



Consolidated Edison Company of NY, Inc.  
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New York NY 10003-0987  
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June 30, 2009

Honorable Jaclyn A. Brilling  
Secretary  
State of New York  
Public Service Commission  
Three Empire State Plaza  
Albany, New York 12223

Re: Case 09-M-0114 - Proceeding on Motion of the  
Commission to Examine the Prudence of Certain  
Capital Program and Operation and Maintenance  
Expenditures by Consolidated Edison Company of  
New York, Inc.

Dear Secretary Brilling:

Consolidated Edison Company of New York, Inc. ("Con Edison" or the "Company") hereby submits for filing the following tariff leaves and statement proposing revisions to its Schedule for Gas Service, P.S.C. No. 9 – GAS (the "Gas Tariff") in compliance with the Public Service Commission's (the "Commission") "Order Establishing Adjustment Clause Mechanisms to Recover Gas and Steam Rates" (the "Order"), issued and effective June 25, 2009, in Case 09-M-0114:

Leaf 6 Revision 5 Superseding Revision 4  
Leaf 183.1 Revision 13 Superseding Revision 12  
Statement of Rate Adjustment Clause – RAC – Statement No. 1

The tariff leaf and statement filed electronically today become effective July 1, 2009.

#### Reason for the Tariff Revision

As directed by the Order, \$32 million of the annual revenue requirement established in Case 06-G-1332 is to be recovered pursuant to a rate adjustment clause mechanism and may be subject to refund following the Commission's audit and review of Company capital expenditures. As described on Leaf 183.1, a new section, Special Adjustment No. 18, Rate Adjustment Clause ("RAC"), has been added to General Information Section IX of the Gas Tariff. The portion of the rates and charges within each Service Classification that comprise this rate adjustment clause mechanism, is shown on the Statement of Rate Adjustment Clause – Statement No. 1, effective July 1, 2009. The rate adjustments on the statement were designed

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in a manner consistent with the design of the non-competitive delivery rates in Case 06-G-1332.<sup>1</sup>

Notices

Pursuant to Ordering Clause 3 of the Order, the requirements of Public Service Law § 66 (12) (b) as to newspaper publication of the change filed today are waived.

Questions regarding this filing may be directed to me at (212) 460-3325.

Very truly yours,

Christine Colletti  
Director – Rate Engineering

Enclosure

c.c. All Active Parties (with Attachments)  
Mr. Andrew Riebel, Staff

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<sup>1</sup> As provided in the Joint Proposal approved by the Order, the Company has designed the rate adjustment clause mechanism to recover, beginning July 1, 2009, \$32 million of gas revenues in the same manner as such revenues are currently being recovered in base rates. Such a design of the rate adjustment clause will avoid any bill impacts as a result of the change and is consistent with the design of the analogous rate adjustment mechanism used for making a portion of electric rates subject to refund. See, Case 07-E-0523, Con Edison Electric Rates, Order Establishing Rates for Electric Service, p. 107 ("The adjustment clause mechanism must be designed to provide for recovery in the same manner as the Company's delivery revenue requirement is recovered in base rates") and Ordering Clause No. 3. To the extent Footnote 3 of the Order requires a different rate adjustment mechanism design, the Company will implement such different design upon a clearer Commission directive.