

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

Niagara Mohawk Power Corporation
Docket No ER12-289-000

Issued: 12/7/11

National Grid USA Service Company USA
40 Sylvan Road
Waltham, MA 02451

Attention: Daniel Galaburda
Attorney for Niagara Mohawk

Reference: Second Revised Service Agreement No. 340

Dear Mr. Galaburda:

On October 31, 2011, you filed a Second Revised Service Agreement No. 340¹ for Niagara Mohawk to assume ownership of upgrades under the terms of the Tri-Lakes Agreement prior to January 1, 2012, the originally scheduled date of ownership transfer.

Pursuant to the authority delegated to the Director, Division of Electric Power Regulation – East, under 18 C.F.R. §375.307, your submittal is accepted for filing, effective October 17, 2011, as requested.

The filing was noticed on November 1, 2011, with comments, interventions and protests due on or before November 21, 2011. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2011)), to the extent that any timely filed motions to intervene and any motion to intervene out-of-time were filed before the issuance date of this order, such interventions are granted. Granting late interventions at this stage of the proceeding will not disrupt the proceeding or place additional burdens on existing parties.

This acceptance for filing shall not be construed as constituting approval of the referenced filing or of any rate, charge, classification, or any rule, regulation, or practice

¹ *New York Independent System Operator, Inc.*, FERC Electric Tariff, Original Volume No. 1.

affecting such rate or service contained in your filing; nor shall such acceptance be deemed as recognition of any claimed contractual right or obligation associated therewith; and such acceptance is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against your company.

This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. § 385.713.

Sincerely,

Jignasa Gadani, Director
Division of Electric Power
Regulation – East