

PSC NO: 10 – Electricity  
Consolidated Edison Company of New York, Inc.  
Initial Effective Date: 02/20/2012  
Issued in compliance with order dated 02/16/2012 in Case 08-E-0539

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Revision: 1  
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**SERVICE CLASSIFICATION NO. 11**  
**BUY-BACK SERVICE**

**Special Provisions - Continued**

(G) Customers taking service under this Service Classification and energy sellers selling energy to the Company priced at or based upon the SC 11 Buy-Back energy rates must elect one of the following options:

- (1) The Customer will, in accordance with NYISO rules, sell directly to the NYISO all energy that would otherwise have been delivered to the Company, and the energy payment rate received by the Customer from the NYISO for any hour shall be deemed to be the SC 11 Buy-Back energy rates applicable to such Customer for such hour.
- (2) Alternatively, a Customer may elect to continue to deliver its energy to the Company and to receive the applicable SC 11 Buy-Back energy rates at the point of delivery to the Company.

With respect to a seller under a sales agreement with Con Edison as of April 1, 2000, depending on the seller's option, such agreement shall be modified to include provisions that are either consistent with direct sales to the NYISO or that accommodate scheduling by the Company with the NYISO. In the case of direct sales to the NYISO, such contract provisions shall include the requirement that the energy seller report to the Company each day as to the hourly amounts of energy produced at seller's facility and delivered to the NYISO and the hourly amounts that would otherwise have been delivered to the Company pursuant to the sales agreement. In the case of deliveries to the Company based on schedules, such contract provisions shall include the seller's agreement to assume sole responsibility for any penalties or obligations imposed on either the seller or the Company as a result of the seller's failure to deliver energy in accordance with its schedules or at the direction of the NYISO. All other existing contractual obligations and related costs will remain the responsibility of the party who was responsible for such obligations and related costs during the pre-NYISO period.

After making an election as to whether to sell directly to the NYISO or to the Company, an energy seller will be ineligible to change its election for one year from the date of any election. An energy seller that elects to sell energy to the Company will be prohibited from selling or otherwise diverting any portion of its plant's output to any third party, including selling directly to the NYISO, unless expressly provided for in its sales agreement with the Company. An energy seller that elects to discontinue selling energy under this Service Classification will be ineligible to resume sales under this Service Classification for one year from the date of such election.

An initial election shall be made by an energy seller no later than April 1, 2000, if such seller is selling energy at or based upon the SC 11 Buy-Back energy rates as of April 1, 2000. A seller commencing energy sales at a later date shall make an initial election prior to commencing service under a sales agreement.

Issued by: Robert Hoglund, Senior Vice President & Chief Financial Officer, New York, NY