

**THIS FILING LETTER DOES NOT CONTAIN ANY CEII. ATTACHMENTS I, II, AND IV DO NOT CONTAIN ANY PRIVILEGED OR CONFIDENTIAL INFORMATION. ATTACHMENT III INCLUDES A ONE-LINE SCHEMATIC FOR WHICH CEII DESIGNATION IS REQUESTED IN PART III BELOW, AND IS SUBMITTED SEPARATELY.**

June 3, 2025

**By Electronic Delivery**

Honorable Debbie-Anne A. Reese, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Re: Joint Filing of an Executed Third Amended and Restated Standard Large Generator Interconnection Agreement for the Baron Winds Project (Queue Position No. 396) Among the New York Independent System Operator, Inc., New York State Electric & Gas Corporation, and Baron Winds LLC; Request for Critical Energy Infrastructure Information Designation; and Request for Waiver of the 60-Day Notice Period; Docket No. ER25-\_\_\_\_-000

Dear Ms. Reese:

Pursuant to Section 205 of the Federal Power Act<sup>1</sup> and Section 35.13 of the Commission's regulations,<sup>2</sup> the New York Independent System Operator, Inc. ("NYISO") and New York State Electric & Gas Corporation ("NYSEG") (together, the "Joint Filing Parties") hereby tender for filing an executed Third Amended and Restated Standard Large Generator Interconnection Agreement for the Baron Winds project (NYISO Queue Position No. 396) entered into among the NYISO, NYSEG, as the Connecting Transmission Owner, and Baron Winds LLC ("Baron Winds"), as the Developer (the "Third Amended Agreement").<sup>3</sup> The Third Amended Agreement is labeled as Service Agreement No. 2487 under the NYISO's Open Access Transmission Tariff ("OATT").

The Joint Filing Parties respectfully request that the Commission accept the Third Amended Agreement for filing. The Third Amended Agreement conforms to the NYISO's *pro forma* Large Generator Interconnection Agreement ("Pro Forma LGIA") that is contained in Attachment X to the OATT with limited non-conforming exceptions previously accepted by the

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<sup>1</sup> 16 U.S.C. § 824d.

<sup>2</sup> 18 C.F.R. § 35.13 (2025).

<sup>3</sup> Capitalized terms that are not otherwise defined in this filing letter shall have the meaning specified in Attachments S or X of the NYISO OATT, and if not defined therein, in the NYISO OATT and NYISO Market Administration and Control Area Services Tariff.

Commission for the prior versions of this agreement.<sup>4</sup> Further, as described in Part II of this letter, the Joint Filing Parties respectfully request a waiver of the Commission's prior notice requirements<sup>5</sup> to make the Third Amended Agreement effective as of May 19, 2025, which is the date of its full execution. Finally, as described in Part III of this letter, NYSEG requests that the one-line diagram included in the Third Amended Agreement be protected from disclosure as Critical Energy Infrastructure Information.

## **I. Discussion**

The Third Amended Agreement supersedes the Second Amended and Restated Large Generator Interconnection Agreement ("Second Amended Agreement") among the NYISO, NYSEG, and Baron Winds concerning the Baron Winds project. The NYISO and NYSEG filed the Second Amended Agreement in the Commission's Docket No. ER23-2680-000 on August 22, 2023, and the Commission accepted it on October 12, 2023.<sup>6</sup> The Second Amended Agreement superseded the Amended and Restated Large Generator Interconnection Agreement ("Amended Agreement") that was filed in the Commission's Docket No. ER21-1312-000 on March 10, 2021, and was accepted by the Commission on May 7, 2021.<sup>7</sup> The Amended Agreement superseded the Large Generator Interconnection Agreement among the NYISO, NYSEG, and Baron Winds that was filed in the Commission's Docket No. ER20-1100-000 on February 27, 2020, and was accepted by the Commission on April 2, 2020 (the "Original Agreement").<sup>8</sup> The Original Agreement was based on and is consistent with the Pro Forma LGIA, but included certain non-conforming modifications, which were accepted by the Commission.

The Baron Winds project is a two-phase 238.8 MW wind project in which the first 121.8 MW are in-service. Subsequent to the execution of the Second Amended Agreement, Baron Winds requested an extension of the Commercial Operation Date ("COD") for the second phase of the project, which constitutes an additional 117 MW. The NYISO determined that the

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<sup>4</sup> This agreement conforms to the Pro Forma LGIA in Attachment X of the NYISO OATT that was in effect at the time the Original Agreement was executed, along with the limited variations from that *pro forma* previously accepted by the Commission. The subsequent amendments to this agreement addressed non-material modifications to the project accepted by the NYISO and were not the result of Baron Wind submitting a new Interconnection Request to the NYISO to modify its project. Accordingly, the parties have not updated the agreement to the current *pro forma* version of the agreement in Attachment X of the NYISO OATT. *See, e.g., Midwest Independent Transmission System Operator, Inc.*, 124 FERC ¶ 61,277 at P 11 (2008) (accepting the use of a new interconnection agreement that conforms with the transmission provider's current *pro forma* agreement because the developer submitted a new interconnection request to increase its project's generating capacity and was therefore required to comply with the current *pro forma* procedures and agreement).

<sup>5</sup> *See Prior Notice and Filing Requirements Under Part II of the Federal Power Act*, 64 FERC ¶ 61,139, *clarified*, 65 FERC ¶ 61,081 (1993).

<sup>6</sup> *New York Independent System Operator and New York State Electric & Gas Corp.*, Letter Order, Docket No. ER23-2680-000 (Oct. 12, 2023).

<sup>7</sup> *New York Independent System Operator and New York State Electric & Gas Corp.*, Letter Order, Docket No. ER21-1312-000 (May 7, 2021).

<sup>8</sup> *New York Independent System Operator and New York State Electric & Gas Corp.*, Letter Order, Docket No. ER20-1100-000 (Apr. 2, 2020).

requested extension was not a material modification, and Baron Winds elected to move forward with the change.

The NYISO, NYSEG, and Baron Winds agreed to amend the Second Amended Agreement to update the milestones for the second phase of the project consistent with the extended COD. Accordingly, the parties have updated the milestones table in Appendix B. Additionally, the parties revised the Second Amended Agreement to indicate that this is the “Third Amended and Restated” version of the agreement.

The Third Amended Agreement does not include variations from the Pro Forma LGIA other than those already accepted by the Commission for the prior versions of the agreement. Therefore, the Joint Filing Parties respectfully request that the Commission accept the Third Amended Agreement.

## **II. Proposed Effective Date and Request for Waiver of the 60-Day Notice Period**

The Joint Filing Parties request an effective date of May 19, 2025, for the Third Amended Agreement, which is the date of its full execution. The Joint Filing Parties respectfully request that the Commission waive its prior notice requirement to permit the requested effective date. The Commission has previously permitted interconnection agreements to become effective upon the date of execution.<sup>9</sup>

## **III. Request for CEII Treatment**

Pursuant to Sections 388.112 and 388.113 of the Commission’s regulations,<sup>10</sup> NYSEG requests that the one-line diagram included as Figure A-1 in Appendix A of the Third Amended Agreement be protected from disclosure as Critical Energy Infrastructure Information (“CEII”).<sup>11</sup> The diagram contains a detailed, one-line schematic of NYSEG’s facilities that, if disclosed, could pose a threat to the security and the reliability of the New York State bulk power system.

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<sup>9</sup> See, e.g., *New York Independent System Operator, Inc. and New York State Electric & Gas Corporation*, Letter Order, Docket No. ER11-2953-000 (April 7, 2011) (accepting interconnection agreement effective as of date of execution); see also *New York Independent System Operator, Inc. and Niagara Mohawk Power Corp.*, Letter Order, Docket No. ER08-985-000 (June 26, 2008) (same); *New York Independent System Operator, Inc. and New York Power Authority*, Letter Order, Docket No. ER08-861-000 (May 27, 2008) (same); *New York Independent System Operator, Inc. and New York Power Authority*, Letter Order, Docket No. ER08-699-000 (May 16, 2008) (same).

<sup>10</sup> 18 C.F.R. §§ 388.112 and 388.113 (2025).

<sup>11</sup> As required by Section 388.113(d)(1)(i) of the Commission’s regulations, NYSEG has described in the filing letter how the one-line diagram in Figure A-1 satisfies the definition of critical energy infrastructure information as that term is defined in Section 388.113(c)(1). In addition, as required by Section 388.113(d)(1)(ii) the cover page of the filing letter and the relevant page of the Third Amended Agreement that contains critical energy infrastructure information is labelled as including CEII and marked DO NOT RELEASE, and a Public and CEII version of the Third Amended Agreement are being filed with this letter. The CEII material is redacted in the Public version. Finally, as required by Section 388.113(d)(1)(i), NYSEG requests that the Commission designate the CEII material submitted on June 3, 2025, with the full five-year CEII designation provided for in Section 388.113(e)(1) as the information provided in the one-line diagram will continue to satisfy the definition of critical energy infrastructure information for this entire period.

The diagram provides more than simply the general location of critical infrastructure. Unlike publicly available maps of power transmission lines and generation and substation facilities, the schematic shows the exact nature and specific location of facilities used to maintain the reliability of the New York State bulk power system.

The diagram, in NYSEG's assessment, reveals such critical information related to the facilities depicted therein that, if disclosed, could be useful to a person seeking to disable the power grid. Therefore, the disclosure of the CEII diagram would pose a threat to the reliability of the New York State bulk power system and the health and safety of New York residents. Moreover, the information revealed in this schematic reveals CEII, which the Commission has determined to be exempt from mandatory disclosure under 5 U.S.C. § 552(b)(7)(F). The diagram has been omitted from the Public version of the Third Amended Agreement included in this filing.

The Joint Filing Parties are electronically submitting a non-public version of this filing. The diagram is included only in the non-public version of the Third Amended Agreement in the filing. The non-public diagram is marked: **"FIGURE CONTAINS CEII – DO NOT RELEASE PURSUANT TO 18 C.F.R. §§ 388.112 and 388.113."** The non-public diagram should be treated as CEII reviewable by Commission Staff. In accordance with the Commission's April 14, 2017 notice on labeling of non-public information, each page of the non-public version of the filing is marked **"CUI//CEII."**<sup>12</sup> A placeholder has been included in place of the non-public diagram in the public version of the Third Amended Agreement.

All communications relating to this request for privileged and confidential treatment should be addressed to NYSEG's Counsel listed below.

#### **IV. Communications and Correspondence**

All communications and service in this proceeding should be directed to:

**For the NYISO<sup>13</sup>**

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<sup>12</sup> See Notice of Document Labelling Guidance for Documents Submitted to or Filed with the Commission or Commission Staff (Apr. 14, 2017) (unreported).

<sup>13</sup> The NYISO respectfully requests waiver of 18 C.F.R. § 385.203(b)(3) (2025) to permit service on counsel in both Washington, D.C. and Richmond, VA.

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\*Designated to receive service.

### **V. Documents Submitted**

The Joint Filing Parties submit the following documents with this filing letter:

- A clean Public version of the Third Amended Agreement (Attachment I);
- A blacklined Public version of the Third Amended Agreement showing the changes from the Second Amended Agreement (Attachment II);
- A clean CEII version of the Third Amended Agreement (Attachment III); and
- The signature pages for the Third Amended Agreement (Attachment IV).

**VI. Service**

A complete copy of this filing will be posted on the NYISO's website at [www.nyiso.com](http://www.nyiso.com). The NYISO will send an electronic link to this filing to the official representative of each of its customers and to each participant on its stakeholder committees. In addition, the NYISO will send an electronic copy of this filing to the New York Public Service Commission and to the New Jersey Board of Public Utilities.

**VII. Conclusion**

Wherefore, the Joint Filing Parties respectfully request that the Commission accept the Third Amended Agreement for filing with an effective date of May 19, 2025.

Respectfully submitted,

/s/ Sara B. Keegan

Sara B. Keegan  
*Counsel for the  
New York Independent System Operator, Inc.*

/s/ Jeffrey A. Rosenbloom

Jeffrey A. Rosenbloom  
*Counsel for New York State Electric & Gas  
Corporation*

cc:	Janel Burdick	Jaime Knepper
	Emily Chen	Kurt Longo
	Jignasa Gadani	David Morenoff
	Jette Gebhart	Jason Rhee
	Leanne Khammal	Douglas Roe