

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

- CASE 12-E-0201 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Niagara Mohawk Power Corporation d/b/a National Grid for Electric Service.
- CASE 12-G-0202 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Niagara Mohawk Power Corporation d/b/a National Grid for Gas Service.

RULING MODIFYING SCHEDULE

(Issued October 22, 2012)

KIMBERLY HARRIMAN and RUDY STEGEMOELLER,
Administrative Law Judges:

On June 6, 2012, we issued a ruling establishing a litigation schedule for the April 27, 2012 rate case petitions of Niagara Mohawk Power Corporation d/b/a National Grid (Niagara Mohawk). Under this schedule the evidentiary hearing was to commence on October 23, 2012. By email dated October 5, 2012, we informed the parties that the evidentiary hearing would go forward as scheduled unless parties requested postponement of the hearing and explained why postponement of the hearing could narrow the field of issues to be litigated in these proceedings.

The Company submitted such request to us on October 17, 2012 and indicated in its communication that it had reached a comprehensive agreement in principle with Department of Public Service Staff. A conference call with the parties was held on October 18, 2012, to discuss the Company's request for postponement and modification of the litigation schedule in light of a potential settlement, via the filing of a Joint Proposal (JP), of these proceedings. The schedule set forth below reflects the product of that conference call and will be utilized to ensure these proceedings continue in an efficient and effective manner and are concluded within the required

statutory timeframe. The dates below indicate the date on which an event will take place or a filing is required. All filings will be made to the Secretary to the Commission and served on the parties to these proceedings.

Topical Outline of JP	October 24, 2012
JP Term Sheet	October 31, 2012
Filing of JP	December 7, 2012
Statements on JP	December 21, 2012
Pre-hearing Conference Call	January 3, 2013 (10:00 a.m.)
Evidentiary Hearings	January 7, 2013 (10:00 a.m.)

The schedule at this time does not include a date for responsive statements on the JP. No party on the October 18 conference call indicated a concern with this omission. Should a party determine that such responsive pleadings are necessary it must inform us of this fact by no later than December 22, 2012. The schedule also includes a pre-hearing conference call that will permit discussion of the handling of the exhibits at the evidentiary hearing and identification of the witnesses the

Company and Staff, at a minimum, will make available to sponsor the JP.

Public Statement Hearings will be scheduled for dates that fall after the date for the filing of the JP. This will enable us to obtain comments from a public that has had an opportunity to review the JP. A separate notice of such hearings will be provided shortly.

While we hope the parties are able to adhere to the above schedule, should a modification of this schedule be sought by the parties it will be considered for only those dates that precede the January 7 evidentiary hearing date. Any slippage of that date could result in a less efficient administrative process and consideration of these proceedings. Parties must demonstrate a compelling cause for any requests to extend the dates contained in this ruling.

KIMBERLY A. HARRIMAN

RUDY STEGEMOELLER