



Consolidated Edison Company
of New York, Inc.
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December 1, 2021

Honorable Michelle L. Phillips
Secretary to the Commission
New York State Public Service Commission
Empire State Plaza, Agency Building 3
Albany, New York 12223-1350

**RE: Case 19-E-0065, Regarding Recovery of Late Payment Fees and
Other Fees Associated with Customer Non-payment**

Dear Secretary Phillips:

Consolidated Edison Company of New York, Inc. (the “Company”) is filing with the Public Service Commission (the “Commission”) amendments to its Schedule for PASNY Delivery Service, P.S.C. No. 12 – Electricity (the “PASNY Tariff”),¹ applicable to delivery by the Company of power and associated energy to Authority Public Customers under the PASNY Tariff.

The revised PASNY Tariff leaves, which are identified below, are filed to become effective on January 1, 2022:

<u>Leaf No.</u>	<u>Revision No.</u>	<u>Superseding No.</u>
26.4	5	4
26.5	0	

Reason for Filing

This filing is being made pursuant to the Commission’s *Order Authorizing Alternative Recovery Mechanism for Unbilled Fees*, issued and effective November 18, 2021, in Cases 19-E-0065 and 19-G-0066 (the “Order”). The Order granted the Company’s petition filed on April 27, 2021, in the above-reference case, seeking approval to establish an alternative recovery mechanism to recover its Unbilled Fees² deferrals that resulted from the PAUSE Order³ and laws enacted during the COVID-19 pandemic (Pandemic). The Order authorized the Company to file tariff amendments to create a mechanism to recover deferred Unbilled Fees for Rate Year One in Case

¹ This Schedule is also titled, “Delivery Service Rate Schedule Implementing and Part of the Service Agreement between the Power Authority of the State of New York (“PASNY” or “NYPA”) and Consolidated Edison Company of New York, Inc. (the “Company”) dated March 10, 1989, for the Delivery by the Company of Power and Associated Energy to Authority Public Customers.”

² These are late payment fees and other fees associated with customer non-payment including, but not limited to, field collection, reconnection, and collection agency fees (“Unbilled Fees”).

³ New York State on PAUSE (PAUSE Order), Executive Order 202.8, signed on March 20, 2020.

19-E-0065 commencing December 1, 2021, through December 31, 2022. Ordering Clause 1 of the Order directed that the changes should be filed to become effective on December 1, 2021. On November 24, 2021, the Secretary granted the request of the Company to file its tariff changes to become effective on January 1, 2022.

Tariff Changes

The PASNY Tariff required amendments to include the reconciliation of the Unbilled Fees Adjustment as part of the PASNY OTH Statement. The Company has made the following changes to the PASNY Tariff.

- A new section entitled Unbilled Fees Adjustment has been added to (H) Other Charges and Adjustments of the Additional Delivery Charges and Adjustments section of the PASNY Tariff. The Unbilled Fees Adjustment will be applicable to service under the PASNY Tariff to recover and reconcile deferred late payment fees and other fees originally associated with customer non-payment for Rate Year One (i.e., 2020) from Executive Order 202.8, and laws enacted during the COVID-19 pandemic as authorized by the Commission in November 2021 in Case 19-E-0065. The amount to be recovered under the PASNY Tariff will be based on the PASNY Allocation. The Company will recover these deferred fees commencing January 1, 2022, through December 31, 2022.

The Company will reconcile the approved fees in Rate Years Two (i.e., 2021) and Three (i.e., 2022) of its current Rate Plan in Case 19-E-0065 without any threshold requirement and recover or pass back any variance. The Company will begin its recovery or pass back of the approved fees for Rate Year Two on January 1, 2023, through December 31, 2023 and for Rate Year Three on January 1, 2024, through December 31, 2024.

The amount to be recovered or passed back to PASNY will be determined by dividing the amount to be recovered or passed back over the collection period by the number of months in the collection period.

No changes were made to the Company's Schedule for Electricity Service, P.S.C. No. 10 – Electricity as it currently allows for reconciliation of such costs through the Monthly Adjustment Clause ("MAC").⁴

As directed on page 12 of the Order, the Company consulted with Staff to develop the required amendments to the PASNY tariff.

Conclusion and Notice

⁴ As noted by the Commission, Con Edison's tariff schedule, P.S.C. No. 10 – Electricity currently allows for the reconciliation of such costs through the MAC (Order, p. 12). Currently, provision 52 of the MAC provides for recovery of "other appropriate costs as may be approved by the Public Service Commission."

Pursuant to Ordering Clause 1 of the Order, and the extension of time granted by the Secretary on November 24, 2021, the Company is filing these changes on not less than two days' notice to become effective on January 1, 2022, on a temporary basis. The Company will provide public notice of this filing by means of newspaper publication once a week for four consecutive weeks prior to the effective date of the tariff changes.

Questions regarding this filing can be directed to Ricky Joe at (212) 460-4995.

Sincerely,

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