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Sent: Tuesday, June 16, 2026 4:55 PM

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Subject: Case 25-T-0178 Ruling on Late Filing

To the Parties,

The June 16, 2026 motions of Niagara Mohawk Power Corporation d/b/a National Grid (National Grid) and the Department of Public Service Staff (Staff) to declare the June 15, 2026 Statement in Opposition untimely and to not accept that Statement for filing are hereby granted. At a Procedural Conference held on May 29, 2026, the deadline for filing Statements in Opposition was set for June 12, 2026. The first 19 pages of the June 15, 2026 document were timely filed on June 12, 2026, and that document was accepted as the Steuben Group's Statement in Opposition. On June 15, 2026, the Steuben Group attempted to refile the document as a public comment, along with 53 pages of additional requested changes to the proposed certificate conditions labeled as "Supporting Details and Backup Materials." As noted by National Grid and Staff in objecting to this lengthy additional submission, the Steuben Group did not seek or receive leave to file a late submission.

Because the substance of the Steuben Group’s position is set forth in its timely June 12, 2026 filing, this ruling declining to accept the late statement for filing imposes no prejudicial impact on the Steuben Group or the record. In contrast, prejudice to the Signatory Parties would arise from further curtailment of the already compressed schedule to which the Signatory Parties agreed in order to allow the Steuben Group extra time to compose its Statement in Opposition. The Steuben Group was given two weeks to file its Statement in Opposition, while the Signatory Parties were given only a week to file their Statements in Support and four business days to respond to any Statements in Opposition. Accepting the late filing, which is extensive, would effectively shorten the deadline to three business days. The Steuben Group has not attempted to make any showing of good cause for accepting the late filing, instead pointing to their lack of representation by an attorney. However, as Staff notes, “all persons appearing before the Commission must conform to the standards of conduct required of attorneys appearing before the courts of the State of New York.” 16 NYCRR §2.1(a).

Finally, the request of the Steuben Group to treat its opposition as a public comment, which would essentially allow it to file an untimely, extensive supplement to its timely filed statement in opposition, is rejected. Parties are required to adhere to the filing deadlines. In addition, the material submitted by the Steuben Group on June 15, 2026, when read together with the substance of the timely filing, appears to consist, at least to some extent, of requests for changes to certificate conditions that were refused during confidential settlement proceedings. Such confidential information is not appropriately submitted as a public comment.

Leah Soule Amyot

Administrative Law Judge

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