

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

**Midwest Independent Transmission
System Operator, Inc.**

Docket No. ER04-961-000

**NOTICE OF INTERVENTION OF ORGANIZATION OF MISO STATES
AND MOTION FOR EXTENDED COMMENT PERIOD**

I. BACKGROUND

On June 25, 2004, the Midwest Independent Transmission System Operator, Inc. (Midwest ISO) submitted for filing a proposed Schedule 21 –Reactive Supply and Voltage Control from Independent Generation Resources Service. Midwest ISO requests an effective date of October 1, 2004. By Notice issued June 30, 2004, the Commission established a comment date of July 16, 2004, for this filing.

II. INTERVENTION

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”) gives notice of its intervention in the above-captioned proceeding.

III. COMMUNICATIONS

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

III. BASIS FOR INTERVENTION

The OMS is a non-profit, self-governing organization of representatives from each state with regulatory jurisdiction over entities participating in the Midwest ISO, a regional transmission organization as defined by the Commission.¹

The purpose of the OMS is to coordinate regulatory oversight among the states; make recommendations to MISO, the MISO Board of Directors, the Commission, other relevant government entities, and state commissions as appropriate; and intervene in proceedings before the Commission to express the positions of the OMS. The Midwest ISO proposals concerning Reactive Supply and Voltage Control from Independent Generation Resources Service presents important issues for OMS member agencies. Accordingly, the OMS is an appropriate intervenor in this docket.

IV. MOTION FOR EXTENSION OF COMMENT PERIOD

The OMS asks the Commission to receive interventions, comments, and protests from the OMS and its member agencies through July 30, 2004. The established comment period provides state commissions insufficient opportunity to evaluate the complex issues presented by the filing in light of previously scheduled meetings of the National Association of Regulatory Utility Commissioners (NARUC) July 11-14.

The OMS suggests that extending the comment period through July 30 would allow OMS and its member agencies sufficient time to determine whether a common position can be reached in order to allow a single filing on behalf of the OMS member agencies, and if no common

¹ The state regulatory agencies that are members 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.

position can be formed, to allow individual member agencies to prepare individual comments for submission to the Commission. The OMS also suggests that this extended comment period will still provide the Commission and its staff ample time to review the comments and act on the filing well before the proposed effective date of October 1, 2004.

V. CONCLUSION

For the foregoing reasons, the OMS requests the Commission to extend the comment period for the OMS and its member agencies through July 30, 2004.

Respectfully Submitted,

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

Dated: July 9, 2004

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing Notice of Intervention and Motion for Extended Comment Period on all parties on the official service list compiled by the Secretary in this proceeding.

Dated at Des Moines, Iowa, this 9th day of July, 2004.

William H. Smith, Jr.
William H. Smith, Jr.