

153 FERC ¶ 61,089
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

October 26, 2015

In Reply Refer to:
California Independent System
Operator Corporation
Docket No. ER15-1875-001

Alston & Bird LLP
The Atlantic Building
950 F Street, NW
Washington, DC 20004

Attn: Mr. Bradley R. Miliauskas, Esq.

Reference: Petition for Limited Waiver

Dear Mr. Miliauskas:

1. On September 9, 2015, the Commission issued an order that, among other things, accepted for filing, effective September 15, 2015, tariff revisions filed by the California Independent System Operator Corporation (CAISO) related to how transition costs for multi-stage generating resources are calculated.¹

2. On September 15, 2015, CAISO filed a petition (September 15 Petition) for limited tariff waiver to modify the effective date of the transition cost tariff provisions approved in the September 9 Order. In the September 15 Petition, CAISO requests that the Commission suspend the effectiveness of the transition cost tariff provisions until October 27, 2015. CAISO explains that the transition cost tariff provisions approved in the September 9 Order were intended to be part of CAISO's 2015 fall software release, however, the 2015 fall software release has been postponed until October 27, 2015. CAISO indicates that the delayed implementation date will allow it to address concerns

¹ *Cal. Indep. Sys. Operator Corp.*, 152 FERC ¶ 61,185 (2015) (September 9 Order).

raised by the Commission regarding CAISO's pending Energy Imbalance Market year one enhancements that are also included in the 2015 fall software release.²

3. CAISO argues that good cause exists to grant the waiver, and states that it is of limited scope since it would only result in a modest delay of six weeks in the implementation of the transition cost tariff provisions. CAISO states that the waiver would address a concrete problem that needs to be remedied because the tariff revisions cannot go into effect until the 2015 fall software release is implemented, as the software needed to implement the tariff revisions must be bundled with the other software enhancements to be included in the 2015 fall software release.³ Lastly, CAISO contends that the waiver has no undesirable consequences because the existing tariff provisions related to transition costs for multi-stage generating resources are in effect today and will remain so until the new tariff provisions are implemented.⁴ CAISO notes that the waiver effectively maintains the status quo while allowing it to implement the tariff revisions as expeditiously as possible.⁵

4. Notice of CAISO's filing was published in the *Federal Register*, 80 Fed. Reg. 57,164 (2015), with protests and interventions due on or before October 6, 2015. Southern California Edison Company filed comments in support of CAISO's petition because it believes a comprehensive software implementation is a better approach to the implementation of the tariff revisions.⁶

5. We will grant CAISO's unopposed petition to permit the tariff revisions the Commission previously accepted to be suspended until October 27, 2015. We agree with CAISO that the 2015 fall software release should remain bundled. Consistent with the factors the Commission has considered in evaluating requests for waivers of tariff provisions,⁷ we agree with CAISO that the request for waiver is limited in scope, will

² See CAISO deficiency letter response, Docket No. ER15-1919-002, at 2 (Aug. 21, 2015).

³ September Petition at 1, 3.

⁴ *Id.* at 3.

⁵ *Id.* at 4.

⁶ Southern California Edison Company Comments at 1-2.

⁷ See, e.g., *New York Indep. Sys. Operator, Inc.*, 136 FERC ¶ 61,156, at PP 5, 7 (2011); *Southwest Power Pool, Inc.*, 135 FERC ¶ 61,032 at P 12; *Southwest Power Pool, Inc.*, 138 FERC ¶ 61,200, at P 5 (2012).

allow CAISO to address concerns raised by the Commission regarding the CAISO's pending Energy Imbalance Market year one enhancements that are also included in the 2015 fall software release, and no party will be harmed by the request. For these reasons, we grant CAISO's petition, as discussed herein.

By direction of the Commission.

Kimberly D. Bose,
Secretary.