

March 29, 2024

By Electronic Delivery

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

Re: Joint Filing of an Executed Amended and Restated Standard Large Generator Interconnection Agreement for the East Point Solar Project (Queue Position No. 619) Among the New York Independent System Operator, Inc., Niagara Mohawk Power Corporation d/b/a National Grid, and East Point Energy Center, LLC; and Request for Waiver of the 60-Day Notice Period; Docket No. ER24-____-000

Dear Ms. Reese:

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 Standard Large Generator Interconnection Agreement for the East Point Solar project (NYISO Queue Position No. 619) entered into among the NYISO, National Grid, as the Connecting Transmission Owner, and East Point Energy Center, LLC ("East Point"), as the Developer (the "Amended Agreement").³ The Amended Agreement is labeled as Service Agreement No. 2683 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 Joint Filing Parties are filing the Amended Agreement with the Commission as the initial version of the agreement was filed with the Commission as an unexecuted agreement, which filing was accepted by the Commission. 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. Further, as described in Part II of this letter, the Joint Filing Parties respectfully request a waiver of the Commission's

¹ 16 U.S.C. § 824d.

² 18 C.F.R. § 35.13 (2023).

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.

prior notice requirements⁴ to make the Amended Agreement effective as of March 15, 2024, which is the date of its full execution.

I. Discussion

The Amended Agreement supersedes the Large Generator Interconnection Agreement (“Original Agreement”) among the NYISO, National Grid, and East Point concerning the East Point Solar project. The NYISO and National Grid filed the Original Agreement unexecuted in the Commission’s Docket No. ER22-1072-000 on February 17, 2022⁵ which agreement was accepted by the Commission on April 18, 2022.⁶ The Original Agreement was based on and is consistent with the Pro Forma LGIA. The Original Agreement was filed unexecuted with the Commission in accordance with Section 30.11.3 of Attachment X of the NYISO OATT because the NYISO, National Grid, and East Point disagreed on the application of certain security rules contained in Attachment S of the NYISO OATT.

East Point is constructing a 50 MW solar electricity generation facility located in Schoharie County, New York (the “Facility”). The Facility will interconnect to certain facilities of National Grid that are part of the New York State Transmission System. Additional details regarding the Facility can be found in Appendix C of the Amended Agreement

Subsequent to the Commission’s acceptance of the unexecuted Original Agreement, East Point proposed changes to the inverter equipment, Developer’s Attachment Facilities, and System Upgrade Facilities for the Facility set forth in Appendix A and Appendix C of the Original Agreement. East Point also proposed updates to the milestone dates set forth in Appendix B of the Original Agreement. The NYISO determined that the changes proposed by East Point were non-material, and East Point elected to move forward with amending the Original Agreement.

Accordingly, the NYISO, National Grid, and East Point have revised Appendices A and C of the Amended Agreement to account for the changes to the inverter equipment, Developer’s Attachment Facilities, and System Upgrade Facilities. The parties also updated the milestones table in Appendix B and the contact information for National Grid in Appendices E and F. Finally, the parties revised the agreement to indicate that this is the “Amended and Restated” version of the agreement and to correct the inadvertent removal of “Standard Large Generator” from the cover page of the Original Agreement.

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).

⁵ *New York Independent System Operator*, Docket No. ER22-1072-000 (February 17, 2022).

⁶ *New York Independent System Operator*, Order Accepting Unexecuted Large Generator Interconnection Agreements, 179 FERC ¶ 61,047 (April 18, 2022).

The Amended Agreement does not include variations from the Pro Forma LGIA. Therefore, the Joint Filing Parties respectfully request that the Commission accept the 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 March 15, 2024, for the 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.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) (2022) to permit service on counsel in both Washington, D.C. and Richmond, VA.

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For Niagara Mohawk Power Corporation d/b/a National Grid

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*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

A complete copy of this filing will be posted on the NYISO's website at 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.

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VI. Conclusion

Wherefore, the Joint Filing Parties respectfully request that the Commission accept the Amended Agreement for filing with an effective date of March 15, 2024.

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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