the date it is permitted to become effective by FERC. Nothing contained herein shall be construed as affecting, in any way, the right of the CAISO to furnish its services in accordance with this CAISO Tariff, or any tariff, rate schedule or Scheduling Coordinator Agreement which results from or incorporates this CAISO Tariff, or for the CAISO (consistent with the terms set forth above about approval of amendments and other changes) unilaterally to make an application to FERC for a change in rates, terms, conditions, charges, classifications of service, Scheduling Coordinator Agreement, rule or regulation under FPA Section 205 and pursuant to the FERC's rules and regulations promulgated thereunder. Nothing contained in this CAISO Tariff or any Scheduling Coordinator Agreement shall be construed as affecting the ability of any Market Participant receiving service under this CAISO Tariff to exercise its rights under Section 206 of the FPA and FERC's rules and regulations thereunder.