



Consolidated Edison Company  
of New York, Inc.  
4 Irving Place  
New York NY 10003  
www.conEd.com

December 2, 2016

Honorable Kathleen H. Burgess  
Secretary  
New York State Public Service Commission  
3 Empire State Plaza, 19<sup>th</sup> Floor  
Albany, New York 12223

**RE: Case 13-E-0030, Con Edison Electric Rate Case  
Emergency Tariff Filing**

Dear Secretary Burgess:

Consolidated Edison Company of New York, Inc. (“Con Edison” or the “Company”) is filing with the Public Service Commission (the “Commission”) amendments to its Schedule for Electricity Service, P.S.C. No. 10 – Electricity (the “Electric Tariff”), applicable to its customers in the City of New York and the County of Westchester. The Company is also filing amendments to its Schedule for New York Power Authority (“NYPA” or “PASNY”) Delivery Service – P.S.C. No. 12 (the “PASNY Tariff”),<sup>1</sup> applicable to delivery by the Company of power and associated energy to Authority Public Customers under the PASNY Tariff.

The Company proposes to extend the temporary credit as referenced in the Electric Tariff (General Rule 26.8), the PASNY Tariff (“Temporary Rate Adjustment” described under “Common Charges and Adjustments”) and as shown on the Statements of Temporary Rate Adjustment (“STRA”) beyond the current expiration date of December 31, 2016, until electric delivery service rates are reset in Cases 16-E-0060, *et. al.* The proposed Tariff Leaves and Statements identified in Appendix A are issued to become effective on January 1, 2017.

The Company requests that the Commission approve the Company’s tariff revisions and statements on an emergency basis as they are necessary for the preservation of the public health, safety or general welfare of the Company’s electric customers.

**Reason for Filing**

On January 29, 2016, the Company filed for new rates to become effective January 1, 2017. On September 19, 2016, the Company, Staff of the Department of Public Service and 20 other parties entered into a Joint Proposal in Cases 16-E-0060, *et. al.* (“Joint Proposal”) that

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<sup>1</sup> The PASNY Tariff is titled, “Delivery Service Rate Schedule Implementing and Part of the Service Agreement Between the Power Authority of the State of New York (PASNY) and the Consolidated Edison Company of New York, Inc. (the Company) dated March 10, 1989.”

included proposed rates effective January 1, 2017. On November 22, 2016, the Commission issued an *Order Approving Extension of Maximum Suspension Period of Major Rate Filing* in Cases 16-E-0060, *et. al.* extending the suspension period through January 26, 2017 unless otherwise ordered by the Commission (“Extension Order”). The Extension Order provides for the Company to be made whole for the period between January 1, 2017 and the date the Commission sets new rates in this proceeding. The make-whole provisions keep the Company and its customers in the same position they would have been absent the extension by calculating the difference between sales revenues the Company would have billed at new rates and the level of sales revenues billed at “current rates” during the suspension period. Since current rates reflect the temporary credits, the Company proposes to continue the temporary credits until base rates are reset, subject to the make-whole provisions.

Extending the temporary credits until the Joint Proposal is addressed by the Commission will promote rate stability for customers and avoid customer confusion.

### **Changes**

The Company has revised the Temporary Rate Adjustment sections in the Electric Tariff (Leaf 359) and PASNY Tariff (Leaf 10), as well as associated STRA Statements, to extend the effective date of the temporary credits until a new electric rate plan is established in Cases 16-E-0060, *et. al.*

### **Conclusion and Notice**

The Company is filing these changes to become effective on January 1, 2017. Pursuant to Article II, Section 202 (6)(a) of the State Administrative Procedures Act (“SAPA”), the Company requests that the Commission waive the SAPA notice requirements, and approve the Company’s filing on an emergency basis as the changes are necessary for the preservation of the public health, safety or general welfare of the Company’s electric customers for the reasons explained herein.

Copies of this filing are being sent electronically to the active party list in Cases 13-E-0030, 13-G-0031, 16-E-0060 and 16-G-0061. The Company is also requesting waiver of newspaper publication based upon the emergency action necessitated by this filing and since notice was published on February 5, 12, 19, and 26, 2016, regarding the Company’s electric rate case filing made in Case 16-E-0060.

Sincerely,

/s/ William A. Atzl, Jr.  
Director  
Rate Engineering Department

## Appendix A

**List of Revised Leaves and Statement Numbers****P.S.C. No. 10 – Electricity**

| <u>Leaf No.</u> | <u>Revision No.</u> | <u>Superseding<br/>Revision No.</u> |
|-----------------|---------------------|-------------------------------------|
| 359             | 8                   | 7                                   |

| <u>Statement</u>                       | <u>Statement Type</u> | <u>Statement No.</u> |
|--|-----------------------|----------------------|
| Statement of Temporary Rate Adjustment | STRA                  | 3                    |

**P.S.C. No. 12 – Electricity**

| <u>Leaf No.</u> | <u>Revision No.</u> | <u>Superseding<br/>Revision No.</u> |
|-----------------|---------------------|-------------------------------------|
| 10              | 9                   | 7                                   |
| 10.1            | 0                   |                                     |

| <u>Statement</u>                       | <u>Statement Type</u> | <u>Statement No.</u> |
|--|-----------------------|----------------------|
| Statement of Temporary Rate Adjustment | STRA                  | 3                    |