

August 28, 2025

**By Electronic Delivery**

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

Re: Notice of Cancellation of Service Agreement No. 2643 to the New York  
Independent System Operator, Inc.'s Open Access Transmission Tariff, Docket  
No. ER25-\_\_\_\_\_

Dear Ms. Reese:

Pursuant to Section 205(d) of the Federal Power Act<sup>1</sup> and Sections 35.9 and 35.15 of the Federal Energy Regulatory Commission's ("FERC" or "Commission") regulations,<sup>2</sup> the New York Transco LLC ("Transco") hereby tenders for filing and acceptance a Notice of Cancellation of the Engineering, Procurement, and Construction Agreement ("EPC Agreement"). The EPC Agreement was entered into among Transco, ADM Milling Co. ("ADM Milling"), and the New York Independent System Operator, Inc. ("NYISO") for work in connection with the New York Energy Solution Project ("Transmission Project").<sup>3</sup> The EPC Agreement is designated as Service Agreement No. 2643 under the NYISO's Open Access Transmission Tariff ("OATT").<sup>4</sup>

**Background**

The EPC Agreement for which Transco submits this Notice of Cancellation was filed with the Commission in Docket No. ER21-2672-000 on August 13, 2021, as OATT Service Agreement No. 2643 and was accepted by the Commission on October 8, 2021.<sup>5</sup> The EPC Agreement governs the rates, terms, and conditions regarding the engineering, procurement, and construction of certain upgrades ("EPC Services") to the ADM Milling substation identified in

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<sup>1</sup> 16 U.S.C. § 824d.

<sup>2</sup> 18 C.F.R. §§ 35.9, 35.15 (2025).

<sup>3</sup> The NYISO is a signatory to the EPC Agreement solely in its role as the independent system operator of transmission facilities within its service territory and its obligation to oversee and maintain reliable operation of the New York transmission grid.

<sup>4</sup> The NYISO is submitting this filing in the Commission's eTariff system on Transco's behalf solely in its role as the Tariff Administrator. The burden of demonstrating that the EPC Agreement may be terminated is on Transco, the sponsoring party.

<sup>5</sup> *New York Transco LLC*, Letter Order, Docket No. ER21-2672-000 (Oct. 8, 2021).

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the NYISO's Transmission Interconnection Procedures in Attachment P to the NYISO OATT to mitigate certain adverse impacts resulting from the interconnection of the Transmission Project.

### **Notice of Cancellation**

Section 5.1 of the EPC Agreements provides that the agreement shall remain in effect until "performance has been completed hereunder to the satisfaction of the Company, unless terminated earlier pursuant to its terms."

Transco is defined as the Company under the EPC Agreement and has confirmed that the EPC Services contemplated under the EPC Agreement have been completed and that there are no remaining obligations under this EPC Agreement. Therefore, pursuant to Section 5.1 of the EPC Agreement, the EPC Agreement is terminated, subject to the Commission accepting this notice terminating the agreement. Accordingly, Transco hereby submits this Notice of Cancellation of Service Agreement No. 2643 of the NYISO OATT for the Commission's acceptance.

### **Requested Effective Date**

Transco respectfully requests that the proposed cancellation become effective on October 28, 2025 (*i.e.*, the day after the end of the statutory 60-day notice period).

### **Communications and Correspondence**

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

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### **Service**

A complete copy of this filing will be posted on the NYISO's website at [www.nyiso.com](http://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. In addition, Transco has provided a copy of this filing directly to the ADM Milling representatives identified in the EPC Agreement.

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**Conclusion**

Wherefore, New York Transco LLC respectfully requests that the Commission accept this Notice of Cancellation effective October 28, 2025.

Respectfully submitted,

/s/ David Appelbaum

David Appelbaum

*Counsel for New York Transco LLC*

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