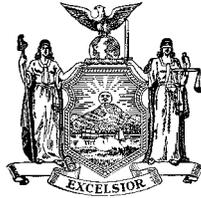


STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE
THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350
Internet Address: <http://www.dps.state.ny.us>

PUBLIC SERVICE COMMISSION

WILLIAM M. FLYNN
Chairman
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LEONARD A. WEISS
NEAL N. GALVIN
PATRICIA L. ACAMPORA



DAWN JABLONSKI RYMAN
General Counsel
JACLYN A. BRILLING
Secretary

July 5, 2005

Honorable Magalie R. Salas
Secretary, Federal Energy
Regulatory Commission
888 First Street, N.E.
Room 1-A209
Washington, D.C. 20426

Re: Docket No. EL05-123-000 - New York Power
Authority

Dear Secretary Salas:

For filing, please find the Notice of Intervention of the New York State Public Service Commission in the above-entitled proceeding. Should you have any questions, please feel free to contact me at (518) 473-7136.

Very truly yours,

Leonard Van Ryn
Assistant Counsel

Attachment

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

New York Power Authority) Docket No. EL05-123-000

NOTICE OF INTERVENTION

On June 2, 2005, New York Power Authority (NYPA) filed, in the captioned proceeding, a complaint against Consolidated Edison Company of New York, Inc. (Con Edison). The purpose of the filing is to enable NYPA to take station power service from the New York Independent System Operator (NYISO),¹ instead of from Con Edison.²

Pursuant to Rule 214 of the Commission's Rules of Practice and Procedure, the Public Service Commission of the State of New York (NYPSC) hereby submits its Notice of Intervention in this proceeding.

¹ Station power is the electrical energy used for the heating, lighting, air conditioning and office equipment needs of the buildings on a generating facility site and for operating the electric equipment that is on the generating facility site. PJM Interconnection, LLC, 94 FERC ¶61,251 (2001).

² The NYISO's station use tariff, and the Commission's station power policies, are under judicial review in Niagara Mohawk Power Corporation v. Federal Energy Regulatory Commission, Docket No. 04-1227; New York v. Federal Energy Regulatory Commission, Docket No. 05-1033; and, Central Hudson Gas & Electric Corporation v. Federal Energy Regulatory Commission, Docket No. 05-1044 (D.C. Circuit). By this filing, NYPSC is not waiving its appeal of any jurisdictional or other station power issue in those or any other judicial or administrative proceedings.

Copies of all documents and correspondence should be
sent to:

Leonard J. Van Ryn
Assistant Counsel
Public Service Commission
Of the State of New York
Three Empire State Plaza
Albany, New York 12223-1350

Howard Tarler,
Chief, Bulk Transmission System
New York State Department
of Public Service
Three Empire State Plaza
Albany, New York 12223-1350

Respectfully submitted,

Dawn Jablonski Ryman
General Counsel

Leonard Van Ryn
Assistant Counsel
Public Service Commission
of the State of New York
Three Empire State Plaza
Albany, New York 12223-1350

Dated: July 5, 2005
Albany, New York

CERTIFICATE OF SERVICE

I, Janet Burg, do hereby certify that I will serve on July 5, 2005 the foregoing Notice of Intervention of the Public Service Commission of the State of New York by e-mailing a copy to each of the parties of record, indicated on the official service list compiled by the Secretary in this proceeding.

Date: July 5, 2005
Albany, New York

Janet Burg