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ERIE COUNTY WATER AUTHORITY Thomas F. Callahan Senior Counsel (516) 545-5347

June 7, 2019

#### Via Certified Mail, Return Receipt Requested

Erie County Water Authority 295 Main Street Room 350 Buffalo, NY 14203-2415

Re: Niagara Mohawk Power Corporation d/b/a National Grid v. Erie County Water Authority D/Accident: 3/18/19 Our Claim No: 28045098

Dear Sir/Madam:

Enclosed herewith please find a Notice of Claim on behalf of Niagara Mohawk Power Corporation d/b/a National Grid.

Please refer all questions regarding this claim to our Non-Utility Billing Department at (315) 428-3110. An invoice for these damages is forthcoming.

Very truly yours,

Thomas F. Collahow

Thomas F. Callahan

TFC:ec

Enc.

175 East Old Country Road, Hicksville, NY 11801 thomas.callahan@nationalgrid.com www.nationalgrid.com T: 516-545-5347 F: 516-806-6141

#### C-1

# In the Matter of the Claim

of

# NIAGARA MOHAWK POWER CORPORATION d/b/a NATIONAL GRID

#### against the

#### ERIE COUNTY WATER AUTHORITY

# Erie County Water Authority 295 Main Street- Room 350 Buffalo, New York 14203-2415

### NOTICE OF CLAIM Claim No: 28045098

PLEASE TAKE NOTICE, that NIAGARA MOHAWK POWER CORPORATION d/b/a NATIONAL GRID has a claim and hereby makes claim against the ERIE COUNTY WATER AUTHORITY for property damage sustained by it, and in support thereof, claimant states:

1. The name and post office address of claimant and claimant's attorney is:

NIAGARA MOHAWK POWER CORPORATION d/b/a NATIONAL GRID 300 Erie Boulevard West Syracuse, New York 13202 THOMAS F. CALLAHAN, ESQ. 175 East Old Country Road Hicksville, New York 11801

- 2. This claim is for property damage sustained by claimant through the negligence of the ERIE COUNTY WATER AUTHORITY, its agents, servants, or employees, as hereinafter more particularly set forth.
- 3. Upon information and belief, the claim arose and the damages were sustained on the 18th day of March, 2019, when claimant was requested to hold and secure pole located at 221 Commerce Drive, Amherst, New York while the ERIE COUNTY WATER AUTHORITY was digging and undermined the integrity of the pole. This is to recover for costs and labor for said work.
- 4. As a result of the aforesaid negligence of the ERIE COUNTY WATER AUTHORITY, claimant has been damaged.

5. WHEREFORE, claimant makes claim against the ERIE COUNTY WATER AUTHORITY.

Dated: June 7 , 2019

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NIAGARA MOHAWK POWER CORPORATION d/b/a NATIONAL GRID

By: Jumm F. Cullibre Thomas F. Callahan

# STATE OF NEW YORK

1. 16.

COUNTY OF NASSAU )

Thomas F. Callahan, being duly sworn, deposes and says:

)

That he is an attorney for NIAGARA MOHAWK POWER CORPORATION d/b/a NATIONAL GRID, the claimant herein, a corporation; that he has read the foregoing Notice of Claim and knows the contents thereof; that the same is true to his knowledge, except as to matters therein stated to be upon information and belief, and as to those matters he believes it to be true.

Thomas F. Collation

Thomas F. Callahan

Sworn to before me this  $\underline{\mathcal{T}}^{\text{th}}_{\text{day of June, 2019}}$ 

Elleen P. Coleman

Notary Public

EILEEN P. COLEMAN NOTARY PUBLIC - STATE OF NEW YORK NO. 4815634 QUALIFIED IN NASSAU COUNTY 2.2 COMMISSION EXPIRES JUNE 30, 20