

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 23-E-0391 - Petition of Alle-Catt Wind Energy LLC for an Original Certificate of Public Convenience and Necessity and to Establish Lightened Regulation and Approve Construction Financing.

NOTICE REQUESTING COMMENTS AND ANNOUNCING
PUBLIC STATEMENT HEARING AND PROCEDURAL CONFERENCE

(Issued May 1, 2024)

Comments are requested concerning a June 14, 2023 petition filed by Alle-Catt Wind Energy, LLC (Alle-Catt) pursuant to Section 68 of the Public Service Law (PSL) for a Certificate of Public Convenience and Necessity (CPCN), to establish lightened regulation as an electric corporation, and to approve construction financing associated with a 340-megawatt wind electric generation project (Project). The petition and related documents may be reviewed by going to www.dps.ny.gov, clicking on "File Search" (located under the heading "Commission Files"), entering "23-E-0391" in the search box, and then clicking on the "Search" button.

In related proceedings, on June 3, 2020, the New York State Board on Electric Generation Siting and the Environment (Siting Board) granted Alle-Catt a Certificate of Environmental Compatibility and Public Need (CECPN) to construct and operate the Project pursuant to Article 10 of the PSL. On February 10, 2021, Alle-Catt filed an application with the Public Service Commission (Commission) for a CECPN pursuant to Article VII of the PSL to construct a 10-mile transmission line interconnecting the Project with a Niagara Mohawk Power Corporation d/b/a National Grid 345 kV transmission line at the Homer City-Stolle Road switchyard in the Town of Yorkshire (the Transmission Facility). The Transmission Facility will connect the Project to the State's electric grid. On March 3, 2022, the Commission

found the CECPN Article VII application for the Transmission Facility to be complete and it is currently pending before the Commission (Case 21-T-0059).

The scope of the Commission's review of the CPCN petition that is the subject of this Notice will not duplicate the issues that were previously considered and decided by the Siting Board in its 2020 order or the issues that are currently pending before the Commission for the Transmission Facility.

PLEASE TAKE NOTICE that a **virtual public statement hearing** will be held before Administrative Law Judges (ALJs) Maureen F. Leary and Dakin Lecakes on:

DATE: Tuesday May 21, 2024
TIME: 2:00 p.m.

Electronic Access: www.webex.com
Event Number: 2340 556 2944
Password: May21-2pm

Phone-Only Access: 518-549-0500
Access Code: 2340 556 2944
Password: 62921027

Those wishing to comment on any aspect of this proceeding will have the opportunity to make a statement on the record at the virtual public statement hearing. **Any person wishing to provide a public statement on the record at the hearing must register to do so by 3:00 p.m. on Monday, May 20, 2024.**

To register and participate electronically:

This option is for participants who want to make a statement and who will log in to the hearing electronically. Before the date and time indicated above, such participants must register by visiting www.webex.com, clicking "Join" at the top right-hand corner of the screen, entering the event number listed above, and providing all requested information.

When logging in on the date and time of the hearing, participants will be asked to "select audio system." It is recommended that participants opt to have the system "call me" or "call using computer." The "call me" option will require that participants enter their phone numbers.

To register and provide a statement by phone:

This option is for participants who want to make a statement and who will not be logging into the hearing electronically. Before the date and time indicated above, such participants must register by calling **1-800-342-3330**, where they should follow prompts to the appropriate hearing and provide the following information: first name and last name, address, and phone number.

On the date and time of the hearing, call-in participants should dial **518-549-0500** and enter the access code listed above.

To listen to the hearing without making a statement:

This option is for those who only want to listen to the hearing, without making a comment on the record. Registration is not required for this option. To use this option, please call **518-549-0500** and enter the access code listed above.

Persons with disabilities requiring special accommodations should call the Department of Public Service's Human Resources Management Office at 518-474-2520 as soon as possible. TDD users may request a sign language interpreter by placing a call through the New York Relay Service at 711. Individuals with difficulty understanding or reading English are encouraged to call the Department at 1-800-342-3377 for free language assistance services regarding this notice.

Other Ways to Comment

For those who cannot attend or prefer not to speak at the public statement hearing, there are several other ways to provide your comments. All comments should refer to Case "23-E - 0391" and must **be submitted no later than June 5, 2024.**

Internet or Mail: Go to www.dps.ny.gov, click on "File Search" located under the heading "Commission Files", enter "23-E-0391" in the box labeled "Search by Case Number", and then click on "Post Comments" at the top of the page.

Alternatively, comments may be mailed to the Hon. Michelle L. Phillips, Secretary, Public Service Commission, Three Empire State Plaza, Albany, New York, 12223-1350. All written comments will become part of the record considered by the Commission and may be accessed on the Department of Public Service website by searching the case number, as described above, and clicking on the "Public Comments" tab.

Toll-Free Opinion Line: Individuals may submit comments by calling the Commission's Opinion Line at 1-800-335-2120. This number is set up to take comments about pending cases from in-State callers 24-hours a day. These comments are not transcribed verbatim, but a summary is provided to the Commission.

PLEASE TAKE FURTHER NOTICE that a virtual procedural conference will be held immediately following the public statement hearing, as part of the same teleconference.

The principal purposes of the procedural conference are to identify any potential parties and provide interested persons an opportunity to present and explain any proposals regarding the procedures they believe should be followed in this case by the ALJs and Commission including, but not limited to, whether any issues of fact presented by the petition or public comments that

warrant an evidentiary hearing. Other procedural issues also may be addressed.

(SIGNED)

MICHELLE L. PHILLIPS
Secretary