

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

In Reply Refer To:
Letter Order Pursuant to
§ 375.307
ISO New England Inc. and New England
Power Pool
Docket No. ER10-423-000

Issued: 1/27/10

ISO New England Inc.
One Sullivan Road
Holyoke, MA 01040-2841

Day Pitney LLP
242 Trumball Street
Hartford, CT 06103

Attention: Kerim P. May, Esq.
Attorney for ISO New England Inc.

Paul N. Belval, Esq.
Attorney for the New England Power Pool Participants

Reference: ISO Financial Assurance Policy Revision

Dear Messrs. May and Belval:

On December 15, 2009, you submitted on behalf of ISO New England Inc. (ISO) and the New England Power Pool Participants Committee (NEPOOL) a revised tariff sheet that you state corrects the ISO Financial Assurance Policy.¹ You state that the correction provides that a resource that is not yet commercial but that elected to be

¹ ISO New England Inc., FERC Electric Tariff No. 3, General Terms and Conditions, Section I, Exhibit IA—ISO New England Financial Assurance Policy, Sixth Revised Sheet No. 81B.

treated as an existing resource for the first Capacity Commitment Period in the Forward Capacity Market is exempt from the requirement to provide Financial Assurance not only in the first Capacity Commitment Period but in every subsequent Capacity Commitment Period. Moreover, you further state that the proposed revision applies only to the number of megawatts that were qualified for the resource for the first Capacity Commitment Period and does not apply to any other financial assurance requirements. The proposed Amendments are accepted effective February 16, 2010 as requested.

Public notice of the filing was published in the Federal Register with comments, protests, or interventions due on or before January 5, 2010. No protests or adverse comments were filed. Notices of intervention and unopposed timely filed motions to intervene are granted pursuant to the operation of Rule 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.214 (2009)).

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 any which may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against your company.

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 (2009).

Sincerely,

Daniel J. Nowak, Acting Director
Division of Electric Power
Regulation – East

APPENDIX

ISO New England Inc.
FERC Electric Tariff No. 3
General Terms and Conditions
Section I, Exhibit IA—ISO New England Financial Assurance Policy

Tariff Sheet(s) Accepted Effective February 16, 2010

Sixth Revised Sheet No. 81B
Fourth Revised Sheet No. 81A.01
Original Sheet No. 81A.02
Fourth Revised Sheet No. 81D.01
Fourth Revised Sheet No. 81E