



**Public Service
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Public Service Commission

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Three Empire State Plaza, Albany, NY 12223-1350
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December 29, 2023

Via Electronic Mail

Michelle K. Piasecki, Esq.
Harris Beach PLLC
677 Broadway, Suite 1101
Albany, NY 12207
mpiasecki@harrisbeach.com

Re: Case 23-M-0287 - Proceeding on Motion of the Commission to Seek
Consequences against Mpower Energy LLC for Violations of the Uniform
Business Practices.

Dear Michelle Piasecki:

I received your December 20, 2023 letter, filed on behalf of Mpower Energy LLC (Mpower), requesting an extension to comply with the directives set forth in the Commission's *Order Instituting Proceeding and to Show Cause* (Order), issued November 27, 2023, in the above proceeding. The filing is currently due December 27, 2023.

In your letter, you state that on December 1, 2023, Mpower submitted a Freedom of Information Law (FOIL) request to the Department of Public Service's Records Access Officer seeking certain information in connection with the allegations in the Order. You advise that Mpower has not received a response to the FOIL request, and therefore, Mpower is requesting an extension until 30-days after a response to the FOIL request is issued. You advise that Department staff is amenable to this extension.

Please be advised that an extension, until 30-days after a response to FOIL request is issued, is granted to Mpower Energy LLC to respond to the Commission's Order. This extension is granted to promote the fair, orderly, and efficient conduct of this proceeding.

This ruling will be posted on the Department's website.

Very truly yours,

Michelle L. Phillips
Secretary