

**..DID: 15573****..TXT: PSC NO: 9 GAS****LEAF: 305****COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. REVISION: 1****INITIAL EFFECTIVE DATE: 06/28/01 SUPERSEDING REVISION: 0****STAMPS:****Effective date postponed to 08/01/01. See Supplement No. 12****RECEIVED: 05/21/01 STATUS: Effective EFFECTIVE: 08/01/01****SERVICE CLASSIFICATION NO. 9 - Continued****TRANSPORTATION SERVICE - Continued****Operational Matters - Continued****(C) Designation of Agent:**

An Interruptible or Off-Peak Firm Customer, may authorize an agent, including the Company, to perform the responsibilities described in the Company's Sales and Transportation Operating Procedures Manual, such as nominating and scheduling responsibilities with pipelines, including capacity released by the Company to the Customer, and/or aggregating imbalances. A Firm Customer electing Capacity Release Service must authorize a Capacity Release Seller to act as its agent. An agency relationship is established by executing an Agency Agreement as provided for in the Company's Sales and Transportation Operating Procedures Manual. Where an agent has been so designated, the Company shall rely upon the information submitted by the agent, unless and until the Company receives written notice of termination of the agency.

Individual Firm Customers, Firm or Interruptible Customers that are part of a Group, and Interruptible and Off-Peak Firm Customers electing to aggregate imbalances, shall designate Seller or the Company as applicable, as their agent.

The Customer shall indemnify the Company and hold it harmless from any liability (including reasonable legal fees and expenses) that the Company incurs as a result of the agent's negligence or willful misconduct in the performance of its agency functions. The Company may add any applicable Service Classification No. 20 rates or charges to the next bill of the customer when its Seller is late in its payments by sixty days or more.

**(D) Aggregating Imbalances:**

For a Customer that is a participating member of a Small Customer Aggregation Group or a group of Customers electing to aggregate imbalances, the Company shall aggregate the daily surplus and deficiency imbalances for all members for purposes of determining net imbalances and the Seller shall be responsible for applicable Imbalance, Minimum Delivery and Cashout Charges under Service Classification No. 20.

(Service Classification No. 9 - Continued on Leaf No. 306.0)

**Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**  
(Name of Officer, Title, Address)