

July 3, 2012

Ms. Kimberly D. Bose  
Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

**Re: Niagara Mohawk Power Company  
Docket No. ER12-\_\_\_\_-000  
Amendment to Correct the Service Agreement Number for  
Cost Reimbursement Agreement with MM Albany Energy LLC**

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act (“FPA”), 16 U.S.C. § 824d, and Part 35 of the Federal Energy Regulatory Commission’s (“Commission”) regulations, 18 C.F.R. Part 35, Niagara Mohawk Power Company (“Niagara Mohawk”) d/b/a National Grid hereby amends the Cost Reimbursement Agreement (“Reimbursement Agreement”) between Niagara Mohawk and MM Albany Energy LLC (“MM Albany Energy”) solely to correct its service agreement number.

Niagara Mohawk respectfully requests waiver of the Commission’s notice requirements to allow the Reimbursement Agreement contained in this filing to become effective on January 9, 2012, the date set forth in the Reimbursement Agreement.

#### **I. Amendment to Cost Reimbursement Agreement**

Niagara Mohawk originally filed the Reimbursement Agreement on January 25, 2012 in Docket No. ER12-885-000. The Commission accepted the Reimbursement Agreement by letter order issued on February 27, 2012, effective as of January 9, 2012, as requested by Niagara Mohawk.

Subsequently, Niagara Mohawk discovered that the Reimbursement Agreement had been incorrectly designated as Service Agreement No. 1168 under the New York Independent System Operator, Inc. (“NYISO”) open access transmission tariff (“OATT”), FERC Electric Tariff, Original Volume No. 1. That service agreement number is already used to designate a different agreement under the NYISO OATT. Therefore, Niagara Mohawk amends the Reimbursement Agreement in this filing to designate it as new Service Agreement No. 1896 under the NYISO OATT. Apart from the correction to the service agreement number, the enclosed Reimbursement Agreement is identical to the agreement the Commission accepted in Docket No. ER12-885-000.

## II. Effective Date and Request for Waiver

As was the case with the Reimbursement Agreement accepted by the Commission in Docket No. ER12-885-000, Niagara Mohawk respectfully requests waiver of the 60-day notice requirement contained in Section 35.3 of the Commission's regulations to allow the Reimbursement Agreement included in the instant filing to become effective upon the effective date set forth in the Agreement, *i.e.*, January 9, 2012.

Granting the requested waiver will not result in prejudice to any party and will allow the Reimbursement Agreement to remain in effect as of January 9, 2012. This will facilitate Niagara Mohawk's service to MM Albany Energy consistent with the standard set forth by the Commission in *Central Hudson*.<sup>1</sup> As noted above, this filing is purely an administrative correction, with no substantive changes to the Reimbursement Agreement previously accepted by the Commission. For these reasons, the Commission should find that good cause exists to grant an effective date of January 9, 2012.

## III. Communications and Service

Communications and correspondence with respect to this matter should be addressed to the following individuals, who should be included on the official service list for this proceeding:<sup>2</sup>

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<sup>1</sup> See *Central Hudson Gas & Electric Corp.*, 60 FERC ¶ 61,106 at 61,338, *reh'g denied*, 61 FERC ¶ 61,089 (1992).

<sup>2</sup> Niagara Mohawk requests waiver of 18 C.F.R. § 385.203(b) to allow four persons on the service list in this proceeding.

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#### **IV. Conclusion**

For the reasons stated herein, Niagara Mohawk respectfully requests that the Commission accept the Reimbursement Agreement, effective January 9, 2012.

Copies of this filing have been served on MM Albany Energy, the NYISO, and New York regulators.

Sincerely,

/s/ Amanda Downey  
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