

NIAGARA MOHAWK POWER CORPORATION  
A **National Grid** Company  
300 Erie Boulevard West  
Syracuse, New York 13202  
May 5, 2003

Honorable Jaclyn A. Brillling, Secretary  
State of New York  
Public Service Commission  
Office of the Secretary, 19th Floor  
Three Empire State Plaza  
Albany, NY 12223-1350

RE: Case No. 02-M-0515

Dear Secretary Brillling:

The attached tariff leaf, issued by Niagara Mohawk, is transmitted for filing in accordance with the requirements of the Public Service Commission, State of New York:

Third Revised Leaf No. 215

To PSC No. 219 Gas

Effective: May 6, 2004

**Purpose**

Ordering Paragraph 1 of the Commission's April 24th Order in Case 02-M-0515 required Niagara Mohawk and other gas utilities to file tariff leaves instituting firm delivery service for non-residential Distributed Generation customers within 90 days after the issuance date of the Order. On July 18, 2003, Niagara Mohawk complied with the April 24, 2003 Order via revisions to its PSC 219 tariff. Additionally, on December 3, 2003, the Commission issued an order in Case 02-M-0515 approving the Company's tariff leaves subject to certain modification. On December 19, 2003 the Company filed revised tariff leaves in compliance with the Commission's December 3<sup>rd</sup> Order. Subsequent to the December 19, 2003 compliance filing, the PSC Staff has requested a revision to the "Applicable to Use of Service For" section of the tariff.

**Revision**

Tariff Leaf No. 215 reflects the Commission Staff's request to revise the December 19, 2003 filed "Applicable to Use of Service For" language by eliminating the restriction of the supply of DG facility output to offsite customers.

**Advertising**

Newspaper publication of the proposed tariff changes has been waived in accordance with Ordering Paragraph 8 of the December 3<sup>rd</sup>, 2003 Order.

Please address any questions regarding this filing directly to the undersigned at (315) 428-5613.

Sincerely,

John T. Powers  
Principal Rate Analyst

JTP/jsc (S:TARIFFS/219 Tariff/Docfiles/Letters/Lett44)