

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Consolidated Edison Company of
New York Inc.

Docket No. EL02-23-003

v.

Public Service Electric and Gas
Company, PJM Interconnection
L.L.C., and New York Independent System
Operator, Inc.

ORDER OF CHIEF JUDGE TERMINATING
HEARING PROCEDURES

(Issued March 4, 2005)

1. As directed by order of the Chief Judge issued on February 14, 2005, the New York Independent System Operator, Inc., PJM Interconnection, L.L.C., and Public Service Electric and Gas Company (together, the "Filing Parties") submitted a joint compliance filing. As required by Opinion No. 476, 108 FERC ¶ 61,120 (2004), the Parties¹ negotiated a comprehensive protocol to govern the implementation of two disputed transmission contracts in this proceeding, which they believe represents a workable approach to implementing the disputed contracts.
2. In Attachment V of the Parties' Joint Stipulation concerning disputed issues ConEdison expresses the view that issues not resolved in the draft protocol can be resolved through the submission of written comments on the proposed protocol, without the need for the conduct of an evidentiary hearing.
3. Under these circumstances, it does not appear that there are any issues requiring a hearing in this proceeding at this time. Accordingly, subject to Commission review, the hearing portion of this proceeding is hereby terminated.

Curtis L. Wagner, Jr.
Presiding Administrative Law Judge

¹ The Parties include the Filing Parties and Consolidated Edison Company of New York, Inc. (ConEdison).