

PSC NO: 12 – Electricity
Consolidated Edison Company of New York, Inc.
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PASNY DELIVERY SERVICE

Additional Delivery Charges and Adjustments - Continued

(E) Surcharge to Collect Assessments Under Section 18-a of the Public Service Law

To implement the change to Section 18-a of the Public Service Law (“PSL”), signed into law on April 7, 2009, the Company will collect through a delivery service surcharge, applicable under each Rate Schedule, the amount assessed to the Company, excluding gross receipts taxes, in excess of the amount reflected in base rates. As directed in the Public Service Commission’s Order, dated June 19, 2009, in Case 09-M-0311, delivery service surcharges for each 12-month period commencing July will be designed to collect any Section 18-a assessment for the State fiscal year that commenced April of that year above the amount reflected in base rates, plus working capital costs at the Company’s pre-tax rate of return. Amounts surcharged pursuant to the Commission’s Order, issued and effective April 24, 2009, in Case 08-E-0539, will be applied to the amount to be collected over the 12 months commencing July 1, 2009. To the extent the amount of the surcharge decreases in any year due to a fluctuation in annual intrastate gross operating revenues, the Company may maintain the prior year’s surcharge to improve its cash flow position without increasing Customers’ bills.

Any difference between Section 18-a amounts to be recovered and actual amounts collected, excluding gross receipts taxes, will be reflected in a subsequent period surcharge; provided, however, that any reconciliation amount required to be collected after the last year that the surcharge is in effect, will be deferred, plus working capital costs, for future disposition.

The delivery service surcharge to be collected under this Rate Schedule and the Schedule for Electricity will be allocated to each Rate Schedule based on their contribution to the Company’s total electric revenues, including gross receipts taxes. Revenues will include both delivery and supply charges for all Service Classifications (“SC”s) of the Schedule for Electricity (including estimated supply charges for retail access classes) and delivery charges only for this Rate Schedule, and gross receipts taxes for all.

The delivery service surcharge per month applicable to service under this Rate Schedule will be shown on the Statement of PASNY Surcharge to Collect PSL Section 18-a Assessments (the “Statement”) that is filed with the Public Service Commission apart from this Rate Schedule. Unless otherwise directed by the Commission, any change to the amount to be collected will be filed with the Commission on a revised Statement no less than 15 days prior to the Statement’s effective date.

Issued by: Robert Hoglund, Senior Vice President & Chief Financial Officer, New York, NY