

6/6/11

**NEW YORK STATE PUBLIC SERVICE COMMISSION**  
**PARTY STATUS REQUEST FORM**

If you wish to become a party, fill out this "Party Status Request Form" OR use the Department's web interface. A separate request for Party status will be required for each proceeding. Only one form per party is necessary. Additional representatives of a party can be added informally, via an e-mail to the ALJ or Secretary, or by use of the "Party Representatives Form" if desired. To remove or substitute representatives on the Party List, the "Party Representatives Form" is required.

Case No.:	<u>13-E-0030</u>
Case Title (short reference):	<u>Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.</u>
Date of Request:	<u>3/11/13</u>

Name of Party (This MUST be filled in. If you are an individual representing yourself, please so indicate):	<u>Entergy Nuclear FitzPatrick, LLC, Entergy Nuclear Indian Point 2, LLC, Entergy Nuclear Indian Point 3, LLC and Entergy Nuclear Operations, Inc. (hereinafter, collectively, "Entergy")</u>
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Your Name:	<u>Doreen U. Saia</u>
Title:	<u>Counsel to Entergy</u>
Firm/Company/Organization, if applicable:	<u>Greenberg Traurig, LLP</u>
Mailing Address:	<u>54 State Street, 6<sup>th</sup> Floor Albany, New York 12207</u>
Telephone Number:	<u>518-689-1430</u>
E-mail Address:	<u>saiad@gtlaw.com</u>

Please state here the nature of the party's interest in the case, including, if applicable, how the party's participation might contribute to the development of a complete record or is otherwise fair and in the public interest:

Entergy Indian Point 2, LLC, Entergy Indian Point 3, LLC, Entergy Nuclear FitzPatrick, LLC, and Entergy Nuclear Operations, Inc. (collectively, "Entergy") respectfully request party status in this docket because their participation will contribute to the development of a complete record, and is fair and in the public interest.

The Entergy Parties.

Entergy Indian Point 2, LLC and Entergy Indian Point 3, LLC are the NRC-licensed owners of the Indian Point Unit 2 ("Indian Point 2") and Indian Point Unit 3 ("Indian Point 3") nuclear generating stations, respectively. (Indian Point 2 and Indian Point 3 are collectively referred to as "Indian Point.") Indian Point is located in the Village of Buchanan in Westchester County and is interconnected with facilities of Consolidated Edison Company of New York, Inc. ("Con Edison"), the utility that has commenced this rate case. Entergy Nuclear FitzPatrick, LLC is the NRC-licensed owner of the James A. FitzPatrick ("FitzPatrick") nuclear generating station. FitzPatrick is located in Oswego County, New York. Entergy Nuclear Operations, Inc. is the NRC-licensed operator of nuclear generating stations owned by Entergy affiliates, including Indian Point and FitzPatrick.

Party Status in this Proceeding

Con Edison has commenced this proceeding to, inter alia, address the rates, terms and conditions under which it will provide electric service to retail ratepayers in its service territory. Entergy's facilities are wholesale merchant generators that sell energy, capacity and ancillary services in New York. Some of the issues in this rate case either directly or indirectly involve wholesale merchant generators. Entergy thus has a significant interest in how the Commission addresses issues in this proceeding. Moreover, Entergy has a substantial interest in this proceeding that cannot be represented by any other party. Because Entergy's participation is likely to contribute to the development of a complete record and is otherwise fair and in the public interest, Entergy should be granted party status in accordance with Section 4.3 of the Commission's Rules and Regulations.

**ELECTRONIC SERVICE OF DOCUMENTS ISSUED BY PARTIES UPON EACH OTHER:**

We will presume that, by providing your e-mail address, you are consenting to electronic service of documents upon you by other parties, and you agree that you will electronically serve all other parties except those who have not consented to electronic service, whom you must serve by mail or hand delivery.

Check the ***box*** below if the party does ***not*** have the ability to send and receive e-mail:

I do ***not*** have the ability to send and receive e-mail. Therefore I do ***not*** consent to receive electronic service and I do ***not*** agree to serve other parties by e-mail. Instead, I request that documents be served upon me by mail or hand delivery.

***Note:*** Whether or not you have an e-mail address, if you require use of a different means of service of some or all documents between parties, then you may, pursuant to 16 NYCRR §3.5(e)(2), 1) apply to the Secretary or presiding officer and make a showing of good cause why you should be allowed to use a different means of serving or receiving service of documents, or 2) agree with other parties on a different means of service and file such agreement with the Secretary or presiding officer ***with a signed copy of this form.***

**ELECTRONIC SERVICE OF DOCUMENTS ISSUED BY THE COMMISSION:**

If you consent to receive Commission-issued orders electronically, you will receive all Commission-issued documents electronically. If you do ***not*** consent to receive Commission-issued orders electronically, you will receive all Commission-issued documents by mail.

Check the ***boxes*** below if the party consents to have the Commission serve orders that affect such party upon the party by electronic means only, pursuant to 16 NYCRR §3.2(b)(1).

I am authorized by the party to grant consent to receive electronic-only service of Commission-issued orders, AND

I, on behalf of myself or the party I represent, knowingly waive the right specified in Public Service Law §23(1) to be served personally or by mail with orders that affect me or the party I represent and consent to receive service of Commission-issued orders by electronic means only, such consent to remain in effect until revoked.

***Note:*** Any party specifying terms of its consent to receive service by electronic means of Commission-issued orders other than that the consent would remain in effect until revoked, shall state such terms with respect to e.g. duration, persons consenting or types of documents, in writing to the Secretary or presiding officer ***with a copy of this form.***

**SUBMISSION OF THIS FORM:**

If you have consented to electronic service of documents among the parties and of orders issued by the Commission, please e-mail this form to [Secretary@dps.ny.gov](mailto:Secretary@dps.ny.gov) AND serve it upon all parties (including any presiding ALJ) on the Parties List for this case, if such a Parties List is posted.

If you:

- (a) do not have the ability to send and receive e-mail or for some other reason will request permission from the Secretary or presiding officer to serve and be served by other parties by means other than electronic service OR
- (b) do not consent to electronic service of Commission-issued orders, including orders that may affect you, as indicated above,

sign below and mail a hard copy of this form to the Secretary, NYS Public Service Commission, Three Empire State Plaza, Albany, NY 12223-1350. ALSO, you must mail or e-mail or deliver copies to all parties (including any presiding ALJ) on the Parties List for this case, if such a Parties List is posted.

Signature: _____	Date: <u>3/8/13</u>
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Your request to be a party is subject to the right of other parties to object and subject to the final determination of the Administrative Law Judge, if one is assigned, or to the Secretary if no Administrative Law Judge is assigned to this case.