

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 09-T-0049 - Application of Upstate NY Power Corp. for a Certificate of Environmental Compatibility and Public Need for a 50.6 mile 230kV Transmission Facility From Galloo Island in the Town of Hounsfield, Jefferson County, to the Fitzpatrick-Edic Substation in the Town of Mexico, Oswego County.

RULING ON REVISED SCHEDULE

(Issued July 22, 2010)

KEVIN J. CASUTTO, Administrative Law Judge:

A telephone conference was convened on July 14, 2010, with the Applicant, Department of Public Service (DPS) Staff, and Ms. Roberta French to discuss status of the Applicant's revised alternatives analysis and further scheduling. The Applicant provided a summary of the telephone conference in its letter dated July 16, 2010, including its request to postpone the September 15, 2010 procedural conference to a status conference on October 13, 2010. In sum, the Applicant explained that completion of the revised alternatives analysis is taking more time than initially anticipated (see Applicant's July 16th letter for further background). By October 13, the Applicant expects to circulate to the active parties a "tier two" map identifying the location of alternative transmission line routes intended for more detailed consideration in subsequent evidentiary hearings. However, although the Applicant intends to identify the tier two routes by October 13, Applicant's tier two analysis will not be completed by that date.

Consequently, a telephone conference with the active parties will be held on October 13, 2010 at 2:00 p.m., during which the Applicant will provide a status report on its alternatives analysis and its outreach efforts with affected towns. During the October 13 telephone conference, we will discuss further scheduling, including a date by which the

Applicant will file its tier two analysis, and a schedule for a procedural conference and public statement hearings.

Therefore, the procedural conference tentatively planned for September 15, 2010 is canceled. Instead, a telephone conference will be held at 2:00 p.m. on October 13, 2010. Instructions for participation in the October 13 telephone conference will be circulated to the active parties at a future date.

(SIGNED)

KEVIN J. CASUTTO