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STATE OF NEW YORK  
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April 14, 2009

The Honorable Michelle Phillips  
The Honorable Jeffrey Stockholm  
New York State Public Service Commission  
Empire State Plaza  
Agency Building Three – 18<sup>th</sup> Floor  
Albany, New York 12207

Re: Case No. 06-T-0650 – Application of New York Regional Interconnect, Inc.  
for a Certificate of Environmental Compatibility and Public Need Pursuant  
to Article VII

Dear Judge Phillips and Judge Stockholm:

The New York State Department of Agriculture and Markets does not oppose New York Regional Interconnect, Inc.'s request to withdraw its Article VII application.

Sincerely,

Diane B. Smith  
Associate Attorney

DBS/tl

cc:  Honorable Jaclyn Brilling (mail & via email)  
 Litigation Party List (via e-mail)