

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

New York State Reliability Council, L.L.C.
Docket No. ER12-597-000

Issued: 2/3/12

Dewey & LeBoeuf LLP
99 Washington Avenue
Suite 2020
Albany, NY 12210

Attention: Paul L. Gioia, Esq.
Counsel to the New York State Reliability Council, L.L.C.

Reference: Revised Installed Capacity Requirement for the New York Control Area

Dear Mr. Gioia:

On December 12, 2011, you filed, on behalf of the New York State Reliability Council, L.L.C. (NYSRC), revisions to the Installed Capacity Requirement for the New York Control Area (NYCA) for the May 1, 2012 to April 30, 2013 period. You explain that the required Installed Reserve Margin (IRM) of 16.0% adopted provides a high level of confidence that the NYCA will meet the applicable criteria for resource adequacy during the 2012-2013 Capability Year.

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation – East, under 18 C.F.R. § 375.307, your submittal is accepted for filing, effective February 16, 2012, as requested.

The filing was noticed on December 13, 2011, with comments, interventions and protests due on or before February 3, 2012. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2011)), to the extent that any timely filed motions to intervene and any motion to intervene out-of-time were filed before the issuance date of this order, such interventions are granted. Granting late interventions at this stage of the proceeding will not disrupt the proceeding or place additional burdens on existing parties.

This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice

affecting such rate or service contained in your filing; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against NYSRC.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Jignasa Gadani, Director
Division of Electric Power
Regulation – East