



Orange and Rockland Utilities, Inc.
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June 12, 2019

Honorable Kathleen H. Burgess
Secretary
New York State
Public Service Commission
Three Empire State Plaza, 19th Floor
Albany, New York 12223-1350

Re: Case No. 16-M-0330, Petition of CTIA – The
Wireless Association to Initiate a Proceeding to
Update and Clarify Wireless Pole Attachment
Protections

Dear Secretary Burgess:

Orange and Rockland Utilities, Inc. ("O&R" or the "Company") hereby submits for filing with the Public Service Commission (the "Commission") the following tariff leaves proposing revisions to its Schedule for Electric Service P.S.C. No. 3 – ELECTRICITY (the "Tariff").

1st	Revised Leaf No.	140
1st	Revised Leaf No.	141

These tariff leaves are issued June 12, 2019, to become effective August 1, 2019.

Reason for Filing

This filing is made pursuant to the Commission's Order Approving Petition in Part and Continuing Proceeding (the "Order"), issued and effective March 14, 2019 in the above-referenced proceeding. The Order directed all electric and telephone utilities subject to the jurisdiction of the Commission to file tariff amendments setting rates for new wireless pole attachments.

Tariff Changes

The Company proposes to update General Information Section No. 12.2 - Pole Attachment Charges to update the charge applicable to span wire attachments and to establish the charge applicable to new wireless pole attachments. The Company has calculated the charge for span wire pole attachments to be \$22.73 per attachment per year¹ and the charge for new wireless pole attachments to be \$22.73 multiplied by the number of feet occupied. The number of feet occupied: (1) will reflect the overall length of the equipment and mounting hardware, plus six inches, rounded to the next whole foot; and (2) will exclude conduits, risers, and electrical meters.

¹ The current annual span wire attachment charge of \$17.47 per attachment has been in effect since February 1, 2010.

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Consistent with the Order, the rate used to determine the annual pole attachment charge was formulated using the Federal Communications Commission's cable formula for horizontal cable attachments and reflects the 2018 O&R pole attachment cost. Work papers detailing the computation of the revised rate used to determine the annual pole attachment charge are enclosed.²

Conclusion and Notice

As directed by Ordering Clause 1 of the Order, the Company is filing changes to the Tariff 90 days after the date of the Order, *i.e.*, June 12, 2019, to become effective on August 1, 2019. Pursuant to Ordering Clause 5 of the Order, the Commission has waived the requirements for newspaper publication. Additionally, a copy of this filing will be sent to all cable television companies and telecommunication carriers that currently attach facilities to the Company's poles.

Please direct any questions regarding this filing to Cheryl Ruggiero at (212) 460-3189.

Very truly yours,

/s/

William A. Atzl, Jr.
Director – Rate Engineering

² The Company has used the pre-tax rate of return as adopted in Case No. 18-E-0067, which has already reflected the effect of the federal Tax Cuts and Jobs Act of 2017, for the calculation of the span wire and wireless pole attachment rates.