

June 9, 2021

By Electronic Delivery

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

Re: Joint Filing of an Executed Amended and Restated Large Generator
Interconnection Agreement Among the New York Independent System Operator,
Inc., Niagara Mohawk Power Corporation d/b/a National Grid, and Ball Hill
Wind Energy, LLC; Request for Waiver of the 60-Day Notice Period; Docket No.
ER21-____-000

Dear Ms. Bose:

Pursuant to Section 205 of the Federal Power Act¹ and Section 35.13 of the Commission's regulations,² the New York Independent System Operator, Inc. ("NYISO") and Niagara Mohawk Power Corporation d/b/a National Grid ("National Grid") (together, the "Joint Filing Parties") hereby tender for filing an executed Amended and Restated Large Generator Interconnection Agreement entered into by the NYISO, National Grid, as the Connecting Transmission Owner, and Ball Hill Wind Energy, LLC ("Ball Hill"), as the Developer (the "Amended Agreement").³ The Amended Agreement is labeled as Service Agreement No. 2473 under the NYISO's Open Access Transmission Tariff ("OATT").

The Joint Filing Parties respectfully request that the Commission accept the Amended Agreement for filing. The 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 Commission for the prior version of this agreement. Further, as described in Part II of this letter, the Joint Filing Parties respectfully request a waiver of the Commission's prior notice requirements⁴ to make the Amended Agreement effective as of May 27, 2021, which is the date of its full execution.

¹ 16 U.S.C. § 824d.

² 18 C.F.R. § 35.13 (2019).

³ 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.

⁴ See *Prior Notice and Filing Requirements Under Part II of the Federal Power Act*, 64 FERC ¶ 61,139, clarified, 65 FERC ¶ 61,081 (1993).

I. Discussion

The Amended Agreement supersedes the Large Generator Interconnection Agreement among the NYISO, National Grid, and Ball Hill that was filed in the Commission's Docket No. ER19-2665-000 on August 21, 2019,⁵ and was accepted by the Commission on October 16, 2019 (the "Original Agreement").⁶ 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.

Ball Hill is constructing a wind farm located in the town of Hamlet in Chautauqua County, New York (the "Facility"). The Facility will have a maximum injection at the Point of Interconnection of 100 MW. Additional details regarding the Facility can be found in Appendix C of the Amended Agreement.

Subsequent to the effective date of the Original Agreement, Ball Hill proposed changes to the project's Commercial Operation Date and the turbines for the Facility. The NYISO determined that the changes were non-material, and Ball Hill elected to move forward with the changes.

Accordingly, the NYISO, National Grid, and Ball Hill have revised the description of the Facility in Appendices A and C to reflect the turbine changes and related equipment changes and to update the one-line diagram, along with modifications to the project milestones in Appendix B. In addition, the NYISO, National Grid, and Ball Hill have made the following additional modifications to the Original Agreement:

- Revisions to reflect that this is the "Amended and Restated" Agreement;
- Revisions to incorporate modifications to the Pro Forma LGIA that occurred following the effective date of the Original Agreement;
- Updates to cost estimates in Appendix A concerning related upgrades for Ball Hill's project; and
- Updates to contact information in Appendices E and F.

The Amended Agreement does not include variations from the Pro Forma LGIA other than those already accepted by the Commission for the Original 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 27, 2021, for the Amended Agreement, which is the date of its full execution. The Joint Filing Parties respectfully request

⁵ *New York Independent System Operator and Niagara Mohawk Power Corporation d/b/a National Grid*, Docket No. ER19-2665-000 (August 21, 2019).

⁶ *New York Independent System Operator and Niagara Mohawk Power Corporation d/b/a National Grid*, Letter Order, Docket No. ER19-2665-000 (October 16, 2019).

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.⁷

III. Communications and Correspondence

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

For the NYISO⁸

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⁷ 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).

⁸ The NYISO respectfully requests waiver of 18 C.F.R. § 385.203(b)(3) (2014) to permit service on counsel in both Washington, D.C. and Richmond, VA.

Chris.Novak@nationalgrid.com

*Designated to receive service.

IV. Documents Submitted

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

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

V. Service

On behalf of the Joint Filing Parties, the NYISO will send an electronic link to this filing to the official representative of each of its customers, to each participant on its stakeholder committees, to the New York Public Service Commission, and to the New Jersey Board of Public Utilities. In addition, a complete copy of the documents included with this filing will be posted on the NYISO's website at www.nyiso.com.

VII. Conclusion

Wherefore, the Joint Filing Parties respectfully request that the Commission accept the Amended Agreement for filing with an effective date of May 27, 2021.

Respectfully submitted,

/s/ Sara B. Keegan

Sara B. Keegan

Counsel for the

New York Independent System Operator, Inc.

/s/ Christopher J. Novak

Christopher J. Novak

Counsel for

*Niagara Mohawk Power Corporation d/b/a
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cc: Janel Burdick
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