

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

- CASE 13-E-0488 - In the Matter of Alternating Current
Transmission Upgrades - Comparative Proceeding.
- CASE 13-T-0454 - Application of North America Transmission.
- CASE 13-T-0455 - Application of NextEra Energy Transmission New
York - Marcy to Pleasant Valley Project.
- CASE 13-T-0456 - Application of NextEra Energy Transmission New
York - Oakdale to Fraser Project.
- CASE 13-M-0457 - Application of New York Transmission Owners.
- CASE 13-T-0461 - Application of Boundless Energy NE.

RULING ESTABLISHING PROCESS AND SCHEDULE FOR SCOPING

(Issued November 15, 2013)

DAVID L. PRESTEMON
Administrative Law Judge:

In its April 22, 2013, Order, the Commission directed the presiding Administrative Law Judge to oversee a scoping process that would "define the final scope of the study work that [applicants] will undertake in support of [their applications]" and to set a schedule for that work.¹ The process was to allow for input from the Department of Public Service Staff, other agencies, and representatives of local governments, with the primary objective of ensuring that the scopes of work defined would meet the requirements of Public Service Law Article VII.²

¹ Case 12-T-0502, Alternating Current Transmission Upgrades, Order Establishing Procedures for Joint Review Under Article VII of the Public Service Law and Approving Rule Change (issued April 22, 2013) (April Order), p. 8.

² Id., pp. 9-10.

In order to implement this mandate, I am establishing a two-step process. In step one, all interested parties may submit comments on the initial scoping statements and schedules included in the applicants' Part A submissions as amended or supplemented by subsequent filings.³ Comments may identify the need for additional studies, propose different study methodologies, or suggest other changes or refinements to the applicants' filings. Commenters should also address applicants' proposed schedules with a view to identifying "a common deadline for completion of individual applications."⁴

Following the receipt of initial comments, there will be a period during which applicants may consult with the commenting parties to discuss issues raised by the comments in an effort to reach agreement where possible. At the end of the period, responses to the initial comments may be submitted by all parties, including parties who did not themselves submit initial comments. Responses from applicants should describe and explain any agreed-upon resolutions of scoping and scheduling issues, and identify the parties to the agreement.

Initial comments will be due no later than **Friday, December 20, 2013**. Responses will be due no later than **Friday, January 24, 2014**. Following a review of the comments and responses, the judges will issue a ruling defining the scope of work to be undertaken for each application that remains within

³ By letter dated November 8, 2013, the New York Transmission Owners have agreed to submit an amended and expanded scoping statement by November 27, 2013. Also, by letter dated November 8, 2013, Boundless Energy NE, LLC states that it will file an amended application by November 15, 2013. That amended application must include a revised scoping statement and schedule.

⁴ April Order, p. 10.

CASES 12-E-0488, et al.

the coordinated review proceeding and will establish a common deadline for its completion.

DAVID L. PRESTEMON