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July 11, 2016

Hon. Kathleen H. Burgess
Secretary to the Commission
New York State Public Service Commission
Three Empire State Plaza
Albany, New York 12223-1350

Re: Case 15-E-0302 – Proceeding on Motion of the Commission to Implement a Large-Scale Renewable Program and Clean Energy Standard.

Dear Secretary Burgess:

Nucor Steel Auburn, Inc. (“Nucor”) submits this letter in support of Alliance for a Green Economy New York’s (“AGREE”) request for extension of the deadline for filing comments on Staff’s Responsive Proposal for Preserving Zero-Emissions Attributes (“New Proposal”), filed in the above-referenced docket on July 8, 2016. Based on the substantial and material changes that are contained in the New Proposal, AGREE requested that the Commission issue a new SAPA notice and afford interested parties the customary 45 days to comment on the New Proposal. Nucor strongly supports this request.

AGREE correctly notes that the New Proposal envisions a ten-fold increase in nuclear subsidy (Tier 3) costs to New York consumers from the process described in the January 25, 2016, Clean Energy Standard White Paper, and that the New Proposal recommends entirely new qualification criteria and compensation approaches as well. Indeed, the New Proposal represents more than simply a material change from the CES White Paper proposal; it recommends an entirely distinct regulatory approach with dramatically altered consequences. As AGREE also correctly notes, there are substantial jurisdictional questions that attach to any state action augmenting market-based revenues for market participants, and time is also required to assess the potential ramifications of the New Proposal in that regard. The thorough evaluation that the New Proposal requires cannot be accomplished in six business days.

For these reasons and the other reasons stated in AGREE’s letter, Nucor strongly supports and joins in the request for an extension of the comment deadlines in this matter. Thank you in advance for your consideration of this request.

Respectfully submitted,

/s/ Laura A. Wynn

Laura A. Wynn

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