

**..DID: 17924****..TXT: PSC NO: 9 GAS****LEAF: 167****COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. REVISION: 2****INITIAL EFFECTIVE DATE: 01/01/02 SUPERSEDING REVISION: 1****STAMPS: Issued in compliance with Order in Case No. 00-M-1556 dated June 28, 2****Cancelled by 3 Rev. Leaf No. 167 Effective 01/01/2003****RECEIVED: 12/19/01 STATUS: Cancelled EFFECTIVE: 01/01/02****GENERAL INFORMATION - Continued****VIII. Increase in Rates Applicable in Municipality Where Service is Supplied**

The rates and charges under all Service Classifications, payable in the municipality where service is supplied, shall be increased to reflect the taxes imposed on the Company within such municipality pursuant to the following statutes:

- (1) New York Tax Law, Sections 186-a (Gross Receipts Tax) and 1201(a);
- (2) New York Tax Law 186-c
- (3) New York Tax Law, Section 209 (State Income Tax);
- (4) General City Law Section 20-b; and
- (5) Village Law Section 5-530

**Statement of Percentage Increase in Rates and Charges**

The Statement of Percentage Increase in Rates and Charges ("Statement") sets forth the applicable percentage increase in rates and charges in effect for the various municipalities served by the Company. The Statement will reflect a blended effective rate under Section 186-a of the New York Tax Law, the effective rate under Section 186-c of the New York Tax Law, and a tax surcharge to recover State Income Taxes due under New York Tax Law Section 209 including the effect of the tax expense imposed by the Temporary Metropolitan Transportation Business Tax Surcharge under Tax Law Section 209-B. The blended percentage increases will be applied to the Company's commodity revenues, revenues derived from transmission and distribution services, and the Company's other income. The Statement will also reflect the currently effective rates under the New York Tax Law Section 1201(a), General City Law Section 20-b and Village Law Section 5-530. Separate percentage increases will be applicable to residential service and to non-residential service, as defined in this Section VIII.

Revisions to the Statement of Percentage Increase in Rates and Charges will be made, if appropriate, in accordance with the procedure for other changes in the Statement, to reflect periodic reconciliations for actual tax expense incurred under all Sections of the New York Tax Law and the revenues collected to recover such tax expense.

The Statement also shows percentage increases applicable to other charges.

When a new revenue tax or an increase in the rate of revenue taxes is enacted by a city or a village, the Company will file with the Public Service Commission a revised Statement, apart from this Rate Schedule, not less than fifteen business days before the date on which the Company proposes to increase the percentage increase in rates and charges, but no sooner than the date of the tax enactment to which the statement responds.

(General Information - Continued on Leaf No. 168)

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

(Name of Officer, Title, Address)