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March 19, 2015

Commissioner Tony Clark

STATEMENT

FEDERAL ENERGY REGULATORY COMMISSION

Docket Nos. ER13-193-001, ER13-193-003, ER13-196-001, & ER13-196-002

Item No. E-4

Statement of Commissioner Tony Clark on Dissenting in Part on ISO-NE Order No. 1000 Rehearing

"I write separately to note my partial dissent in today's order with respect to the *Mobile-Sierra* issue raised, for the same reasons more fully explained in my previous dissent in this proceeding.¹

"On rehearing, the Commission again declines to provide the actual quantitative or granular analysis of public interest harm that is required to overcome the *Mobile-Sierra* protection previously granted. The result in the instant case is thus legally suspect. Moreover, the decision has the unfortunate side effect of calling into question the Commission's commitment to upholding the regulatory certainty provided under our *Mobile-Sierra* decisions.

"Accordingly, I respectfully dissent in part."

¹ *ISO New England, Inc.*, 143 FERC ¶ 61,150 (2013).