

PSC NO: 4 - Steam
Consolidated Edison Company of New York, Inc.
Initial Effective Date: 01/01/2009

Leaf: 99
Revision: 0
Superseding Revision:

SERVICE CLASSIFICATION NO. 5 NEGOTIATED AGREEMENT SERVICE

Applicable to Use of Service for

This service is offered by the Company, at its sole discretion, to retain and attract Customers with viable competitive alternatives to the Company's steam service.

Character of Service

Continuous; supplied at an average gauge pressure in excess of 125 pounds.

Eligibility

To receive service hereunder, a Customer must meet the following eligibility requirements:

- (1) The Customer must submit an application for service under this Service Classification. The application must include documentation detailing the nature and characteristics of the competitive alternatives to the Company's steam service available to the customer. Such documentation must clearly demonstrate that the price of steam is a major factor in the Customer's decision to pursue competitive alternatives. The Customer must also provide any additional information requested by the Company that it reasonably requires to analyze the application.
- (2) The Customer must agree to use exclusively the Company's steam service for the purposes of heating and/or cooling for a period of time to be stipulated in the Service Agreement.
- (3) The Customer must maintain a minimum level of steam usage during any 12-month period as stipulated in the Service Agreement.

The Company will review the Customer's application and determine eligibility for service under this Service Classification on a case-by-case basis. In making such a determination, the Company will consider the viability of the Customer's competitive alternatives to the Company's steam service, as well as the practical aspects of securing the alternatives (e.g., ability to secure environmental permits, building permits, or required capital).

The Company will respond to applications for service under this Service Classification within 30 calendar days. When requested by a Customer, the Company will provide the basis for its decision not to offer a negotiated rate within 15 business days of the later of the date of the decision or the date of the request. A Customer who either fails to receive a negotiated rate or objects to the offered rate may appeal the Company's decision to the Department of Public Service's Director of Economic Development and Policy Coordination.

Issued By: Robert N. Hoglund, Senior Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003