

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

<b>California Independent System Operator Corporation</b>	)	<b>Docket Nos. ER01-313-000 and ER01-313-001</b>
	)	
<b>Pacific Gas and Electric Company</b>	)	<b>Docket Nos. ER01-424-000 and ER01-424-001</b>
	)	

**UNOPPOSED EMERGENCY MOTION OF THE CALIFORNIA  
INDEPENDENT SYSTEM OPERATOR CORPORATION FOR  
EXTENSION OF TIME TO FILE REBUTTAL TESTIMONY AND  
REQUEST FOR EXPEDITED ACTION**

To: The Honorable Bobbie J. McCartney  
Presiding Administrative Law Judge

Pursuant to Rule 212 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission ("Commission"), 18 C.F.R. § 385.212, the California Independent System Operator Corporation ("ISO") respectfully requests that the Presiding Judge grant the ISO an extension of time until Thursday, September 27, 2001, to file its Rebuttal Testimony. The ISO makes this request due to several unforeseen events that have occurred in the past 8 days that have hampered severely the ISO's ability to complete its Rebuttal Testimony. In addition, the ISO requests expedited action on this Emergency Motion. This Emergency Motion is unopposed.

**I. Basis of Request for Extension of Time**

The ISO was struck yesterday with the "Nimba" computer virus, causing personnel to lose access to their computers for much of the day. It is not clear yet what the extent of the damage has been, or whether computer files have

been damaged or lost permanently. As of the filing of this Emergency Motion, ISO personnel still have only limited computer capabilities; for example, they do not have access to external email, and have not received electronic copies of any drafts and edits forwarded to them yesterday.

This incident follows hard upon the events of September 11, during which the offices of the ISO's counsel in Washington, DC, were evacuated for the greater part of the day. The counsel's offices also were evacuated for a short period on Tuesday, September 18 as a result of a bomb scare/fire drill. Finally, for at least two days this week, one of the ISO's witnesses in this proceeding was forced to remain home with a severe case of the flu. In light of all these events, the ISO is concerned that it will not be able to complete its Rebuttal Testimony in time for a September 24 filing.

The ISO has canvassed opinion of the parties to this proceeding, and has heard no objections to this extension.

## **II. Request for Expedited Action**

The ISO informed Staff and all intervenors by email early this morning, Eastern Daylight Time, of its intention to file this motion. As of this filing, the ISO has heard affirmatively from the following entities that they do not oppose the extension being requested: the Commission Staff, the California Department of Water Resources, the California Public Utilities Commission, the City and County of San Francisco, the City of Vernon, the Cogeneration Association of California and the Energy Producers and Users Coalition, Northern California Power Agency, Sacramento Municipal Utility District, San Diego Gas and Electric

Company, Southern Cities, and Turlock Irrigation District. The ISO has not heard from any entity that it opposes the extension. The ISO waited to file the motion until late morning, Pacific Daylight Time.

In light of the short time remaining before the ISO's Rebuttal Testimony is due, and the fact that no party has voiced an objection to the extension of time, the ISO requests that the Presiding Judge act on this Emergency Motion by Thursday, September 20.

### III. CONCLUSION

For these reasons, the ISO respectfully requests that it be permitted to file its Rebuttal Testimony on September 27, 2001, and that the Presiding Judge act on this Motion by Thursday, September 20.

Respectfully submitted,

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Counsel for the California Independent  
System Operator Corporation

Dated: September 19, 2001

## **CERTIFICATE OF SERVICE**

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

Dated at Washington, DC, this 19<sup>th</sup> day of September, 2001.

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Julia Moore  
(202) 295-8357

September 19, 2001

The Honorable David P. Boergers  
Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E.  
Washington, DC 20426

**Re: *California Independent System Operator Corporation***  
**Docket Nos. ER01-313-000 and ER01-313-001**

***Pacific Gas and Electric Company***  
**Docket Nos. ER01-424-000 and ER01-424-001**

Dear Secretary Boergers:

Enclosed is an original and fourteen copies of the California Independent System Operator Corporation's Emergency Motion For Extension of Time to File Rebuttal Testimony in the above-captioned proceeding. Two courtesy copies of this filing are included to be hand delivered to Judge Bobbie J. McCartney. Also enclosed are two extra copies of the filing to be time/date stamped and returned to us by the messenger. Thank you for your assistance.

Sincerely,

Julia Moore  
(202) 295-8357

Counsel for the California  
Independent System Operator Corporation

Enclosures

cc: The Honorable Bobbie J. McCartney  
Service List