FORM 1

APPLICATION FOR AUTHORIZATION TO ACT AS AN ENERGY SERVICE COMPANY (ESCo) FOR THE RETAIL ACCESS PROGRAM

Applicant hereby requests authorization from Niagara Mohawk Power Corporation to offer retail electricity supply service under Rule 39, "Retail Access Program", as may be amended from time to time, of the Schedule for Electric Service.

Fax	E-mail Address
Rati	ng Agency:
Applicant will prov Niagara Mohaw	vide service to Residential Customers vide service to Non-Residential Customers k will issue the bill on behalf of the Applicant (One-Bill Option) vill issue a separate bill for electricity supply service only. Niagara ue the bill for transmission and delivery service. (Two-Bill Option)
,	, am authorized to state that Applicant has
to abide by all provisions of	(Title) f Rule 39 of Schedule for Electric Service, "Retail Access Program", red fully herein by reference.
	FaxRation Ration

Applicant represents and warrants that he/she is in, and will continue to be in, full compliance with the following:

- 1. Opinion No. 97-5 "Opinion and Order Establishing Regulatory Polices for the Provision of Retail Energy Services" in Case 94-E-0952 as may be amended from time to time.
- 2. New York Independent System Operator Market Administration and Control Area Services Tariff and the New York Independent System Operator Open Access Transmission Tariff and all terms and conditions of said tariff, as may be amended from time to time.

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Applicant further represents/warrants that he/she:

- 3. Has been approved and will continue to be approved as a Load Serving Entity or Guest by the New York Independent System Operator.
- 4. Has been deemed an eligible Energy Services Company by the New York State Department of Public Services.

The Applicant understands and agrees that no authorization will be granted by Niagara Mohawk until the ESCo has established its qualifications as described above. Applicant further understands and agrees that this Form 1 is an agreement legally binding on the Applicant. Subject to the jurisdiction of the State of New York Public Service Commission and the Federal Energy Regulatory Commission, the Applicant consents to the personal jurisdiction of the courts in the State of New York for purposes of enforcement and interpretation of this Form 1 and of all agreements and requirements incorporated herein.

ESCo Representative Signature	Date	
ESCo Representative Title		