

April 3, 2008

NOTICE REGARDING THE SELECTION
OF CERTAIN MEMBERS OF THE EXECUTIVE COMMITTEE OF
THE NEW YORK STATE RELIABILITY COUNCIL
FOR A TERM ENDING ON JULY 31, 2009

The terms of the current members of the New York State Reliability Council (“NYSRC”) Executive Committee expire on July 31, 2009. The NYSRC Executive Committee members representing Wholesale Sellers and Municipal Systems and Cooperatives have resigned, leaving vacancies that must be filled pursuant to the procedures approved by the NYISO Board of Directors on August 21, 2001.

Process for the Selection of the Representative Wholesale Sellers

A Wholesale Seller is a party engaged principally in the business of selling electricity in the wholesale market in the New York Control Area (“NYCA”). Any Wholesale Seller willing to provide financial support for the annual dues of the NYSRC will be eligible to participate in a “Wholesale Sellers Steering Committee” for the NYSRC. The annual dues for the current NYSRC fiscal year payable by the representative of Wholesale Sellers is \$5,000. A New York State trade organization for generators and power marketers, the Independent Power Producers of New York (“IPPNY”) will facilitate the formation of the Steering Committee through the use of its membership roster and the list of parties who have been participating in the Generation Owners Sector or the Other Suppliers Sector of the NYISO committees. IPPNY may have a seat on the Steering Committee. If IPPNY is unwilling or unable to effectively perform this function,

the Executive Committee will facilitate the formation of the Wholesale Sellers Steering Committee.

Any member of the Wholesale Sellers Steering Committee is free to submit a candidate, either in-house or retained, for consideration. The final candidate will be selected by the Steering Committee on a one person-one vote basis. In order to be qualified to serve as a member of the NYSRC Executive Committee, the candidate must have substantial knowledge and/or experience in the reliable operation of bulk power electric systems.¹ Expenses related to participation in the NYSRC will be borne by the representative of Wholesale Sellers.

Any party that qualifies as a Wholesale Seller who wishes to participate in the selection of the Wholesale Sellers representative in the NYSRC should contact Timothy R. Bush, Independent Power Producers of New York, Inc. 19 Dove Street, Suite 302, Albany, NY 12033 Telephone: (518) 355-1732 or electronic mail tbush@IPPNY.org by no later than May 5, 2008.

Process for the Selection of the Municipal Systems and Cooperative Representative

A Municipal System or Cooperative is any municipal electric system or cooperatively owned electric system in the NYCA. The Municipal Systems and Cooperatives in New York State shall select their representative on the basis of one vote for each eligible system. In order to be qualified to serve as a member of the NYSRC Executive Committee the representative of Municipal Systems and Cooperatives must have substantial knowledge and/or experience in the reliable operation of bulk power electric systems.

Eligible municipals and cooperatives must own or control electric distribution facilities and must have a utility obligation to serve their customers or members. Eligible systems shall

¹ New York State Reliability Council Agreement, Section 4.03.

also agree to pay an appropriate share of the annual dues of the NYSRC. The annual dues for the current NYSRC fiscal year payable by the representative of Municipal Systems and Cooperatives is \$5,000. Expenses related to participation in the NYSRC will be borne by the representative of Municipal Systems and Cooperatives.

- (1) Any eligible system is allowed to propose a candidate to be the municipal representative. Each proposal shall include a request for financial support, if one is to be made, for the candidate's service on the NYSRC.
- (2) The selection process will be guided by a special committee comprised of individuals from three eligible systems. The special committee will review proposals and the credentials of proposed candidates to ensure that the candidates are qualified to represent eligible systems on the NYSRC.
- (3) The special committee shall give notice of an upcoming election and the slate of candidates to all eligible systems. The eligible systems will select a representative from the candidate(s) on the basis of one system-one vote.
- (4) The municipal representative will serve for two years.

Eligible systems who wish to participate in the selection of the Municipal Systems and Cooperative representative on the NYSRC Executive Committee should contact Mr. Robert A. Mullane, General Manager, New York Municipal Power Agency, 6652 Hammersmith Drive,

East Syracuse, NY 13057, telephone (315) 453-1761, fax (315) 453-7849, by no later than May 5, 2008.

Appointment by Executive Committee

The Executive Committee shall appoint the individuals selected as members of the Executive Committee, provided that: the foregoing election procedures were followed; the individual selected to serve as a member of the NYSRC Executive Committee meets the qualifications set forth in the NYSRC Agreement; and the individual selected has the financial ability to pay the applicable annual dues.

Any questions concerning the selection process for the representatives of Wholesale Sellers, Large Consumers or Municipal Systems or Cooperatives should be addressed to P. Donald Raymond, Executive Secretary to the NYSRC Executive Committee, by electronic mail at p.raymond40@gmail.com or by telephone at (315) 637-9002.

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