



Consolidated Edison Company
of New York, Inc.
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February 29, 2012

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

RE: Case Number 11-M-0542, Excelsior Jobs Program

Dear Secretary Brilling:

Consolidated Edison Company of New York, Inc. ("Con Edison" or the "Company") is filing with the Public Service Commission (the "Commission") amendments to its Schedule for Gas Service, PSC No. 9 – Gas ("the Gas Tariff"), applicable to its customers in the City of New York and the County of Westchester.

These leaves are issued February 29, 2012, to become effective June 1, 2012.

P.S.C. No. 9 – Gas

Leaf 4,	Revision 9,	Superseding Revision 8
Leaf 125,	Revision 2,	Superseding Revision 1
Leaf 126,	Revision 3,	Superseding Revision 2
Leaf 127,	Revision 3,	Superseding Revision 2
Leaf 128,	Revision 3,	Superseding Revision 2
Leaf 154.15,	Revision 3,	Superseding Revision 2
Leaf 181.1,	Revision 1,	Superseding Original Leaf
Leaf 251,	Revision 7,	Superseding Revision 6
Leaf 269,	Revision 15,	Superseding Revision 14
Leaf 270,	Revision 14,	Superseding Revision 13
Leaf 326,	Revision 6,	Superseding Revision 5

Reason for Filing

On March 31, 2011, Section 66(12-d) of the Public Service Law was revised pursuant to the Excelsior Jobs Program ("EJP") Act of 2011 (L. 2011, c.61). The EJP Act provides certain tax credits to qualifying businesses for a period of up to 10 years. The EJP Act also provides for utilities to offer a special EJP delivery rate equal to the incremental cost of providing service to participants in EJP.

By its Notice to File Proposed Tariff Provisions, issued December 9, 2011 (the "Notice") in the subject case, the Commission directed the Company to file tariff amendments to conform its tariff to the requirements established by the EJP Act¹. The Notice directed the tariff amendments to have an effective date of June 1, 2012².

¹ The notice directed that tariff changes be filed by February 14, 2012. That date was extended to February 29, 2012, pursuant to the Secretary's letter of February 14, 2012.

² The Company is separately filing changes to its Schedule for Electric Service, P.S.C. No. 10 – Electricity.

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Proposed Tariff Changes

As directed by the Notice, the Company proposes to add to its tariff Rider D, Excelsior Jobs Program, applicable to customers who are qualified for the rate by reason of having been certified to receive benefits under the EJP. The Rider describes:

- customer eligibility for EJP rates including initial and annual certifications
- restrictions as to the availability of the Rider
- provisions for new and existing customers
- the term over which customers will be eligible for service under this Rider
- base rates under this Rider

In addition, the Company is making the following tariff revisions in conformance with the establishment of Rider D:

- Leaf 4 - Rider D is being added to the Table of Contents
- Leaf 154.15 - Rider I, under Restrictions as to the Availability of this Rider, is being revised to not allow customers to be served under both Riders I and D
- Leaf 181.1 - The Revenue Decoupling Mechanism (RDM) Adjustment tariff provisions are being revised to exclude Rider D volumes (i.e., those volumes above the Baseline Billing Determinants) from the calculation of the RDM adjustment and to include volumes at or below the Baseline Billing Determinants in the RDM adjustment calculation.
- Leaf 251 - Under "Riders" the reference to Rider D was revised.
- Leaf 269 - The applicability of Rate A(3) was revised to include Rider D
- Leaf 270 - The applicability of Rate A(5) was revised to include Rider D
- Leaf 326 - Under "Applicable Riders" the reference to Rider D was revised.

Regarding the determination of EJP rates, the Notice indicated:

1. *Inasmuch as the provisions relating to the amount of the Excelsior Jobs Program gas and electric service rates mirror those of the existing NY PSL 66(12-c) Empire Zone rates, utilities that have such Empire Zone rates should file proposed Excelsior Jobs tariff delivery rates equal to their existing Empire Zone delivery rates.*

Since the Company has Empire Zone Rates in its Rider G, "Rates Available Under New York State Economic Development Zone Act," the proposed tariff for Rider D will use those rates.

Conclusion

As directed by the Notice, the Company is filing its tariff changes to take effect on June 1, 2012. The Company will publish notice of the proposed changes to this tariff and to its electric tariff in accordance with the Commission's regulations regarding newspaper publication.

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

/s/ Christine Colletti
Director
Rate Engineering Department