

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

Midwest Independent Transmission
System Operator, Inc.

Docket No. ER04-458-000

**NOTICE OF INTERVENTION OF THE ORGANIZATION OF MISO STATES
AND MOTION FOR EXTENSION OF COMMENT PERIOD THROUGH
FEBRUARY 27, 2004**

Pursuant to Rule 214(a)(2) of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214(a)(2), the Organization of MISO States (OMS) files its Notice of Intervention in the above-captioned proceeding. In support thereof, the OMS states as follows:

I. Communications

1. Service of all pleadings, documents, and communications in this matter should be made on the following:

William H. Smith, Jr.
Executive Director
Organization of MISO States
100 Court Avenue, Suite 218
Des Moines, Iowa 50309
(515) 243-0742

Randy Rismiller
Manager - Federal Energy Program
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701
(217) 785-4046

II. Description of Filing

2. On January 20, 2004, the Midwest Independent Transmission System Operator, Inc. (Midwest ISO), filed modifications to its Open Access Transmission Tariff to comply with the Commission's Standardization of Generator Interconnection

Agreements and Procedures, 68 Fed. Reg. 49,845 (Aug. 19, 2003), FERC Stats. & Regs. ¶31,146 (2003) (Order No. 2003).

III. Basis for Intervention

3. The OMS is a non-profit, self-governing organization of representatives from each state with regulatory jurisdiction over entities participating in the MISO, a regional transmission organization as defined by the FERC. The state regulatory agencies that are member of the OMS are the Illinois Commerce Commission, the Indiana Utility Regulatory Commission, the Iowa Utilities Board, the Kentucky Public Service Commission, the Michigan Public Service Commission, the Minnesota Public Utilities Commission, the Missouri Public Service Commission, the Montana Public Service Commission, the Nebraska Power Review Board, North Dakota Public Service Commission, the Ohio Public Utilities Commission, the Pennsylvania Public Utility Commission, the South Dakota Public Utilities Commission, and the Wisconsin Public Service Commission. The Manitoba Public Utilities Board is also a member of the OMS.

4. The purpose of the OMS is to coordinate regulatory oversight among the states; making recommendations to MISO, the MISO Board of Directors, the FERC, other relevant government entities, and state commissions as appropriate; and intervening in proceedings before the FERC and in related judicial proceedings to express the positions of the OMS. The OMS files this timely Notice of Intervene pursuant to the authority conferred by its bylaws and the authorization of its Executive Committee.

5. The Generator Interconnection procedures are important considerations to the agencies that are members of the OMS as they participate in state and regional planning activities and as they perform their state regulatory responsibilities.

6. Based on the foregoing, the OMS respectfully submits that it has a direct and substantial interest in these proceedings and that no other party can adequately represent the interests of the OMS or its member states in this proceeding.

IV. Motion for Extension of Comment Date

7. For several weeks The OMS Pricing Work Group has been in discussion with the staff of the Midwest ISO to communicate the views of the OMS member states and to further develop positions on the subjects of the Large Generator Interconnection tariff. The Work Group, in consultation with the OMS Board of Directors, has arranged its work using the following schedule:

- February 9: OMS Pricing Working Group distributes draft LGI comment to OMS Board members
- February 17: Comments from OMS members on draft LGI comment are due to Pricing Group Chair
- February 20: Final LGI comment draft is distributed to OMS Board
- February 25: OMS Board votes on proposed final LGI comment draft
- February 27: OMS submits LGI comments to FERC

Given this established work schedule, the OMS suggests that an extension of the comment date by an additional 17 days will enable the OMS to present to the Commission a more informative comment that better integrates the views of the member states. Because the Midwest ISO's filing is a compliance filing, the Commission is not constrained by Power Act deadlines in acting on the filing. The OMS therefore asks the Commission to accept comments on the LGI tariff through February 27, 2004.

