

January 28, 2020

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

**Re: Niagara Mohawk Power Corporation
Docket No. ER20-533-001**

**Filing of Revised Small Generator Interconnection Agreement
With GR Catalyst Two LLC**

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act (“FPA”),¹ and Part 35 of the Federal Energy Regulatory Commission’s (“Commission”) regulations,² Niagara Mohawk Power Corporation d/b/a National Grid (“Niagara Mohawk”) submits for filing a revised Small Generator Interconnection Agreement (“Revised Agreement”) between Niagara Mohawk and GR Catalyst Two LLC (“GR Catalyst Two”), designated as Service Agreement No. 2498 under the New York Independent System Operator, Inc.’s (“NYISO”) Open Access Transmission Tariff (“OATT”).

The Revised Agreement supersedes and replaces the original version of the Small Generator Interconnection Agreement (“Original Agreement”) between Niagara Mohawk and GR Catalyst Two that Niagara Mohawk filed in this proceeding on December 6, 2019.³ Niagara Mohawk respectfully requests that the Commission accept the Revised Agreement effective as of the date agreed to by the parties and set forth in both the Revised Agreement and the Original Agreement, November 26, 2019.⁴

¹ 16 U.S.C. § 824d.

² 18 C.F.R. Part 35.

³ The Original Agreement is also designated as Service Agreement No. 2498 under the NYISO OATT.

⁴ As discussed below, to the extent necessary, Niagara Mohawk respectfully requests waiver of the Commission’s notice requirement to permit the requested November 26, 2019 effective date.

I. Background

Background information regarding Niagara Mohawk and GR Catalyst Two was provided in the filing of the Original Agreement and is not repeated here. The Original Agreement addresses the interconnection of a 12.265 MW small generating facility located in Greenwich, New York (the “Plant”) that is owned and operated by GR Catalyst Two and that began commercial operation in 1987.⁵

Motions to intervene and other submittals regarding the filing of the Original Agreement were due December 27, 2019.⁶ No such submittals were filed. The Commission has not yet issued an order on the filing of the Original Agreement.

II. The Revised Agreement

Although no entity submitted a filing regarding the Original Agreement, it has come to Niagara Mohawk’s attention that the Original Agreement should be modified in two respects, as reflected in the Revised Agreement.

First, the filed version of the Original Agreement inadvertently included formatting errors that resulted in the replacement of cross-references contained in the Original Agreement with error messages.⁷ The Revised Agreement corrects those formatting errors and provides the missing cross-references.

Second, Article 1.8 of the Original Agreement includes provisions regarding primary frequency response that conform to such provisions set forth in Commission Order No. 842.⁸ However, the Commission stated in Order No. 842 that it “will not impose primary frequency response requirements on existing generating facilities that do not submit new interconnection requests that result in an executed or unexecuted interconnection agreement.”⁹ The Plant is an existing generating facility for which no new interconnection request is being submitted. Therefore, it was unnecessary to include the primary frequency response provisions in the Original Agreement. The Revised Agreement omits them.

Apart from these two sets of modifications, the Revised Agreement is identical to the Original Agreement. The Revised Agreement supersedes and replaces the Original

⁵ The Plant is a Qualifying Facility.

⁶ See Combined Notice of Filings #1, at 4 (Dec. 6, 2019).

⁷ See, e.g., Original Agreement, Article 3.2.

⁸ *Essential Reliability Services and the Evolving Bulk-Power System – Primary Frequency Response*, Order No. 842, 162 FERC ¶ 61,128 (2018) (“Order No. 842”), *order on clarification and reh’g*, 164 FERC ¶ 61,135 (2018)

⁹ Order No. 842 at P 143.

Agreement. For the reasons set forth herein and in the filing of the Original Agreement, Niagara Mohawk requests that the Commission accept the Revised Agreement for filing.

III. Effective Date and Conditional Request for Waiver of Notice Requirement

Niagara Mohawk requests that the Commission accept the Revised Agreement effective as of the date agreed to by the parties and set forth in the Revised Agreement, November 26, 2019. Niagara Mohawk requested that same effective date for the Original Agreement.

The Commission's regulations require service agreements to be filed not more than 30 days after service under such an agreement has commenced.¹⁰ To the extent necessary, Niagara Mohawk respectfully requests that the Commission grant waiver of that 30-day notice requirement to permit the Revised Agreement to go into effect as of the requested November 26, 2019 effective date.¹¹

IV. Attachments

In addition to this transmittal letter, this filing includes the following attachments:

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| Attachment A | A clean version of the Revised Agreement; |
| Attachment B | A red-lined version of the Revised Agreement showing changes from the Original Agreement; and |
| Attachment C | A red-lined document showing the differences between (1) the Revised Agreement and (2) the NYISO <i>pro forma</i> Small Generator Interconnection Agreement that was set forth in Appendix 7 of Attachment Z to the NYISO OATT at the time the Revised Agreement was finalized. |

V. Service

Copies of this filing have been served on GR Catalyst Two, the NYISO, and the New York Public Service Commission.

¹⁰ 18 C.F.R. § 35.3(a)(2).

¹¹ Niagara Mohawk makes this conditional request for waiver pursuant to Section 35.11 of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 35.11.

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V. Conclusion

For the reasons stated herein, Niagara Mohawk respectfully requests that the Commission accept the Revised Agreement effective as of November 26, 2019.

Respectfully submitted,

/s/ Christopher J. Novak

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