

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

Richard Blumenthal, Attorney General for The  
State of Connecticut

Docket No. EL09-47-000

v.

ISO New England Inc., Brookfield Energy Marketing Inc.,  
H.Q. Energy Services (U.S.) Inc., Constellation Energy  
Commodities Group, Inc., and Other Unidentified Installed  
Capacity Resources Committed to Import Over the Northern  
New York AC Interface

The Connecticut Department of Public Utility Control and  
the Connecticut Office of Consumer Counsel

Docket No. EL09-48-000

v.

ISO New England Inc., Brookfield Energy Marketing Inc.,  
H.Q. Energy Services (U.S.) Inc., Constellation Energy  
Commodities Group, Inc., and Other Unidentified Installed  
Capacity Resources Committed to Import Over the Northern  
New York AC Interface

**CONNECTICUT REPRESENTATIVES' AMENDED THIRD SET OF DATA  
REQUESTS TO ISO NEW ENGLAND INC.**

Pursuant to Rule 406 of the Rules of Practice and Procedure of the Federal Energy  
Regulatory Commission ("Commission"), 18 C.F.R. § 385.406, the Connecticut  
Department of Public Utility Control, the Connecticut Office of Consumer Counsel, and  
Richard Blumenthal, Attorney General for the State of Connecticut (collectively, the  
"Connecticut Representatives") submit the following Data Requests to ISO New England,  
Inc. ("ISO-NE").

Please provide all written and documentary responses as they become available,  
and in any case, not later than October 26, 2009. Pursuant to the Commission's Rules

and the Presiding Judge's Order Establishing Procedural Schedule, notice of any objections to full compliance with these Data Requests should be given in writing as soon as reasonably possible, but not later than ten (10) business days after the receipt of these Data Requests.

The Connecticut Representatives request that ISO-NE provide three copies of the data and information specified below, one each to:

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Randall L. Speck, Esq.  
Kimberly Frank  
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In responding to these requests, please apply the definitions and instructions in the Connecticut Representatives' First and Second Set of Data Requests to ISO-NE, with the following additions and modifications.

## INSTRUCTIONS

### **Modifications to Instructions**

X. To the extent that responses to all requests cannot be completed by October 26, 2009, please provide a schedule for the expected completion date for each request.

### **Additional Instructions.**

AA. To the extent that any of the Data Request are modified by agreement between You and the Connecticut Representatives after the date of issuance, please incorporate any such agreements and modification into your written response. To the extent any of the Data Requests are modified by agreement between You and the Connecticut Representatives after You provide written responses, please promptly update your responses to incorporate any such agreements and modifications.

## DATA REQUESTS

**CT/ISO 3-1.** Please state whether and, if so, please explain why ISO-NE instructed holders of ICAP Import Contracts to continue to offer the energy associated with an ICAP Import Contract into the day-ahead and real-time markets, even when the resource backing the unit would be unavailable.

**CT/ISO 3-2.** Please provide responses to Data Request Nos. CT/ISO 1-7, 1-8, 1-12, 1-13, 1-15, 1-16, 1-17, 1-23, and 1-26 with respect to H.Q. Energy Services.

**CT/ISO 3-3.**

**CT/ISO 3-4.** Please provide the native file(s) showing the chart and the underlying data in ISO00037933. Please describe what this chart is intended to show, and if to the extent not provided in the native file, please supplement that

document by linking the identities of each ICAP Import Contract holder to the relevant data.

- CT/ISO 3-5.** Please explain whether you agree that “NYISO scheduling mechanics” related to “remov[ing] external transactions from consideration (called ‘derating’) for the remainder of the entire day if they fail to clear the checkout process in two consecutive hours,” as described in Mr. Stoddard’s testimony in BEMI’s June 12, 2009 Answer, precluded holders of ICAP Import Contracts from offering energy at competitive rates over the NNY AC Interface.
- CT/ISO 3-6.** If you agree that NYISO scheduling mechanics preclude competitive energy offers over the NNY AC Interface, please explain how the recent market rule modifications establishing only competitive offer requirements on holders of ICAP Import Contracts (FERC Docket No. ER09-873-000) improve the competitiveness of offers associated with ICAP Import Contracts across the NNY AC Interface.
- CT/ISO 3-7.** Please explain why ISO New England instituted a new procedure requiring GADS operating data be submitted for New York Control Area generating units listed as the backing resource of an ICAP Import request. Please explain why the procedure requires participants submitting Import Rights requests to submit unit operating data for their listed resources on a monthly basis in order for their requests to be considered in future Import Rights allocations.
- CT/ISO 3-8.** Please confirm whether ISO-NE contacted NYISO to inquire about the availability of energy from the ICAP Import Contracts over the Northern NY AC Interface in response to the prediction by its software that external capacity resources would potentially be needed on the 108 occasions, and if so, please provide the recordings and dispatch logs of these communications.

Date: October 12, 2009

/s/

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/s/

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Counsel for Richard Blumenthal, Attorney General  
for the State of Connecticut

## CERTIFICATE OF SERVICE

In accordance with 18 C.F.R. § 385.2010 (2009), I hereby certify that I have this day served, via electronic mail or first class mail, the foregoing document upon each person designated on the official service list compiled by the Secretary in these proceedings.

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Dated at Washington, D.C. on this 12th day of October, 2009.

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/s/  
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