

From: Jan Reid

Sent: 10/17/2011 5:55:45 PM

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Cc:

Bcc:

Subject: Fw: ISO's violation of ex-parte rules

Pursuant to Rule 8.3(c)(3), I am forwarding the following communication to all parties on the service list in R.10-05-006.

Regards,

Jan Reid
Coast Economic Consulting
(831) 476-5700

----- Original Message -----

From: Jan Reid

To: pac@cpuc.ca.gov ; fer@cpuc.ca.gov ; mpl@cpuc.ca.gov

Sent: Monday, October 17, 2011 5:34 PM

Subject: ISO's violation of ex-parte rules

Mr. Clanon, Commissioner Peevey, and Commissioner Ferron:

The California Independent System Operator (ISO) has stated that "The ISO has scheduled ex parte meetings on October 18, 2011 with President Michael R. Peevey and possibly Paul Clanon, Executive Director, at 1:00 p.m., and Commissioner Mark J. Ferron at 2:30 p.m., at their offices at 505 Van Ness Avenue, San Francisco, California, to discuss backstop

procurement." (ISO Ex Parte Notice, Served October 17, 2011)

According to the ISO, the meetings were confirmed on Friday, October 14th.

The ISO served its ex parte notice at 3:20 p.m. on Monday October 17th, in violation of Rule 8.3(c)(2) of the Commission's Rules of Practice and Procedure. Rule 8.3(c)(2) states that: (emphasis added)

(2) Individual oral communications: If a decisionmaker grants an ex parte communication meeting or call to any interested person individually, all other parties shall be granted an individual meeting of a substantially equal period of time with that decisionmaker. The interested person requesting the initial individual meeting shall notify the parties that its request has been granted, and shall file a certificate of service of this notification, **at least three days before the meeting or call.**

Thus, under the rules, the meetings may not occur until Thursday, October 20th.

Therefore, I recommend that you cancel the meetings originally scheduled for Tuesday, October 18th.

Sincerely,

Jan Reid
Coast Economic Consulting
(831) 476-5700