



*national fuel*

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February 23, 2010

Hon. Jaclyn A. Brillling  
Secretary  
Public Service Commission  
Three Empire State Plaza  
Albany, NY 12123-1350

Re: Case No. 07-M-0548 – Order Approving Certain Commercial and Industrial;  
Residential; and Low-Income Residential Customer Energy Efficiency Programs  
With Modifications

Dear Secretary Brillling:

National Fuel Gas Distribution Corporation (“Distribution” or the “Company”) submits the following revisions to its tariff, P.S.C. No. 8 - GAS:

Leaf No. 148.9 Revision 6

Leaf No. 148.10 Revision 3

The proposed revisions are issued as of today for an effective date of April 1, 2010.

This is a compliance filing. The proposed amendments modify the Company’s Conservation Incentive Program (“CIP”) funding mechanism to fund residential, commercial and industrial programs as directed by the Commission in Order Case 07-M-0548 - Order Approving Certain Commercial and Industrial; Residential; and Low Income Residential Customer Energy Efficiency Programs with Modifications; Issued and Effective January 4, 2010. In addition, the Company is modifying the CIP rate for SC 13M and 13D customers that was initially established on January 1, 2010 with a funding amount of \$604,545. Under the authority of Commission orders and as reflected in a contract renewal between NYSERDA and Distribution, the total amount was increased to \$684,135 that results in a rate of \$0.03087/Mcf. The proposed rates will be included in the billing statements filed with the Commission to be effective April 1, 2010. Attached are workpapers that calculates the proposed rates.

#### Description of Amendments

The proposed amendments implement the Order by revising General Information and service classifications rates to provide a means of funding the pertinent Residential, Commercial and Industrial Customer Energy Efficiency programs from the applicable customer classes. Amounts sought for collection are set forth on the applicable tariff sheets and conform to the amounts approved in the Order. All funds collected under the CIP recovery mechanism, including the additional funds under the Orders, are subject to reconciliation.

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The Order stated that the requirements of Section 66 (12) (b) of the Public Service Law as to newspaper publication of the changes in this filing are waived. The rates will be posted on the Company's website and a monthly CIP statement will be filed with the Commission.

For questions relating to this filing, please contact the undersigned or Eric Meisl at (716) 857-7000.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael W. Reville", with a stylized, cursive flourish.

Michael W. Reville

Attachments

NFGDC  
 NY Division  
 Statement to calculate 4/1/10 CIPS Rate  
 April 1, 2010 - December 31, 2010

	<u>Total</u> \$	<u>Mcf</u>	<u>Rate</u> \$/Mcf
High Performance New Construction Program (C/IND)	544,294		
Home Performance with Energy Star Program (Res)	10,748,571		
New York Energy Star Homes (Res)	7,920,000		
Assisted Home performance with Energy Star program (Res)	3,147,028		
EmPower New York	<u>3,147,028</u>		
	25,506,921		
<u>National Fuel</u>	<u>ALLOCATED</u>		
High Performance New Construction Program (Throughput)	56,329	48,432,391	0.00116
Home Performance with Energy Star Program (Res)	1,112,377	33,834,526	0.03288
New York Energy Star Homes (Res)	819,646	33,834,526	0.02423
Assisted Home performance with Energy Star Program (Res)	325,688	33,834,526	0.00963
EmPower New York (Res)	<u>325,688</u>	33,834,526	0.00963
Total	2,639,729		

National Fuel Gas Distribution Corporation  
 New York Division  
 CIP Cost Recovery Mechanism - Large Commercial and Industrial  
 Rate effective April 2010  
 Mcf

<u>Large Commercial and Industrial - 12 Months</u>	<u>Amount</u>	<u>Rate</u>
TC 1.1 MMT	7,059,227	
TC 2 MMT	3,607,966	
TC 3 MMT	2,847,955	
TC 4 MMT	6,927,028	
TC 4.1 MMT	<u>2,736,137</u>	
	23,178,313	
TC 3 DMT	421,457	
TC 4 DMT	<u>180,001</u>	
	601,458	
Total	23,779,771	604,545 0.02542
<u>Large Commercial and Industrial - 9 Months</u>		
TC 1.1 MMT	3,985,661	
TC 2 MMT	2,126,119	
TC 3 MMT	1,833,599	
TC 4 MMT	4,704,273	
TC 4.1 MMT	<u>1,569,138</u>	
	14,218,790	
TC 3 DMT	252,105	
TC 4 DMT	<u>126,970</u>	
	379,075	
Total	14,597,865	<u>79,590 0.00545</u>
Total Rate to be Billed April 1, 2010	684,135	0.03087

National Fuel Gas Distribution Corporation  
New York Division  
Statement to show statement of CIPS volumes  
Mcf

	<u>9 Months</u> <u>December-10</u>
SC 1	21,216,720
SC 2A	1,377,581
SC 2A EBD	47,102
SC 1 AGG	2,658,929
SC 1 DSS	378,066
SC 3	4,552,023
SC 3 AGG	3,579,600
ST LGHT	1,656
ST LGHT TRANS	<u>22,849</u>
SUB TOTAL	33,834,526
SC 13 TC 1.1	3,985,661
SC 13 TC 2	2,126,119
SC 13 TC 3	2,085,704
SC 13 TC 4	4,831,243
SC 13 TC 4.1	<u>1,569,138</u>
SUB TOTAL	14,597,865
TOTAL	48,432,391