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\*REGISTERED TO PRACTICE BEFORE  
U.S. PATENT AND TRADEMARK OFFICE

\*\* NOT ADMITTED IN D.C.; SUPERVISION  
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## VIA ELECTRONIC FILING

The Honorable Kathleen H. Burgess  
Secretary  
State of New York Public Service Commission  
Three Empire State Plaza  
Albany, New York 12223

RE: Cancellation of Massena Electric Department Tariff – P.S.C. No. 2 - Electricity

Dear Secretary Burgess:

The Massena Electric Department (“MED”), a municipal electric utility owned and operated by the Town of Massena, New York, has decided to pursue power service from the New York Power Authority (“NYPA”) as a full requirements customer. MED currently serves its customers under its tariff filed with the Public Service Commission (“Commission”), P.S.C. No. 2 – Electricity. MED will commence receiving power service as a full requirements customer of NYPA on May 1, 2019. Since MED will be receiving all of its power from NYPA for distribution and sale to MED customers, the Public Service Law, and thereby Commission and Department of Public Service regulation, will not apply to MED beginning on May 1, 2019, in accordance with the statutory requirements of the Public Authorities Law, except under certain limited exceptions.<sup>1</sup>

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<sup>1</sup> “The rates, services and practices relating to the generation, transmission, distribution and sale by the authority, of power to be generated from the projects authorized by this title shall not be subject to the public service law nor to regulation by, nor the jurisdiction of the department of public service[ ],” with certain exceptions as to siting of transmission or generation facilities. Public Authorities Law § 1014; *see also* General Municipal Law §§ 361(1) and 364.

Upon information and belief from NYPA, MED's tariff will remain identical to the current tariff on file at the Commission. MED, however, calculates that the switch to NYPA power will result in a net benefit in the form of lower Purchase Power Adjustment charges passed on to customers. MED does not anticipate a change to its tariff and associated service schedules until a future rate redesign may be initiated with NYPA.

Pursuant to Staff's recommendation, attached is MED's Supplement No. 22 to P.S.C. No. 2- Electricity, which cancels MED's tariff and associated schedules of rates and charges with an effective date of May 3, 2019.

Newspaper publication of the tariff cancellation at the Commission will be made in accordance with the Commission's regulations in the local newspaper for four consecutive weeks, on April 4, 11, 18, and 25, 2019.

Respectfully submitted,

/s/ Jeffrey C. Genzer

Jeffrey C. Genzer  
For the Massena Electric Department

cc: Steven Kramer, Dept. of Pub. Service  
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Enclosure