

**Comments of LS Power Grid New York Corporation I on  
NYISOs Proposed Revisions to the Public Policy transmission Planning Process  
May 24, 2021**

LS Power Grid New York Corporation I (“LS Power”) appreciates the opportunity to provide comments related to The *Mechanism to Implement Transmission Owners’ ROFR over Upgrades in the Public Policy Transmission Planning Process* as presented at the May 20, 2021 ESPWG/TPAS.

NYISO is proposing to have the NYTOs exercise a ROFR as early in the PPTPP as possible. LS Power supports this approach and agrees that the sooner a Developer knows what upgrades are eligible for the TO ROFR the more clarity it will bring to the PPTPP. Doing this early in the process will also reduce scheduling impacts to the project once the selection of the final PPTN project is made. LS Power does ask the NYISO to consider developing a mechanism so when the NYTO decides exercise its ROFR, it be required to adopt the cost containment mechanism proposed in the Developers proposal. The goal of the PPTPP is to identify the least cost and viably efficient project ultimately reducing the overall cost to rate payers in New York.

LS Power supports the NYISO proposal regarding a Feasibility and Constructability evaluation of the proposed upgrades and identified NUFs as part of the System Impact Study (SIS) process. In Part 1 of the proposed two part process, NYTOs would have the opportunity to identify any concerns they have with the proposed upgrades and any Network Upgrades Facilities (NUF). Then NYISO and its independent consultant would make a final determination regarding feasibility, constructability, and estimated cost of the elements. It is imperative to have this final independent review, since even with the most stringent firewall protection the TOs still have a conflict in providing input into the competitive process.

Finally, it is important for all parties to have a clear understanding of the standard that defines what facilities may be subject to a ROFR. LS Power asks the NYISO for clarification on this point and when it plans to address this issue in future stakeholder meetings.