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June 30, 2022

Via eTariff Filing

The Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

Re: New England Power Pool - FERC Docket No. ER22-_____-000
Termination of Liberty Power Holdings LLC's NEPOOL Membership

Dear Secretary Bose:

The New England Power Pool ("NEPOOL") Participants Committee¹ hereby electronically submits this transmittal letter along with materials supporting (i) the termination of the membership of Liberty Power Holdings LLC ("Liberty"); and (ii) name change of Astral Infrastructure Holdings, LLC (f/k/a Able Grid Infrastructure Holdings, LLC) ("Astral").

I. TERMINATION OF MEMBERSHIP: Liberty

Pursuant to Section 16.1(a) of the Second Restated NEPOOL Agreement, "[a]ny Participant shall have the right to terminate its status as a Participant upon no less than sixty (60) days' prior written notice given to the Secretary of the Participants Committee." Liberty has provided such notice, requesting waiver of the 60 days' notice requirement. *See* Attachment 2. NEPOOL requests that termination of Liberty's Participant status be made effective as of July 1, 2022. If the Commission accepts for filing the termination of Liberty's membership, Liberty will be excused from its obligation to pay Pool charges, including its share of monthly Participant Expenses,² and relieved of its other Pool obligations and responsibilities incurred from and after July 1, 2022.

¹ Capitalized terms used but not defined in this filing are intended to have the same meaning given to such terms in the Second Restated New England Power Pool Agreement (the "Second Restated NEPOOL Agreement"), the Participants Agreement, or the ISO New England Inc. ("ISO-NE") Transmission, and Markets and Services Tariff ("ISO-NE Tariff").

² *See* Second Restated NEPOOL Agreement § 14.2(c).

II. CHANGE IN PARTICIPANT NAME: Astral

The list of NEPOOL Participants, included as Attachment 1, has also been modified to reflect the name change of the following Participant:

<u>New Participant Name</u>	<u>Former Participant Name</u>
Astral Infrastructure Holdings, LLC	Able Grid Infrastructure Holdings, LLC

III. REQUESTED EFFECTIVE DATES

Liberty has requested expedited consideration of the termination of its status as a Participant. Accordingly, the Participants Committee requests that the Commission waive any applicable notice requirements to permit July 1, 2022 as the effective date of the termination of Liberty's Participant status.³ The NEPOOL Participants Committee further requests that the eTariff record effective date be set at July 1, 2022.⁴

IV. ADDITIONAL SUPPORTING INFORMATION

The Participants Committee has the authority, pursuant to Section 3.1 of the Second Restated NEPOOL Agreement and Sections 8.1.3(f) and (g) of the Participants Agreement, to act on an Entity's request to terminate its status as a Participant in NEPOOL. By delegation of authority, the Participants Committee has authorized the Membership Subcommittee to approve membership termination requests. The Membership Subcommittee reviewed the materials submitted by Liberty and approved the termination of Liberty's Participant status. Accordingly, the following materials are submitted herewith for filing:

³ To the extent the Commission determines that certain filing requirements have not been met fully, the Participants Committee respectfully requests waiver of such requirements for the termination of Terminating Participants' Participant status be accepted as noted in Sections II and IV. No party will be adversely affected by the waivers requested in these circumstances.

⁴ The Commission has relieved NEPOOL of the requirement to file changes to the NEPOOL Agreement in tariff format. *ISO New England, Inc. and New England Power Pool*, 95 FERC ¶ 61,384, 62,441–42 (2001). Accordingly, the NEPOOL Agreement has not been filed formally as an eTariff pursuant to Order No. 714. Proposed changes to the NEPOOL Agreement, however, are still required to be filed with the Commission with enough information provided to permit the Commission to view the proposed changes in the context of the composite Agreement. *Id.* at 62,442. As a matter of administrative efficiency and convenience, these materials, including Attachment 1 provided herewith marked to show the removal of Liberty from, and the Astral name change in, the list of NEPOOL Participants, were submitted using the Commission's eTariff system. A composite list of NEPOOL Participants and a composite copy of the Second Restated NEPOOL Agreement are posted at: <https://nepool.com/library/operative-documents/>.

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- The list of NEPOOL Participants from the Second Restated NEPOOL Agreement, which has been marked to show the removal of Liberty from, and the Astral name change in, the list of NEPOOL Participants (Attachment 1);
- A letter from Liberty dated June 13, 2022 requesting termination of its NEPOOL membership and its status as a New England Market Participant (Attachment 2); and
- A list of governors and utility regulatory agencies in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont to which a copy of this filing has been sent (Attachment 3).

The materials filed herewith do not change the NEPOOL Agreement as previously filed with the Commission, other than to terminate Liberty's Participant status in NEPOOL and to reflect the Astral name change. Therefore, no comparisons of the transactions and revenues or cost data are submitted.

An electronic copy of this filing has been furnished to all the members and alternates of the Participants Committee, which represents all of the electric utilities rendering or receiving service under the ISO-NE Tariff,⁵ as well as each of the independent power producers, power marketers, power brokers, load aggregators, customer-owned utility systems, merchant transmission providers, developers, and end users that are currently Participants in the Pool. This transmittal letter and the accompanying materials have also been sent to the governors and electric utility regulatory agencies for the six New England states, which comprise the New England Control Area, to the New England Conference of Public Utilities Commissioners, Inc., and to the Executive Director of the New England States Committee on Electricity.

⁵ The Commission approved the settlement agreement pursuant to which the regional transmission organization for New England (the "RTO") was established. *ISO New England Inc. et al.*, 109 FERC ¶ 61,147 (2004). Activation of the RTO was noticed in accordance with the settlement agreement and became effective on February 1, 2005. *ISO New England Inc. et al.*, 110 FERC ¶ 61,111 (2005) (authorizing RTO Operations).

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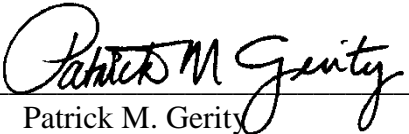
Correspondence and communications regarding this filing should be addressed as follows:

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Respectfully submitted,

NEPOOL PARTICIPANTS COMMITTEE

By: 
Patrick M. Gerity
Its Counsel

Attachments

cc: Liberty
NEPOOL Participants Committee Members and Alternates
Governors and Utility Regulatory Agencies identified on Attachment 3

ATTACHMENT 1

Participant Name	Effective Date of Membership if after 6/30/2000
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Able Grid Infrastructure Holdings, LLC	9/1/2018
Acadia Center	9/1/2012
Acadia Renewable Energy, L.L.C.	9/1/2020
Actual Energy Inc.	6/1/2020
Acushnet Company	6/1/2010
Advanced Energy Economy Inc.	8/1/2020
AES Renewable Holdings, LLC	5/1/2019
Aesir Power, LLC	11/1/2014
Algonquin Energy Services Inc.	5/1/2010
Algonquin Gas Transmission, LLC	10/1/2018
Alpha Gas and Electric, LLC	12/1/2018
Alphataraxia Nickel LLC	9/1/2016
Altop Energy Trading LLC	5/1/2022
AM Trading Solutions, LLC	8/1/2018
Ameresco CT LLC	2/1/2010
American Petroleum Institute	10/1/2019
American Power & Gas of MA, LLC	10/1/2017
American PowerNet Management, LP	12/1/2009
AMP Solar US Holdings Inc.	4/1/2022
Ampersand Energy Partners LLC	1/1/2008
Anbaric Development Partners, LLC	5/1/2018
Anthony, Christopher M.	6/1/2011
Antrim Wind Energy LLC	10/1/2015
Appian Way Energy Partners East, LLC	5/1/2018
Archer Energy, LLC	1/1/2016
Ashburnham Municipal Light Plant	
Associated Industries of Massachusetts	
Astral Energy LLC	10/1/2015
Astral Infrastructure Holdings, LLC	9/1/2018
Athens Energy LLC	12/1/2014
Atlantic Energy MA, LLC	4/1/2016
Avangrid Networks, Inc.	2/1/2020
Avangrid Renewables, LLC	5/1/2005
Axpo U.S. LLC	2/1/2021

Participant Name	Effective Date of Membership if after 6/30/2000
J. Aron & Company LLC	1/1/2002
J.P. Morgan Ventures Energy Corporation	10/1/2021
Jericho Power LLC	4/1/2015
Josco Energy MA LLC	12/1/2017
Jupiter Power LLC	8/1/2021
Just Energy (U.S.) Corp.	1/1/2010
KCE CT 1, LLC	9/1/2019
KCE CT 2, LLC	9/1/2019
Kendall Green Energy LLC	
Kimberly-Clark Corporation	4/1/2008
Kleen Energy Systems, LLC	9/1/2007
Leicester Street Solar, LLC	5/1/2022
Liberty Power Holdings, LLC	11/1/2006
Liberty Utilities (Granite State Electric) Corp.	
Littleton (MA) Electric Light Department	
Littleton (NH) Water and Light Department	6/1/2004
Long Island Lighting Company d/b/a LIPA	10/1/2001
Longreach Energy, LLC	7/1/2015
Longwood Medical Energy Collaborative, Inc.	3/1/2015
LS Power Grid Northeast, LLC	6/23/2015

ATTACHMENT 2



June 13, 2022

David T. Doot
Secretary, NEPOOL Participants Committee
c/o Day Pitney LLP
242 Trumbull Street
Hartford, CT 06103-1212
dtdoot@daypitney.com

Customer Support
ISO New England Inc.
One Sullivan Road
Holyoke, MA 01040-2841
custserv@iso-ne.com

RE: Liberty Power Holdings LLC Notice of Intent to Terminate NEPOOL Membership and Market Participant Status

Please accept this letter as notice of termination of the NEPOOL membership of Liberty Power Holdings LLC ("LPH") and the Market Participant Service Agreement by and between LPH and ISO New England Inc. (the "MPSA").¹ LPH requests that the termination of its status as a NEPOOL Participant and the termination of the MPSA be made effective as of July 1, 2022, and further requests, if and to the extent necessary, that the NEPOOL Participants Committee waive the sixty days' notice of termination of membership requirement set forth in Section 16.1(a) of the Second Restated NEPOOL Agreement. LPH is winding down operations and as of the effective day of July 1, 2022, will have no customers in New England.

LPH understands that this termination of NEPOOL membership must be accepted by the Federal Energy Regulatory Commission and that, until such time as it is accepted, LPH will continue to have the full rights and obligations of other Participants under the Second Restated NEPOOL Agreement.

Subject to the limitations and restrictions of the United States Bankruptcy Code applicable to the Customer in its pending chapter 11 case [Case No. 21-13797-SMG), as well as in such chapter 11 case and orders of the United States Bankruptcy Court for the Southern District of Florida therein, LPH further understands that termination of the MPSA and the termination of LPH's status as a NEPOOL member and ISO-NE Market Participant does not affect any obligation of, or to, LPH arising prior to the effective date of such termination under the Second Restated NEPOOL Agreement, the Participants Agreement, or the Tariff. In particular, LPH hereby acknowledges its obligation to pay all of its NEPOOL and ISO New England Inc. expenses incurred while a NEPOOL member and participant in the New England Markets, subject to the caveat mentioned above.

If you have any questions I can be reached at sgibelli@libertypowercorp.com or 954-864-1519.

Sincerely,

Stephen Gibelli
Chief Legal Officer

cc: Patrick M. Gerity, Esq., pmgerity@daypitney.com

¹ The MPSA with LPH is reported by ISO New England as MPSA No. 222.

ATTACHMENT 3

**New England Governors
and Utility Regulatory
and Related Agencies**

June 30, 2022

Connecticut

The Honorable Ned Lamont
State Capitol
210 Capitol Ave.
Hartford, CT 06106

Connecticut Public Utilities Regulatory Authority
10 Franklin Square
New Britain, CT 06051-2605

Maine

The Honorable Janet T. Mills
One State House Station
Rm. 236
Augusta, ME 04333-0001

Maine Public Utilities Commission
18 State House Station
242 State Street
Augusta, ME 04333-0018

Massachusetts

The Honorable Charlie Baker
Office of the Governor
Rm. 360 State House
Boston, MA 02133

Massachusetts Department of Public Utilities
One South Station
Boston, MA 02110

New Hampshire

The Honorable Christopher T. Sununu
State House
107 North Main Street
Concord, NH 03301

New Hampshire Public Utilities Commission
21 South Fruit Street
Suite 10
Concord, NH 03301-2429

Rhode Island

The Honorable Daniel J. McKee
82 Smith Street
Providence, RI 02903

Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

Vermont

The Honorable Philip B. Scott
109 State Street, Pavilion
Montpelier, VT 05609

Vermont Public Utility Commission
112 State Street, Drawer 20
Montpelier, VT 05620-2701

**New England Governors
and Utility Regulatory
and Related Agencies**

June 30, 2022

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New England Conference of
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