

Orange and Rockland Utilities, Inc. 4 Irving Place New York NY 10003-0987 www.oru.com

September 1, 2010

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

Re: Case No. 07-M-0548 – Proceeding on Motion of the Commission Regarding an Energy Efficiency Portfolio Standard.

Case No. 09-G-0363 – Petitions for Approval of Energy Efficiency Portfolio Standard (EEPS) Gas Energy Efficiency Programs.

Dear Secretary Brilling:

Orange and Rockland Utilities, Inc. (the "Company") hereby submits for filing the following tariff leaves reflecting revisions to its Schedule for Gas Service, P.S.C. No. 4 – Gas ("Gas Tariff").

Leaf 112	Revision 8
Leaf 115	Revision 14
Leaf 116	Revision 22
Leaf 117	Revision 12
Leaf 133	Revision 23

These leaves are issued September 1, 2010, to become effective October 1, 2010.

Also enclosed for filing is the Company's Statement of System Benefits Charge, Statement No. SBC – 6 to its Gas Tariff. This Statement is issued September 1, 2010, to become effective October 1, 2010.

## Reason for Filing

In its Order Approving Three New Energy Efficiency Portfolio Standard (EEPS) Programs and Enhancing Funding and Making Other Modifications for Other EEPS Honorable Jaclyn A. Brilling September 1, 2010 Page 2

<u>Programs (the "Order")</u>, issued and effective June 24, 2010, in the above-referenced cases, the Commission approved changes in the annual amounts to be collected through the Company's System Benefits Charge ("SBC"). The Order directed the Company to increase its gas SBC collections by \$322,890 from October 1, 2010 through December 31, 2010, and by \$648,740 in 2011.

## Summary of Proposed Changes

General Information Section 23 of the Gas Tariff has been revised to reflect the changes in SBC collections as directed by the Order.

In addition, General Information Section 23 has been revised to change the applicability of the SBC. Pursuant to the Commission's Order Establishing Energy Efficiency Portfolio Standard and Approving Programs, issued June 23, 2008, in Case No. 07-M-0548, the Company's gas SBC is currently assessed only on residential customers. Since the Company's gas SBC was established, however, SBC collections have been increased and expanded to fund programs applicable to non-residential customers. Therefore, the Company is proposing to change the applicability of its gas SBC from residential customers taking service under Service Classification Nos. 1 and 6, to all customers taking service under Service Classification Nos. 1, 2 and 6. In addition to General Information Section 23, this change is reflected in revisions to Service Classification Nos. 1, 2 and 6.

The SBC on Statement No. SBC-6 has been set to reflect recovery, from all Service Classification Nos. 1, 2 and 6 customers, of the remainder of the current 2010 SBC recovery target plus the additional EEPS amount of \$322,890 for the period October 1, 2010 through December 31, 2010. As shown on Statement No. SBC-6, the revised SBC is a charge of \$0.01742 per Ccf.

## **Conclusion and Notice**

In compliance with the Order, the Company is filing its tariff amendment and Statement on not less than 30 days' notice to become effective on October 1, 2010. The requirements of Section 66(12)(b) of the Public Service Law as to newspaper publication were waived in ordering clause 12 of the Order.

Any questions regarding this filing can be directed to me at (212) 460-3308.

Very truly yours,

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William A. Atzl, Jr. Director – O&R Rates