

September 23, 2026

VIA ETARIFF FILING CODE 1380

Hon. Debbie-Anne A. Reese
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

**Re: Niagara Mohawk Power Corporation,
Docket Nos. ER25-312-000 and ER25-312-001,
Offer of Settlement and Settlement Agreement**

Dear Secretary Reese:

Pursuant to Rule 602 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“Commission”), 18 C.F.R. § 385.602 (2026), Niagara Mohawk Power Corporation (“Niagara Mohawk”) and Sterling Power Partners L.P. (“Sterling”) (collectively, the “Settling Parties”) respectfully submit the enclosed Offer of Settlement and Settlement Agreement (“Settlement”) for approval in the above-captioned proceedings. The Settlement is accompanied by an Explanatory Statement and clean and redline versions of the amended and restated Large Generator Interconnection Agreement (“Amended LGIA”) between the Settling Parties to supersede the LGIA currently on file with the Commission that is designated as the Third Revised Service Agreement No. 1144 under the New York Independent System Operator Inc. Open Access Transmission Tariff, which now serves to implement the terms and conditions of the Settlement.

The Settlement, upon the Commission’s acceptance without condition or modification unacceptable to the Settling Parties, will resolve completely all issues in Docket Nos. ER25-312-000 and ER25-312-001.

I. DESCRIPTION OF FILING

These proceedings arise from Niagara Mohawk’s proposal to replace and modernize facilities associated with Sterling’s interconnection as part of the Oneida Substation replacement project. The parties disputed the scope of the work required to implement those upgrades, responsibility for associated costs, and proposed revisions to the interconnection arrangements governing the interconnection service necessitated by Sterling’s electric generating facility.

Following discovery and settlement negotiations, the Settling Parties reached a negotiated resolution of those issues.

The Settlement provides for execution of the Amended LGIA and requires Sterling to make a negotiated settlement payment of \$964,169.00 to Niagara Mohawk within five business days of the Commission's approval of the Settlement, and implements the arrangements necessary to support Sterling's continued interconnection. The Settlement reflects a fair and reasonable compromise reached after discovery and settlement negotiations and avoids the expense and uncertainty of continued litigation.

The Settlement is consistent with the Commission's longstanding policy favoring the consensual resolution of disputes and should be approved without condition or modification.

II. AMENDED LGIA

As described in the Settlement and accompanying Explanatory Statement, the Settling Parties agree to the amended terms and conditions to the Amended LGIA and Appendix A attached thereto. The Settling Parties request that, upon acceptance of the Settlement by the Commission, the Amended LGIA be made effective as of November 1, 2024, the date agreed upon in the Settlement.

III. CONTENTS OF THIS FILING

- Settlement Agreement and Offer of Settlement;
- Explanatory Statement in Support of Settlement Agreement and Offer of Settlement; and
- Attachment A – Clean Version of Modifications to the Amended LGIA;
- Attachment B – Redline Version of Modifications to the Amended LGIA; and
- Executed Amended LGIA for eTariff records.

IV. COMMENTS

Pursuant to Rule 602(f) of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.602(f), comments on the Settlement may be filed not later than twenty (20) days after the filing of the Settlement and reply comments may be filed not later than thirty (30) days after the filing of the Settlement. Pursuant to Rule 602(f)(3), any failure to file a comment constitutes a waiver of all objections to the Settlement.

V. SERVICE

Pursuant to Rules 602(d) and 2010 of the Commission's Rules of Practice and Procedure, 18 C.F.R. §§ 385.602(d) and 385.2010 (2026), the Settling Parties have served the Settlement and related materials on all parties listed on the official service list for these proceedings.

VI. REQUESTED RELIEF

The Settling Parties respectfully request that the Commission approve the Settlement without condition or modification.

VII. CONCLUSION

For the reasons set forth herein, the Settling Parties respectfully request that the Commission approve the Settlement without condition or modification. If there are any questions regarding this filing, please contact the undersigned.

Respectfully submitted,

/s/ Nicholas J. Cicale

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Dated: September 23, 2026

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing document upon all of the parties listed on the official service list for the captioned proceeding, in accordance with the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010).

Dated at Denver, CO, this 23rd day of September, 2026.

/s/ Nicholas J. Cicale
Nicholas J. Cicale