Received: 08/03/2009

# national**grid**

August 3, 2009

Honorable Jaclyn A. Brilling, Secretary State of New York Public Service Commission Office of the Secretary Three Empire State Plaza Albany, NY 12223

Re: Case 01-M-0075 – Joint Proposal of Niagara Mohawk Holding, Inc. Niagara Mohawk Power Corporation, National Grid plc and National Grid for Approval of Merger and Stock Acquisition (the "Merger Rate Plan")

## Dear Secretary Brilling:

Enclosed for filing with the Commission are an original and three (3) copies of Niagara Mohawk, d/b/a National Grid's ("Company") tariff amendments in compliance with the Commission's Opinion No. 01-6, Opinion and Order Authorizing Merger and Adopting Rate Plan, issued and effective December 3, 2001 in the captioned proceeding.

## **Identification of Tariff Amendments**

First Revised Leaf No. 149 First Revised Leaf No. 150 First Revised Leaf No. 182 First Revised Leaf No. 192 First Revised Leaf No. 220 First Revised Leaf No. 349 First Revised Leaf No. 359 First Revised Leaf No. 370 First Revised Leaf No. 371 First Revised Leaf No. 375 First Revised Leaf No. 376 First Revised Leaf No. 379 First Revised Leaf No. 380 First Revised Leaf No. 391 First Revised Leaf No. 392 First Revised Leaf No. 407 First Revised Leaf No. 408 Second Revised Leaf No. 421 Second Revised Leaf No. 422 Second Revised Leaf No. 423 Second Revised Leaf No. 424 First Revised Leaf No. 432 First Revised Leaf No. 438

To P.S.C. No. 220 Electricity

2

Effective: January 1, 2010

## Purpose of the Filing

The purpose of this filing is to comply with Niagara Mohawk's obligations under the Merger Rate Plan to: (i) reset its Competitive Transition Charges ("CTC") in retail delivery rates to reflect changes in the forecast of commodity prices for the coming two years and (ii) adjust delivery rates to reflect deferral recoveries because the deferral account balance exceeded \$100 million as of June 30, 2009. The Company has included in this filing the tariff leaves that are proposed to become effective on January 1, 2010, or the first year of the current reset period ("Compliance Tariff Leaves"). These Compliance Tariff Leaves include the appropriate rates for calendar year 2010. The Company is also seeking the Commission's approval of the Compliance Rates contained in Attachment 2 that would become effective on January 1, 2011, the second year of the CTC Reset period. The Compliance Tariff Leaves include an adjustment to Niagara Mohawk's delivery rates to recover: the unrecovered Adjustment for Deferrals from the Third CTC Reset and the Adjustment for Deferrals calculated for this Fourth CTC Reset based on the deferral balance as of June 30, 2009 and our forecast of deferral activity through December 31, 2011, the end of the CTC Reset period. These current and forecast deferral balances are documented in Attachment 6 and the schedules to that Attachment.

This filing also includes Niagara Mohawk's hedging plans for 2010 and 2011, as required by Section 1.3.4 of the Merger Rate Plan.

The Company has contracts with the New York Power Authority (the Authority) for the supply of electricity sourced from the Niagara and St. Lawrence power projects (R&D Power). R&D Power received by the Company is directed only to residential customers. The contracts expire December 31, 2009. The Company is assuming these contracts will be extended into the Fourth CTC Reset period, but plans to reconcile these contracts with residential customers in the monthly NYPA Reconciliation (Rule 40).

#### **Description of Attachments**

Included with this filing are the following attachments that describe and present the revised commodity forecast and the proposed retail electricity rates effective January 1, 2010 and January 1, 2011:

## Summary of Filing

Attachment 1: Proposed PSC 220 Tariff Leaves

Attachment 2: Proposed Electric Delivery Rates

Attachment 3: Electric Commodity Forecast

Attachment 4: Commodity Hedging Plans

Attachment 5: Sales and Billing Determinant Forecast

Attachment 6: Merger Rate Plan Deferral Account

#### P.S.C. No. 214 Electricity

The amended tariff leaves for P.S.C. No. 214 Electricity have been filed under separate cover in accordance with the Commission's guidelines on electronic filings.

### **Newspaper Publication**

Newspaper publication will be made on August 13, August 20, August 27, and September 3, 2009 in accordance with the requirements of Public Service Law § 66(12)(b).

#### Inquiries about this Filing

Anyone who may have questions regarding the administrative aspects of this filing may call or write the undersigned at the phone number and address listed below. Requests for information about the proposals presented in this filing should be sent via email to Pamela Dise (pamela.dise@us.ngrid.com) and to Timothy Lillis (timothy.lillis@us.ngrid.com). Your information request will be assigned a number for recording purposes, logged into an information request log developed for this specific case, and forwarded to the appropriate Company representative who will prepare the response. The requesting party will receive the response via email.

#### **Technical Conference**

All active parties in this Case have been advised that a technical conference to explain the proposals presented in this filing has been scheduled at the Company's offices at 1125 Broadway, Albany, New York, on Thursday, August 20, 2009 at 10:30 a.m. in Conference Room Number 308C.

This letter is submitted in triplicate pursuant to Section 136.10 of the Commission's regulations. Kindly acknowledge receipt and filing of the enclosures by date-stamping the enclosed copy of this letter and return it to the undersigned in the enclosed self-addressed stamped envelope.

Respectfully submitted,

Pamela B. Dise, Manager Electric Pricing Department Niagara Mohawk Power Corporation 300 Erie Blvd. West Syracuse NY 13202 (315) 428-5172 pamela.dise@us.ngrid.com

Attachments

xc:

All Active Parties in Case 01-M-0075