



**Phillips Lytle LLP**

April 7, 2025

Hon. Michelle L. Phillips  
Secretary to the Commission  
New York State Public Service Commission  
Agency Building 3  
Albany, NY 12223-1350

**Re: Case 21-M-0238 – Petition of Fortistar North Tonawanda LLC and Digihost International Inc. for a Declaratory Ruling Regarding Application of Section 70 and 83 of the New York State Public Service Law and the Alternative, Approval of the Proposed Transaction Pursuant to Sections 70 and 83.**

Dear Secretary Phillips:

For filing on behalf of Fortistar North Tonawanda, LLC and Digihost International Inc. (“Petitioners”) in the above referenced proceeding, please see the attached, Petitioners Second Response to the New York State Department of Public Service (“DPS”) Directive for Clarification and Documents (“DPS-001”). Petitioners herein provide initial responses to items DPS-001-5; DPS-001-6; DPS-001-7; DPS-001-10. Petitioners will provide additional responses to the remaining items in DPS-001 on or before April 11, 2025.

Please feel free to reach out should you have any questions.

Respectfully submitted,

Phillips Lytle LLP

By *Thomas F. Puchner*

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