

PSEG Long Island
Case Name: Application of Deepwater Wind South Fork, LLC
Docket No(s): 18-T-0604

Response to Discovery Request: PSEGLI Kinsella 029
Subject: PPA Amendment No 1 for 40 MW
Date of Response: August 5, 2020 (Supplemented October 8, 2020)

Question:

In February 2017, Deepwater Wind South Fork, LLC entered into a Power Purchase Agreement with Long Island Power Authority (“Deepwater/LIPA 2017 PPA”).

On November 14, 2018, the LIPA Board of Trustees approved a “resolution authorizing the Chief Executive Officer ... to execute Amendment No. 1 to the Power Purchase Agreement ... to increase the delivered capacity (“Incremental Capacity”) by up to an additional 40 megawatts.”

1. Has LIPA executed “Amendment No. 1” referred to in the LIPA Board of Trustees’ meeting on November 14, 2018 or any other amendment to the Deepwater/LIPA 2017 PPA? If so, please provide a copy of the executed amendment(s).
2. If LIPA has not executed Amendment No. 1 to the Deepwater/LIPA 2017 PPA, why has it delayed executing Amendment No. 1 for twenty months?

Attachments Provided Herewith: 0

Response:

1. PSEG Long Island objects to this Request on the grounds that it seeks production of information that is neither relevant to, nor reasonably calculated to lead to, the discovery of admissible evidence in this proceeding. Notwithstanding the foregoing and without waiving said objection, the PPA Amendment between the Long Island Power Authority and South Fork Wind, LLC (f/k/a Deepwater Wind South Fork, LLC) was mutually executed recently. In accordance with standard procedures, LIPA is submitting the Amendment to the Office of State Comptroller (OSC) and the Attorney General (AG) for review. Upon approval by the OSC and the AG, the Amendment will become effective and LIPA will then post the Amendment on its website for public viewing.
2. Not Applicable.