

August 26, 2004

VIA ELECTRONIC FILING

Honorable Jaclyn A. Brillling, Secretary  
New York State  
Public Service Commission  
3 Empire State Plaza  
Albany, NY 12223-1350

Re: Case 03-M-0117 – New York State Electric & Gas Corporation  
Compliance Filing

Dear Secretary Brillling:

The enclosed revised tariff leaves, issued by New York State Electric & Gas Corporation (“NYSEG”) are transmitted for filing in compliance with the requirements of the New York State Public Service Commission (“Commission”).

PSC No. 90 – Gas, Schedule for Gas Service

Leaf No. 34.3, Revision 1

Leaf No. 44, Revision, 2

PSC No. 119 – Electricity, Schedule for Electric Service

Leaf No. 69.2, Revision 2

Leaf No. 80, Revision 1

Effective August 27, 2004.

The above tariff leaves are being filed pursuant to the Commission’s Order In the Matter of Implementation of Chapter 686 of the Laws of 2002 – Cancellation of Reconnection Fees not authorized by Chapter 686 or prior Commission Orders issued in this Case, issued July 30, 2004 (the "Order") in the above-referenced proceeding.

NYSEG filed tariff leaves on September 3, 2003, implementing new fees associated with the suspension rights provided to ESCOs under Chapter 686. A portion of those suspension fees reflected NYSEG’s cost to reconnect the customer.

The Commission determined in the Order that reconnection fees were not envisioned or authorized by Chapter 686 of the Laws of 2002. As such, the utilities were directed to file modified tariff leaves to eliminate any reconnection fees that were contained in the implementing tariffs. In accordance with Ordering Clause No. 1 of the

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Order, NYSEG has recalculated its fees for ESCO initiated suspensions of service to remove any reconnection cost components. The tariff leaves filed herewith reflect those revised fees. NYSEG has also proposed a clarification to Leaf No. 44 of PSC 90 – Gas and to Leaf No. 80 of PSC 119 – Electricity to indicate that customers reconnected subsequent to an ESCO-initiated suspension will be subject to the same reconnection charges that apply to customers that are disconnected due to non-payment of NYSEG charges.

Ordering Clause No. 3 of the Order directs utilities to refund to applicable ECSOs and customers as soon as possible, but no later than within 60 days of the date of the Order, any reconnection fees recovered as a result of implementing tariff leaves filed in this proceeding. The Company has not received a request for suspension of service from an ESCO, and therefore no refunds are necessary.

According to Ordering Clause No. 2 of the Order, the requirement of Section 66(12)(b) of the Public Service Law as to newspaper publication of the proposed tariff amendments has been waived.

Should you have any questions concerning this filing, please call Lori Cole at (607) 762-8710.

Very truly yours,

Christine M. Stratakos  
Manager – Pricing & Analysis

Encs. |