

June 3, 2024

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

**Re: New York Independent System Operator, Inc.
Niagara Mohawk Power Corporation
Docket Nos. ER23-973-000 and ER23-973-001
Settlement Agreement and Offer of Settlement**

Dear Acting Secretary Reese:

Pursuant to Rule 602 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“FERC” or “Commission”),¹ Niagara Mohawk Power Corporation d/b/a National Grid (“NMPC”) hereby submits the attached uncontested Settlement Agreement and Offer of Settlement (“Settlement”) executed by the parties to the above-referenced proceeding. All parties to the above-referenced proceeding (each a “Settling Party” and collectively, the “Settling Parties”)² either support or do not oppose the Settlement.

NMPC respectfully requests that the Settlement be transmitted to Settlement Judge Renee Terry for certification pursuant to Rule 602(b)(2)(i).³ In addition, NMPC respectfully requests that Judge Terry certify the Settlement to the Commission at the earliest possible date and that the Commission promptly approve the Settlement, without modification or condition, on the grounds that it is fair and reasonable and in the public interest, represents an agreement between NMPC and the interested parties in this proceeding, and resolves completely all issues set for

¹ 18 C.F.R. § 385.602 (2023).

² Central Hudson Gas & Electric Corporation, Consolidated Edison Company of New York, Inc., Long Island Power Authority, New York Power Authority, New York State Electric & Gas Corporation, Orange and Rockland Utilities, Inc., and Rochester Gas and Electric Corporation (collectively, the “Indicated New York Transmission Owners”) submitted a joint, timely motion to intervene in this proceeding. The Municipal Electric Utilities Association of New York (“MEUA”), the New York Association of Public Power (“NYAPP”), and the New York State Public Service Commission (“NYSPSC”) also filed timely motions to intervene. Together with NMPC, the Indicated New York Transmission Owners, MEUA, NYAPP, and the NYSPSC constitute the Settling Parties. The views expressed herein are not intended to represent those of any individual member of the NYSPSC. Pursuant to Section 12 of the New York Public Service Law, N.Y. Pub. Serv. L. §12, the NYSPSC Chair is authorized to represent the NYSPSC in this proceeding. The New York Independent System Operator, Inc.’s (“NYISO”) participation in this proceeding is limited solely to its role as administrator of the NYISO Open Access Transmission Tariff (“OATT” or “Tariff”), and the NYISO takes no position with respect to the substantive issues in the Settlement.

³ 18 C.F.R. § 385.602(b)(2)(i).

hearing by the Commission in its July 28, 2023 “Order on Tariff Filings, and Establishing Hearing and Settlement Judge Procedures” issued in this proceeding.⁴

In accordance with Rule 602(c)(1) of the Commission’s Rules of Practice and Procedure,⁵ this filing consists of the following material:

1. This transmittal letter;
2. An Explanatory Statement;
3. The Settlement;
4. Certain workpapers established to address the issues set for hearing by the Commission’s July 28 Order and all other matters raised by any party in settlement negotiations in Docket No. ER23-973, included as Appendix A to the Settlement; and
5. Pro forma clean and redline tariff records reflecting corresponding revisions to NMPC’s wholesale Transmission Service Charge Formula Rate proposed for implementation in a future filing, included as Appendix B to the Settlement.

NMPC certifies that it is serving a complete copy of this filing on all parties to the above-referenced proceeding, including all Settling Parties. In accordance with the Commission’s regulations,⁶ any initial comments on the Settlement must be filed on or before June 24, 2024, and any reply comments must be filed on or before July 3, 2024.

Respectfully submitted,

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⁴ *N.Y. Indep. Sys. Operator, Inc.*, 184 FERC ¶ 61,059 (2023) (“July 28 Order”).

⁵ 18 C.F.R. § 385.602(c)(1).

⁶ *Id.* § 385.602(f)(2).

CERTIFICATE OF SERVICE

I hereby certify that I have caused the foregoing document to be served upon all the parties listed on the official service list for the above-referenced proceeding, pursuant to the requirements of Rule 2010 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 385.2010).

Dated at Washington, D.C., this 3rd day of June, 2024.

/s/ Deiman Flores

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