

December 17, 2013

MEMORANDUM TO THE MEMBERS OF THE BOARD

SUBJECT: Power Allocations Under the Recharge New York Program

SUMMARY

The Economic Development Power Allocation Board (“EDPAB” or “Board”) is requested to:

1. Recommend that the New York Power Authority (“Authority”) Trustees (“Trustees”) approve allocations of Recharge New York (“RNY”) Power available for “retention” purposes to the businesses listed in Exhibit “A;”
2. Recommend that the Authority Trustees approve allocations of RNY Power available for “expansion” purposes to the businesses listed in Exhibit “B;”
3. Determine that the businesses identified in Exhibit “C” are ineligible to receive an RNY Power allocation;
4. Determine that the applications by the businesses listed in Exhibit “D” are not recommended or not considered for an allocation of RNY Power; and
5. Approve and recommend the Authority Trustees authorize the transfer of the RNY Power allocation identified in Exhibit “E.”

BACKGROUND

On April 14, 2011, Governor Andrew M. Cuomo signed into law the RNY Power Program as part of Chapter 60 (Part CC) of the Laws of 2011 (“Chapter 60”). The program makes available 910 megawatts (“MW”) of “RNY Power,” 50% of which will be provided by the Authority’s hydropower resources and 50% of which will be procured by the Authority from other sources. RNY Power contracts can be for a term of up to seven years in exchange for job and capital investment commitments.

RNY Power is available to businesses and not-for-profit corporations for job retention and business expansion and attraction purposes. Specifically, Chapter 60 provides that at least 350 MW of RNY Power shall be dedicated to facilities in the service territories served by the New York State Electric and Gas, National Grid and Rochester Gas and Electric utility companies; at least 200 MW of RNY Power shall be dedicated to the purpose of attracting new businesses and encouraging expansion of existing businesses statewide; and up to 100 MW shall be dedicated for eligible not-for-profit corporations and eligible small businesses statewide.

Under the statute, “eligible applicant” is defined to mean an eligible business, eligible small business, or eligible not-for-profit corporation, however, an eligible applicant shall not include retail businesses as defined by EDPAB, including, without limitation, sports venues, gaming or entertainment-related establishments or places of overnight accommodations. At its meeting on April 24, 2012, EDPAB defined a retail business as a business that is primarily used in making retail sales of goods or services to customers who personally visit such facilities to obtain goods or services, consistent with the rules previously promulgated by EDPAB for implementation of the Authority’s Economic Development Power program.

Prior to entering into a contract with an eligible applicant for the sale of RNY Power, and prior to the provision of electric service relating to a RNY Power allocation, the Authority must offer each eligible applicant that has received an award of RNY Power the option to decline to purchase the RNY Market Power component of such award. If the applicant declines to purchase the RNY Market Power component from the Authority, the Authority has no responsibility for supplying RNY Market Power component of the award.

As part of Governor Andrew M. Cuomo’s initiative to foster business activity and streamline economic development, applications for all statewide economic development programs, including the RNY Power Program, have been incorporated into a single on-line Consolidated Funding Application (“CFA”) marking a fundamental shift in how State economic development resources are marketed and allocated. Beginning in September 2011, the CFA was available to applicants. The CFA continues to serve as an efficient and effective tool to streamline and expedite the State’s efforts to generate sustainable economic growth and employment opportunities. All applications that are considered for an RNY Power allocation are submitted through the CFA process.

Applications for RNY Power are subject to a competitive evaluation process and are evaluated based on the following criteria set forth in the statutes providing for the RNY Power Program (the “RNY Statutes”):

- “(i) the significance of the cost of electricity to the applicant's overall cost of doing business, and the impact that a recharge New York power allocation will have on the applicant's operating costs;
- (ii) the extent to which a recharge New York power allocation will result in new capital investment in the state by the applicant;
- (iii) the extent to which a recharge New York power allocation is consistent with any regional economic development council strategies and priorities;
- (iv) the type and cost of buildings, equipment and facilities to be constructed, enlarged or installed if the applicant were to receive an allocation;
- (v) the applicant's payroll, salaries, benefits and number of jobs at the facility for which a recharge New York power allocation is requested;

(vi) the number of jobs that will be created or retained within the state in relation to the requested recharge New York power allocation, and the extent to which the applicant will agree to commit to creating or retaining such jobs as a condition to receiving a recharge New York power allocation;

(vii) whether the applicant, due to the cost of electricity, is at risk of closing or curtailing facilities or operations in the state, relocating facilities or operations out of the state, or losing a significant number of jobs in the state, in the absence of a recharge New York power allocation;

(viii) the significance of the applicant's facility that would receive the recharge New York power allocation to the economy of the area in which such facility is located;

(ix) the extent to which the applicant has invested in energy efficiency measures, will agree to participate in or perform energy audits of its facilities, will agree to participate in energy efficiency programs of the authority, or will commit to implement or otherwise make tangible investments in energy efficiency measures as a condition to receiving a recharge New York power allocation;

(x) whether the applicant receives a hydroelectric power allocation or benefits supported by the sale of hydroelectric power under another program administered in whole or in part by the authority;

(xi) the extent to which a recharge New York power allocation will result in an advantage for an applicant in relation to the applicant's competitors within the state; and

(xii) in addition to the foregoing criteria, in the case of a not-for-profit corporation, whether the applicant provides critical services or substantial benefits to the local community in which the facility for which the allocation is requested is located.”

Based on the evaluation of these criteria, the applications were scored and ranked. Evaluations also considered scores provided by the relevant Regional Economic Development Council under the third and eighth criteria.

In arriving at recommendations for RNY Power for EDPAB's consideration, staff, among other things, attempted to maximize the economic benefits of low cost NYPA hydropower, the critical state asset at the core of the RNY Power Program, while attempting to ensure that each recipient receives a meaningful RNY Power allocation.

Business applicants with relatively high scores were recommended for allocations of retention RNY Power of 50% of the requested amount or average historic demand, whichever was lower. These allocations were capped at 10 MW for any recommended allocation. Not-for-profit corporation applicants that scored relatively high were recommended for allocations of 33% of the requested amount or average historic demand, whichever was lower. These allocations were capped at 5 MW. Applicants currently receiving hydropower allocations under

other Authority power programs were recommended for allocations of RNY Power of 25% of the requested amount, subject to the caps as stated above.

RNY Power allocations have been awarded by EDPAB and the Trustees on six prior occasions— in April, June, September and December of 2012, and March and July of this year. There is currently 73 MW of unallocated RNY Power of the 710 MW available for business “retention” purposes. Of that 710 MW retention block, 100 MW was set aside for not-for-profit corporations and small businesses, of which 9.8 MW is available to allocate to such entities. Lastly, there is 134.6 MW of unallocated RNY Power of the 200 MW available for business “expansion” purposes. These figures include allocations that were awarded, modified, declined, and withdrawn prior to today’s recommendations.

DISCUSSION

1. Retention-Based RNY Power Allocations – Action Item

The Board is asked to address applications submitted via the CFA process for RNY Power retention-based allocations. Consistent with the evaluation process as described above, EDPAB is requested to recommend RNY Power retention allocations to the businesses listed in Exhibit “A.” Each business has stated a willingness to create or retain jobs in New York State. Additionally, these applicants will be committing to capital investments in exchange for the recommended RNY Power allocations.

The RNY Power “retention” allocations identified in Exhibit “A” are each recommended for a term of seven years. An allocation recommended by EDPAB qualifies the subject applicant to enter into a contract with the Authority for the purchase of the RNY Power. The Authority’s standard RNY Power contract template, approved by the Trustees at their March 27, 2012 meeting, contains provisions addressing such things as effective periodic audits of the recipient of an allocation for the purpose of determining contract and program compliance, and for the partial or complete withdrawal of an allocation if the recipient fails to maintain mutually agreed upon commitments, relating to among other things, employment levels, power utilization, and capital investments. In addition, there is a requirement that a recipient of an allocation perform an energy efficiency audit at its facility not less than once during the first five years of the term of the allocation.

As noted in Exhibit “A”, some of these applicants are also being recommended for expansion-based allocations, having satisfied the criteria for both components of the RNY Power Program.

2. Expansion-Based RNY Power Allocations– Action Item

The Board is asked to address applications submitted for RNY Power expansion-based allocations via the CFA process which request allocations from the 200 MW block of RNY Power dedicated by statute for for-profit businesses that propose to expand existing businesses or create new business in the State. These applications sought a RNY Power allocation for either

(i) expansion only, in the case of a new business or facility, (ii) expansion only, in the case of an applicant that already received a retention-based RNY Power allocation under a previous application, or (iii) expansion *and* retention, in the case of an existing business. EDPAB is requested to recommend RNY Power expansion-based allocations for the businesses listed in Exhibit “B”. Each such allocation would be for a term of seven years.

As with the evaluation process used for the retention recommendations described above, applications for the expansion-based RNY Power were scored based on the statutory criteria, albeit with a focus on information regarding each applicant’s specific project to expand or create their new facility or business (*e.g.*, the expansion project’s cost, associated job creation, and new electric load due to the expansion).

The respective amounts of the expansion-related allocations listed in Exhibit “B” are largely intended to provide approximately 70% of the individual expansion projects’ estimated new electric load. Because these projects have estimated new electric load amounts, and to ensure that an applicant’s overestimation of the amount needed would not cause that applicant to receive a higher proportion of RNY Power to new load, the allocations in Exhibit “B” are recommended based on an “up to” amount basis. Each of these applicants would be required to, among other commitments, add the new electric load as stated in its application, and would be allowed to use up to the amount of their RNY Power allocation in the same proportion of the RNY Power allocation to requested load as stated in Exhibit “B.” The contracts for these allocations would also contain the standard provisions previously summarized in the last paragraph of Section 1 above.

3. Ineligibility Determination – Action item

In the process of reviewing the current round of applications for RNY Power, there were three applications by businesses that fit within the definition of a retail business as established by EDPAB. Staff recommends that the Board determine these applicants, listed on Exhibit “C,” to be ineligible for an RNY Power allocation for this reason.

4. Applications Not Recommended or Not Considered – Action item

As indicated on Exhibit “D”, staff recommends that the Board not recommend allocations to two applicants for retention-based RNY Power allocations and two applications for expansion-based RNY Power allocations, and further request the Board to not consider the other applications for an RNY Power allocation as described in Exhibit “D.”

Three of the four applications not recommended for an RNY Power allocation are not recommended because the potential recommended amounts, which is based on the applicants’ requested amounts, did not meet the minimum 10 kW allocation requirement established by the Authority for RNY Power allocations. Additionally, the other application not recommended for an expansion-based RNY Power allocation did not meet the requirement of creating at least one new job as a result of the project.

Staff recommends that EDPAB not consider the other applications listed on Exhibit “D” for one or more of the following reasons: (i) the application was withdrawn; (ii) the application was not sufficiently complete to permit evaluation and/or applicants were unresponsive to requests from Authority staff for more information necessary to fully evaluate the applications; (iii) the application was submitted by a Transitional Electricity Discount (“TED”) beneficiary; (iv) the applicant does not have a demand meter; and/or (v) in the case of expansion-based requests for RNY Power, the applicant proposed projects that were too premature to enable the applicant to make commitments necessary for an allocation of RNY Power.

5. Transfer of RNY Power – Action Item

EDPAB is requested to approve and recommend a transfer of a RNY Power allocation due to a corporate restructuring and name change. The transfer is described in Exhibit “E”. The company will agree to the respective job and capital investment commitments made in the original applications. The Board has previously authorized transfers of RNY Power and other Authority power products like Economic Development Power in similar circumstances.

6. Allocations Declined by Applicants – Informational Item

EDPAB has recommended and the Trustees have approved hundreds of RNY Power allocations since the inception of the program. Specifically, 801 allocations totaling 779 MW have been awarded to over 750 businesses and not-for-profit organizations throughout the State. In the course of reviewing the award and contract offered, many awardees have decided to decline the award or have not been responsive to the contract offering.

Awardees have relinquished 65 allocations totaling 48.2 MW by declining to accept all or part of the RNY Power allocations awarded to them. The reasons for such decisions include an inability to gain corporate sign-off on an award’s agreed upon employment and/or capital investment commitments, a material change in the awardee’s business status after being approved for RNY, a reluctance to accept certain contractual conditions such as audit requirements, and potential minimal savings due to the particular operating characteristics of the awardee’s facility.

In addition, 60 allocations totaling 28.5 MW have been rescinded by the Authority after a reasonable amount of time has elapsed since the time of award with no response from the awardees. After multiple outreaches and transmittal of contract documents by NYPA staff, these awardees were non-responsive and the awards have been withdrawn. The declined and rescinded awards are listed on Exhibit “F.” The result of the allocations being declined and rescinded positively affects the availability of MWs to allocate in future evaluation periods. No action by the Board is required on these applications.

RECOMMENDATION

For the reasons stated above, it is requested that EDPAB:(1) recommend that the Trustees approve the allocations of RNY Power for retention purposes to the businesses listed in Exhibit “A” as indicated therein; (2) recommend that the Trustees approve the allocations of RNY Power

for expansion purposes to the businesses listed in Exhibit “B” as indicated therein; (3) determine that the businesses identified in Exhibit “C” are ineligible to receive a RNY Power allocation for the reasons discussed above; (4) determine that the applications by the businesses listed in Exhibit “D” are not recommended or not considered for an allocation of RNY Power; and (5) approve and recommend that the Trustees authorize the transfer of the RNY Power allocation identified in Exhibit “E,” as indicated therein.

James F. Pasquale
Senior Vice President
Economic Development & Energy Efficiency

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation	Jobs Retained	Jobs Created	Total Job Commitment	Capital Investment (\$)	Contract Term (years)
1	New York Spring Water, Inc.	Halcott Center	Greene	Capital District	NYSEG	Water bottling facility	129	60	15	0	15	\$1,500,000	7
2	Siena College	Albany	Albany	Capital District	NG	Private college	2,386	796	723	0	723	\$30,000,000	7
Capital District Region Sub-totals:							2,515	856	738	0	738	\$31,500,000	
3	G.C. Hanford Manufacturing Co.	Syracuse	Onondaga	Central New York	NG	Pharmaceutical manufacturing	581	290	100	0	100	\$0 ⁽¹⁾	7
4	John Mezzalingua Associates, LLC	Liverpool	Onondaga	Central New York	NG	Technology/wireless outfitters	1,558	776	120	30	150	\$11,000,000	7
5	Johnston Paper Company	Auburn	Cayuga	Central New York	NYSEG	Food service, janitorial products distributor	125	60	46	0	46	\$1,000,000 ⁽¹⁾	7
6	Northland Filter Int, LLC	Oswego	Oswego	Central New York	NG	Manufacture air filtration products	85	40	29	0	29	\$200,000 ⁽¹⁾	7
7	Pathfinder Industries, Inc.	Fulton	Oswego	Central New York	NG	Manufacture sheet metal & machined parts	71	36	22	0	22	\$100,000	7
8	Southern Graphics Systems, LLC	Phoenix	Oswego	Central New York	NG	Gravure printing engravers	229	110	26	0	26	\$400,000 ⁽¹⁾	7
Central New York Region Sub-totals:							2,649	1,312	343	30	373	\$12,700,000	
9	Berryfields Bottling LLC	Geneva	Ontario	Finger Lakes	NYSEG	Juicer, bottler	180	90	19	0	19	\$0 ⁽¹⁾	7
10	CPAC Equipment, Inc.	Leicester	Livingston	Finger Lakes	NYSEG	Manufacturer of medical sterilizers	33	16	10	0	10	\$400,000	7
11	D. B. Webb, Inc.	Leicester	Livingston	Finger Lakes	NYSEG	Specialty mill work	105	50	7	0	7	\$0 ⁽¹⁾	7
12	Flower City Tissue Mills Company, Inc.	Rochester	Monroe	Finger Lakes	RGE	Manufacturer of high grade packaging tissue	694	346	52	5	57	\$2,600,000	7
13	PPI Corp. dba FTT Manufacturing	Geneseo	Livingston	Finger Lakes	RGE	Machine shop, metal components	160	76	47	0	47	\$361,000	7
14	RED-Rochester, LLC	Rochester	Monroe	Finger Lakes	RGE	Business park	4,000	2,000	70	0	70	\$56,000,000	7
Finger Lakes Region Sub-totals:							5,172	2,578	205	5	210	\$59,361,000	
15	Busse Hospital Disposables	Hauppauge	Suffolk	Long Island	LIPA	Manufacturer of medical kits, supplies	405	200	290	0	290	\$250,000	7
16	Nassau University Medical Center	Hempstead	Nassau	Long Island	LIPA	Hospital	7,186	2,396	2,715	0	2,715	\$26,100,000	7
17	Nastra Automotive Industries Inc	Lindenhurst	Suffolk	Long Island	LIPA	Automotive industry parts	260	86	75	0	75	\$0	7
18	Peconic Landing of Southold, Inc.	Greenport	Suffolk	Long Island	LIPA	Continuing care retirement community	958	126	159	0	159	\$2,000,000	7
19	Pool Cover Corporation	Hauppauge	Suffolk	Long Island	LIPA	Manufacturers pool covers, liners, fencing	263	126	252	50	302	\$300,000	7
20	Sysco Long Island, LLC	Central Islip	Suffolk	Long Island	LIPA	Food service distribution	1,050	520	203	25	228	\$500,000	7
Long Island Region Sub-totals:							10,122	3,454	3,694	75	3,769	\$29,150,000	
21	C&S Wholesale Grocers, Inc.	Newburgh	Orange	Mid-Hudson	CHUD	Wholesale grocer - warehousing	724	360	466	0	466	\$1,800,000	7
22	C&S Wholesale Grocers, Inc.	Chester	Orange	Mid-Hudson	O&R	Wholesale grocer - warehousing	2,688	1,340	720	0	720	\$2,300,000	7
23	Fair-Rite Products Corp.	Wallkill	Ulster	Mid-Hudson	CHUD	Manufactures ceramic materials	581	290	108	0	108	\$250,000 ⁽¹⁾	7
24	Morgan Stanley & Co. LLC - 2000 Westchester Avenue	Purchase	Westchester	Mid-Hudson	CONED	Global financial services firm	5,084	2,220	1,416	0	1,416	\$7,200,000	7
25	The Dannon Company, Inc.	White Plains	Westchester	Mid-Hudson	CONED	Company headquarters	965	416	279	0	279	\$1,000,000	7
Mid-Hudson Region Sub-totals:							10,042	4,626	2,989	0	2,989	\$12,550,000	
26	E. Gluck Corp.	Little Neck	Queens	New York City	CONED	Timepiece/ watch designer, manufacturer	450	226	348	0	348	\$0 ⁽¹⁾	7
27	Hansel 'n Gretel Brand, Inc.	Glendale	Queens	New York City	CONED	Manufacturer of deli meats	700	310	47	0	47	\$250,000	7
28	Lawrence Nursing Care Center	Arverne	Queens	New York City	LIPA	Long term care and rehabilitation facility	169	80	210	0	210	\$1,000,000	7
29	Morgan Stanley & Co. LLC - 1585 Broadway	New York	New York	New York City	CONED	Global financial services	7,238	3,236	3,160	0	3,160	\$110,000,000	7
30	Morgan Stanley & Co. LLC - 522 5th Avenue	New York	New York	New York City	CONED	Global financial services	2,284	940	985	0	985	\$14,900,000	7
31	Morgan Stanley & Co. LLC - 750 Seventh Avenue	New York	New York	New York City	CONED	Global financial services (Ops & IT center)	1,227	520	1,042	0	1,042	\$2,500,000	7
32	Queens Economic Development Corporation	Long Island City	Queens	New York City	CONED	Commercial kitchen/startup training	92	30	6	0	6	\$20,000	7
33	United New York Sandy Hook Pilots' Benevolent Association	Staten Island	Richmond	New York City	CONED	Harbor pilot training and operations	81	40	130	0	130	\$4,500,000	7
New York City Region Sub-totals:							12,241	5,382	5,928	0	5,928	\$133,170,000	
34	Kerry Biofunctional Ingredients, Inc.	Norwich	Chenango	Southern Tier	NYSEG	Manufactures pharmaceutical products	1,152	560	112	0	112	\$6,000,000	7
35	Roberson Museum & Science Center	Binghamton	Broome	Southern Tier	NYSEG	Museum	141	46	19	0	19	\$1,762,200	7
Southern Tier Region Sub-totals:							1,293	606	131	0	131	\$7,762,200	
36	Berry Plastics Corp.	Dunkirk	Chautauqua	Western New York	NG	Produce blow molded bottles	2,879	1,296	56	15	71	\$3,000,000	7
37	Ford Motor Company	Buffalo	Erie	Western New York	NG	Auto metal stamping/welded sub-assemblies	1,918	436	640	0	640	\$70,000,000	7
38	Meals on Wheels Foundation of Western New York, Inc.	Buffalo	Erie	Western New York	NG	Food commissary (not-for-profit)	265	86	74	0	74	\$250,000	7
39	PCB Piezotronics, Inc.	Depew	Erie	Western New York	NYSEG	Piezoelectric quartz instrumentation	200	46	170	0	170	\$400,000	7
Western New York Region Sub-totals:							5,262	1,864	940	15	955	\$73,650,000	
Totals							20,678	14,968	125	15,093	\$359,843,200		

⁽¹⁾ These companies are also recommended for expansion-related allocations of RNY for separate and distinct job creation and capital investment commitments associated with proposed business expansions.

Line	Company	City	County	Economic Development Region	IOU	Description	kW Request	kW Recommendation (1)	Base Employment (3)	Job Creation Commitment	Project Capital Investment (\$)	Contract Term (years)
1	G.C. Hanford Manufacturing Co.	Syracuse	Onondaga	Central New York	NG	Pharma manufacturing	300	210	100	54	\$8,000,000 (2)	7
2	International Wire Group, Inc.	Jordan	Onondaga	Central New York	NG	Production of wire and cable	400	280	60	4	\$2,000,000	7
3	Johnston Paper Company	Auburn	Cayuga	Central New York	NYSEG	Food service, janitorial products distributor	100	70	46	5	\$4,700,000 (2)	7
4	Northland Filter Int, LLC	Oswego	Oswego	Central New York	NG	Manufacture air filtration products	50	36	29	25	\$650,000 (2)	7
5	Southern Graphics Systems, LLC	Phoenix	Oswego	Central New York	NG	Gravure printing engravers	120	80	26	6	\$2,000,000 (2)	7
Central New York Region Sub-totals:								676		94	\$17,350,000	
6	Berryfields Bottling LLC	Geneva	Ontario	Finger Lakes	NYSEG	Juicer, bottler	100	70	19	12	\$750,000 (2)	7
7	D. B. Webb, Inc.	Leicester	Livingston	Finger Lakes	NYSEG	Specialty mill work	75	50	7	2	\$20,000 (2)	7
Finger Lakes Region Sub-totals:								120		14	\$770,000	
8	AL Energy Solutions LED, LLC	Westhampton Beach	Suffolk	Long Island	LIPA	LED/"green" product manufacturer	375	260	n/a	138	\$7,700,000	7
9	Ametek Thermal Systems Inc.	Garden City	Nassau	Long Island	LIPA	Manufacturers electronic instruments	560	390	164	4	\$1,600,000	7
10	C&S Wholesale Grocers, Inc.	Melville	Suffolk	Long Island	LIPA	Wholesale Grocer -Warehousing	2,700	1,890	n/a	400	\$130,000,000	7
11	Martin Sidor Farms Inc.	Mattituck	Suffolk	Long Island	LIPA	Potato chip manufacturer	1,500	300	n/a	3	\$500,000	7
12	U. S. Nonwovens Corp.	Hauppauge	Suffolk	Long Island	LIPA	Manufactures/distributes personal care products	150	106	n/a	90	\$2,000,000	7
Long Island Region Sub-totals:								2,946		635	\$141,800,000	
13	Fair-Rite Products Corp.	Wallkill	Ulster	Mid-Hudson	CHUD	Manufactures ceramic materials	225	156	108	6	\$840,000 (2)	7
14	Kikkerfrosch LLC	Chester	Orange	Mid-Hudson	CHUD	Brewery	500	350	n/a	83	\$29,000,000	7
15	United Natural Foods, Inc.	Montgomery	Orange	Mid-Hudson	CHUD	Organic food distributor	1,405	980	n/a	223	\$58,000,000	7
Mid-Hudson Region Sub-totals:								1,486		312	\$87,840,000	
16	International Wire Group, Inc.	Rome	Oneida	Mohawk Valley	NG	Production of wire and cable	300	210	62	3	\$900,000	7
Mohawk Valley Region Sub-totals:								210		3	\$900,000	
17	Amazon Corporate LLC	Brooklyn	Kings	New York City	CONED	Imaging studio for use in on-line sales	80	56	n/a	65	\$10,000,000	7
18	E. Gluck Corp.	Little Neck	Queens	New York City	CONED	Timepiece, watch designer, manufacturer	826	576	348	80	\$21,505,000 (2)	7
19	Fairway Bakery LLC	New York	Bronx	New York City	CONED	Manufactures prepared foods & baked goods	2,700	1,890	n/a	152	\$12,600,000	7
20	New York Proton Management, LLC	New York	New York	New York City	CONED	Center for proton therapy	1,250	876	n/a	82	\$301,292,228	7
New York City Region Sub-totals:								3,398		379	\$345,397,228	
21	Tungsten Sources LLC	Horseheads	Chemung	Southern Tier	NYSEG	Tungsten recycler/recovery	1,750	1,226	n/a	20	\$2,000,000	7
Southern Tier Region Sub-totals:								1,226		20	\$2,000,000	
22	AlSher Pigments, Inc.	Lackawanna	Erie	Western New York	NG	Processes and finishes titanium dioxide pigments	3,000	2,100	n/a	85	\$50,000,000	7
Western New York Region Sub-totals:								2,100		85	\$50,000,000	
Totals								12,162		1,542	\$646,057,228	

(1) All Allocations are recommended to be up to the amount indicated based on the companies fulfillment of capital spending, job creation, and new electric load consistent with the ratio of recommended to requested amount.
 (2) These companies are also recommended for retention-related allocations of RNY for separate and distinct job retention and capital investment commitments associated with retaining their existing businesses.
 (3) New jobs committed must be above the base employment level; the base employment values should *not* be included when aggregating retained jobs because they are already accounted for elsewhere

**Economic Development Power Allocation Board
 ReCharge New York Power Program
 Ineligible Applicants**

**Exhibit "C"
 December 17, 2013**

Line	Company	City	County	Economic Development Region	IOU	Description	Classification
1	Appliance Associates of Buffalo, Inc.	Buffalo	Erie	Western New York	NG	Appliance sales company	Retail
2	Caledonia Diesel LLC	Caledonia	Livingston	Finger Lakes	NG	Truck and construction equipment sales	Retail
3	Discover NY LLC	New York	New York	New York City	CONED	Entertainment exhibit	Retail
4	JT Contracting	Holland Patent	Oneida	Mohawk Valley	NG	Contractor	Retail
5	National Golf Links of America	Southampton	Suffolk	Long Island	LIPA	Golf course	Retail
6	Queens Mall Donut Corporation	Ridgewood	New York	New York City	CONED	Donut shop	Retail

Applications Not Considered

Line	Company	City	County	Economic Development Region	IOU	Description	Reason
1	Alliance Innovative Mfg., Inc.	Lackawanna	Erie	Western New York	NG	Machining/tool cutting reconditioning	Transitional Electricity Discount recipient
2	Black Sea Fisheries Corp.	Town of Watson	Lewis	North Country	O&R	Fishing company	Non-responsive
3	Burdett Medical Arts Building Condominium Association	Troy	Rensselaer	Capital District	NG	Medical office building	Withdrawn
4	Business Management Consultation Inc.	Brooklyn	Kings	New York City	CONED	Garbage collection services	Non-responsive
5	C&S Wholesale Grocers	Lancaster/Cheektowaga	Erie	Western New York	NYSEG	Wholesale Grocer -Warehousing	Withdrawn
6	Chembio Diagnostic Systems, Inc.	Medford	Suffolk	Long Island	LIPA	Produces diagnostic equipment	Non-responsive
7	Clear Solution Labs, LLC	Southeast	Putnam	Mid-Hudson	NYSEG	Manufactures health and cosmetic products	Non-responsive
8	Corbin Hill Road Farm	Carlisle	Schoharie	Mohawk Valley	NG	Farm food storage & transport	Non-responsive
9	Daughters of Divine Charity, Inc.	Staten Island	Richmond	New York City	CONED	Religious order operating school	No demand meter
10	Dream Factory Entertainment Group L.L.C.	Cornwall	Orange	Mid-Hudson	CHUD	Entertainment group	Withdrawn
11	East Area Volunteer Emergency Services, Inc.	East Syracuse	Onondaga	Central New York	NG	Volunteer emergency services	Withdrawn
12	Economic Opportunity Program, Inc.	Elmira	Chemung	Southern Tier	NYSEG	Provides various community support services	Non-responsive
13	Emmanuel Baptist Church	Albany	Albany	Capital District	NG	Church	No demand meter
14	Energy Efficient Solutions Inc.	Calverton	Suffolk	Long Island	LIPA	Energy efficiency solutions	Withdrawn
15	Finger Lakes Filtration, Inc.	Auburn	Cayuga	Central New York	NYSEG	Industrial filter production	Non-responsive
16	Gorvan Randel Plastics LLC	Long Island City	Queens	New York City	CONED	Plastics molding for cosmetics and housewares	Non-responsive
17	GSE Dynamics, Inc.	Hauppauge	Suffolk	Long Island	LIPA	Defense composites manufacturer	Non-responsive
18	Lanco Corporation	Hauppauge	Suffolk	Long Island	LIPA	Promotional material, candy manufacturer	Non-responsive
19	Metropolitan College of New York	Bronx	Bronx	New York City	CONED	College	Withdrawn
20	Moog Inc.	Niagara Falls	Niagara	Western New York	NG	Defense product manufacturer	Withdrawn
21	Precare Corporation	Hauppauge	Suffolk	Long Island	LIPA	Hygiene product manufacturer	Non-responsive
22	Saint Francis Hospital and Healthcare Centers	Poughkeepsie	Dutchess	Mid-Hudson	CHUD	Hospital and healthcare center	Withdrawn
23	Star Headlight & Lantern Co, Inc	Avon	Livingston	Finger Lakes	NG	Signal and warning light manufacturer	Non-responsive
24	Supreme Screw Products, Inc.	Mineola	Nassau	Long Island	LIPA	Screw products company	Withdrawn
25	Syracuse Heat Treating Corporation.	Syracuse	Onondaga	Central New York	NG	Heat treating services	Transitional Electricity Discount recipient

Applications Not Recommended

Line	Company	City	County	Economic Development Region	IOU	Description	Reason
26	Erie Canal Distillers	Fort Plain	Montgomery	Mohawk Valley	NG	Liquor Distiller	Allocation amounts to less than 10 kW
27	Historic Albany Foundation	Albany	Albany	Capital District	NG	Historical society	Allocation amounts to less than 10 kW
28	L. & J.G. Stickley, Inc.	Manlius	Onondaga	Central New York	NG	Furniture Manufacturer	Expansion project creates no jobs above existing allocation commitment
29	Outstanding Renewal Enterprises, Inc.	Brooklyn	Kings	New York City	CONED	E-waste recycling facility	Allocation amounts to less than 10 kW

Requests for Transfers of Recharge New York Power Allocations

Anchor Glass Container Corporation, with facilities located in Elmira, NY, received a 6,630 kW RNY Power allocation on April 24, 2012. The company has been acquired by Ardagh Group, a global leader in glass and metal packaging solutions, via a stock purchase. Ardagh Glass Inc. will continue operations at the Elmira facility and commits to maintain the same job and investment levels as in the existing agreement. Anchor Glass Container Corporation has requested that the 6,630 kW RNY Power allocation be transferred to Ardagh Glass Inc.

**Economic Development Power Allocation Board
 ReCharge New York Power Program
 Allocations Rescinded or Declined Since Program Inception**

**Exhibit "F"
 December 17, 2013**

Allocations Rescinded

Line	Company	City	County	Economic Development Region	IOU	kW Allocation Declined
1	ACP BK I LLC	Brooklyn	Kings	New York City	CONED	80
2	Air Innovations	North Syracuse	Onondaga	Central New York	NG	80
3	Anaren Microwave, Inc.	East Syracuse	Onondaga	Central New York	NG	600
4	Angelica Textile Services	Hempstead	Nassau	Long Island	LIPA	80
5	Auburn Memorial Hospital	Auburn	Cayuga	Central New York	NYSEG	436
6	Bonsal American, Inc. - Calverton	Calverton	Suffolk	Long Island	LIPA	246
7	BRIC Arts Media Bklyn, Inc.	Brooklyn	Kings	New York City	CONED	40
8	Calspan Corporation - Cheektowaga	Buffalo	Erie	Western New York	NG	5,530
9	Carnegie Valet Linen	Bronx	Bronx	New York City	CONED	206
10	Cumberland Packaging	Brooklyn	Kings	New York City	CONED	186
11	CWM Chemical Services, LLC	Model City	Niagara	Western New York	NG	480
12	D.F. King & Co., Inc.	Brooklyn	Kings	New York City	CONED	220
13	Dairyland USA Corporation	Bronx	Bronx	New York City	CONED	100
14	DW Diesel Inc	Auburn	Cayuga	Central New York	NYSEG	156
15	Eaton Corp.	Horseheads	Chemung	Southern Tier	NYSEG	1,216
16	EnergyOnix Broadcast Equipment Inc	Valatie	Columbia	Capital District	NG	40
17	Euphrates Inc	Johnstown	Fulton	Mohawk Valley	NG	100
18	Fiber Instrument Sales	Oriskany	Oneida	Mohawk Valley	NG	110
19	Grant Thornton, LLP - APP. ID 11505	New York	New York	New York City	CONED	46
20	Grant Thornton, LLP - APP. ID 11507	New York	New York	New York City	CONED	40
21	Hannay Reels, Inc.	Westerlo	Albany	Capital District	CHUD	326
22	Hopshire Farm LLC	Freeville	Tompkins	Southern Tier	NYSEG	10
23	Hunts Point Terminal Produce Cooperative Associatio	Bronx	Bronx	New York City	CONED	236
24	Island Companies	Calverton	Suffolk	Long Island	LIPA	160
25	JPMorgan Chase - Albion	Albion	Orleans	Finger Lakes	NG	210
26	JPMorgan Chase - Lake Success	New Hyde Park	Nassau	Long Island	LIPA	860
27	JPMorgan Chase - Rochester	Rochester	Monroe	Finger Lakes	RGE	1,050
28	JPMorgan Chase - Uniondale	Garden City	Nassau	Long Island	LIPA	540
29	Kolmar Laboratories, Inc.	Port Jervis	Orange	Mid-Hudson	O&R	780
30	Liz Claiborne, Inc.	New York	New York	New York City	CONED	776
31	Manhattan Beer Distributors	Ridgewood	Queens	New York City	CONED	110
32	Manhattan Beer Distributors - APP ID 9427	Brooklyn	Kings	New York City	CONED	120
33	Manhattan Beer Distributors - APP ID 9331	Montebello	Rockland	Mid-Hudson	O&R	110

**Economic Development Power Allocation Board
ReCharge New York Power Program
Allocations Rescinded or Declined Since Program Inception**

**Exhibit "F"
December 17, 2013**

34	Manhattan Beer Distributors - App ID 10128	Montebello	Rockland	Mid-Hudson	O&R	56
35	Montefiore Medical Center	Yonkers	Westchester	Mid-Hudson	CONED	1,470
36	Mountainside Farms	Roxbury	Delaware	Southern Tier	NYSEG	320
37	National September 11 Memorial & Museum at the World Trade Center	New York	New York	New York City	CONED	1,460
38	National September 11 Memorial & Museum at the World Trade Center Foundation Inc.	New York	New York	New York City	CONED	36
39	Niagara Transformer Corp	Cheektowaga	Erie	Western New York	NYSEG	250
40	Ortho-Rite	New Rochelle	Westchester	Mid-Hudson	CONED	26
41	Pfizer	Pearl River	Rockland	Mid-Hudson	O&R	3,000
42	PL Developments of New York Corporation	Westbury	Nassau	Long Island	LIPA	76
43	Polymer Conversions, Inc.	Orchard Park	Erie	Western New York	NYSEG	136
44	Positive Promotions, Inc.	Hauppauge	Suffolk	Long Island	LIPA	320
45	Royal Windows Mfg Corp	Bay Shore	Suffolk	Long Island	LIPA	50
46	SAMCO Technologies inc	Buffalo	Erie	Western New York	NG	50
47	San-Mar Laboratories Inc.	Elmsford	Westchester	Mid-Hudson	CONED	200
48	St. John's Riverside Health Care System	Yonkers	Westchester	Mid-Hudson	CONED	200
49	St. John's Riverside Hospital	Yonkers	Westchester	Mid-Hudson	CONED	496
50	St. Johns Riverside Hospital - Dobbs Ferry	Dobbs Ferry	Westchester	Mid-Hudson	CONED	126
51	Standard Microsystems Corp.	Hauppauge	Suffolk	Long Island	LIPA	576
52	The Gleason Works	Rochester	Monroe	Finger Lakes	RGE	1,730
53	The Law Offices Of Frederick K Brewington	Hempstead	Nassau	Long Island	LIPA	10
54	Transcon International, Inc.	Bronx	Bronx	New York City	CONED	90
55	Umicore Technical Materials North America	Glens Falls	Warren	Capital District	NG	460
56	Unison Industries, LLP	Norwich	Chenango	Southern Tier	NYSEG	606
57	WATT Fuel Cell Corp	Port Washington	Nassau	Long Island	LIPA	50
58	Whitsons Food Service Bronx Corp.	Hauppauge	Suffolk	Long Island	LIPA	246
59	XSite Modular	Brooklyn	Kings	New York City	CONED	200
60	Yahoo! Inc.	Lockport	Niagara	Western New York	NYSEG	1,000

Sub-total Rescinded (kW)	28,520
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**Economic Development Power Allocation Board
 ReCharge New York Power Program
 Allocations Rescinded or Declined Since Program Inception**

**Exhibit "F"
 December 17, 2013**

Allocations Declined

Line	Company	City	County	Economic Development Region	IOU	kW Allocation Declined
61	Acme Smoked Fish Corp.	Brooklyn	Kings	New York City	CONED	16
62	Air Products and Chemicals, Inc.	Glenmont	Albany	Capital District	NG	1,000
63	Albany International Corp. - Homer	Homer	Cortland	Central New York	NG	1,006
64	Alstom Signaling Inc	West Henrietta	Monroe	Finger Lakes	RGE	346
65	Alstom Transportation Inc	Hornell	Steuben	Southern Tier	NYSEG	456
66	AngioDynamics Inc	Queensbury	Warren	Capital District	NG	296
67	Auburn Foundry	Auburn	Cayuga	Central New York	NYSEG	520
68	Audio Sears	Stamford	Delaware	Southern Tier	NYSEG	56
69	Beth Israel Medical Center - App.10051	Brooklyn	Kings	New York City	CONED	90
70	Bonide Products, Inc.	Oriskany	Oneida	Mohawk Valley	NG	200
71	Borg Warner Morse Tech Corp	Cortland	Cortland	Central New York	NG	1,000
72	Bruce's Bakery	Great Neck	Nassau	Long Island	LIPA	40
73	Burrows Paper Corp.	Little Falls	Herkimer	Mohawk Valley	NG	1,500
74	Candlelight Cabinetry, Inc.	Lockport	Niagara	Western New York	NYSEG	30
75	Canfield Machine & Tool	Fulton	Oswego	Central New York	NG	70
76	Canton Potsdam Hospital	Potsdam	St. Lawrence	North Country	NG	400
77	Climax Manufacturing Co. App. ID 5748	Carthage	Jefferson	North Country	NG	2,426
78	Climax Manufacturing Co. App. ID 9093	Lowville	Lewis	North Country	NG	250
79	Constance Food Group Inc dba Norris Food Services	Bohemia	Suffolk	Long Island	LIPA	470
80	Crucible Industries LLC	Solvay	Onondaga	Central New York	NG	10,000
81	DaimlerChrysler Commercial Buses	Oriskany	Oneida	Mohawk Valley	NG	376
82	Dufour Pastry Kitchens Inc	Bronx	Bronx	New York City	CONED	46
83	Festo Corporation	Hauppauge	Suffolk	Long Island	LIPA	300
84	FiberMark North America, Inc.	Brownville	Jefferson	North Country	NG	730
85	Ford Motor Company	Buffalo	Erie	Western New York	NG	920
86	Garlock Sealing Technologies	Palmyra	Wayne	Finger Lakes	NYSEG	1,950
87	Goulds Pumps, Inc.	Seneca Falls	Seneca	Finger Lakes	NYSEG	4,850
88	Greatbatch, Ltd App. ID 9233	Clarence	Erie	Western New York	NYSEG	250
89	HDK Wood Products	Harrisville	Lewis	North Country	NG	190
90	Interface Solutions, Inc.	Fulton	Oswego	Central New York	NG	1,686
91	Interface Solutions, Inc. - Beaver Falls	Beaver Falls	Lewis	North Country	NG	1,046
92	ITT Enidine, Inc.	Orchard Park	Erie	Western New York	NYSEG	126
93	J D Calato Mfg Co Inc	Niagara Falls	Niagara	Western New York	NG	36
94	Keymark Corp. - App. ID 5655	Fonda	Montgomery	Mohawk Valley	NG	10

**Economic Development Power Allocation Board
 ReCharge New York Power Program
 Allocations Rescinded or Declined Since Program Inception**

**Exhibit "F"
 December 17, 2013**

95	King Solomon Food, Inc.	Brooklyn	Kings	New York City	CONED	26
96	Lamothermic Precision Investment Casting Corp	Brewster	Putnam	Mid-Hudson	NYSEG	396
97	Metropolitan Life Insurance Company	Troy	Rensselaer	Capital District	NG	1,400
98	Mindshift Technologies	Commack	Suffolk	Long Island	LIPA	500
99	New York Post Company, Inc.	New York	New York	New York City	CONED	2,636
100	New York Presbyterian Hospital - Bloomingdale Rd	White Plains	Westchester	Mid-Hudson	CONED	360
101	Oldcastle Precast Inc.	Selkirk	Albany	Capital District	NG	166
102	Professional TeleConcepts	Norwich	Broome	Southern Tier	NYSEG	10
103	Protective Lining Corporation	Brooklyn	Kings	New York City	CONED	130
104	RMS Packaging Inc.	Peekskill	Westchester	Mid-Hudson	CONED	210
105	Rome Specialty Company, Inc.	Rome	Oneida	Mohawk Valley	NG	10
106	Seneca Foods Corporation - Geneva	Geneva	Ontario	Finger Lakes	NYSEG	850
107	Seneca Foods Corporation - Leicester	Leicester	Livingston	Finger Lakes	RGE	376
108	Seneca Foods Corporation - Marion	Marion	Wayne	Finger Lakes	RGE	326
109	Seneca One Realty LLC (One HSBC Center)	Buffalo	Erie	Western New York	NG	2,000
110	Specialty Silicone Products	Ballston Spa	Saratoga	Capital District	NG	120
111	Stone Construction Equipment Inc.	Honeoye	Ontario	Finger Lakes	NG	216
112	Syracuse University	Syracuse	Onondaga	Central New York	NG	666
113	Tates Wholesale LLC	East Moriches	Suffolk	Long Island	LIPA	46
114	Teatown Lake Reservation	Ossining	Westchester	Mid-Hudson	CONED	10
115	Telephonics Corporation - 780 Park Ave	Huntington	Suffolk	Long Island	LIPA	166
116	Telephonics Corporation - 789 Park Ave	Huntington	Suffolk	Long Island	LIPA	166
117	Telephonics Corporation - Broad Hollow Rd	Farmingdale	Suffolk	Long Island	LIPA	446
118	The Eraser Company	Mattydale	Onondaga	Central New York	NG	50
119	Tommy Hilfiger USA Inc.	New York	New York	New York City	CONED	16
120	Trudeau Institute	Saranac Lake	Franklin	North Country	NG	176
121	Upstate Labs Inc	East Syracuse	Onondaga	Central New York	NG	16
122	Verizon - West St. NYC	New York	New York	New York City	CONED	3,000
123	Victoria Packing Corp. LLC	Brooklyn	Kings	New York City	CONED	156
124	We Recycle!	Mount Vernon	Westchester	Mid-Hudson	CONED	770
125	Willow Run Foods Inc	Kirkwood	Broome	Southern Tier	NYSEG	96

Sub-total Declined (kW)	48,200
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Total Declined or Rescinded (kW)	76,720
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