

PSC NO: 9 GAS

LEAF: 332

COMPANY: **CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**

REVISION: 9

INITIAL EFFECTIVE DATE: 10/01/08

SUPERSEDING REVISION: 8

STAMPS: Issued in Compliance with Order in Case 06-G-1332 dated September 25, 2007

**SERVICE CLASSIFICATION NO. 12 - Continued****DUAL-FUEL SALES SERVICE (DFSS) - Continued****Rates - Continued****(A) Interruptible Base Rate (Rate 1) - Continued****(1) Posted Rates - Continued**

effective on the first calendar day of each month. The Company may increase or decrease the rate level(s), at its sole discretion, at any time during the month upon notice to the Customer given in accordance with the Company's Sales and Transportation Operating Procedures.

The rate(s) shall include components reflecting the commodity cost of gas (inclusive of volumetric pipeline charges and surcharges), a contribution to the Company's pipeline fixed charges, and a local distribution charge.

The minimum rate shall be set to recover at least the cost of gas applicable to each rate plus one cent per therm. If the Company has charged and the Customer had paid under this Service Classification, during the annual period defined below, an amount greater than the Company would have charged the Customer under Service Classification No. 2 or No. 3 (as would have been applicable to the customer's use of service, exclusive of the air-conditioning rate, Riders G and I Rates and other Riders and reductions to the otherwise applicable rates), the Company will perform a reconciliation. The reconciliation shall be performed after April 30 of each year for those customers that have taken service under this Service Classification for all of the months during the twelve-month period ending April 30. The reconciliation shall exclude (i) all charges during a month that the Company sets the Interruptible Sales Rate at the minimum rate when the minimum rate exceeds the otherwise applicable Firm Sales Service Rate and (ii) any Charges for Unauthorized Use, including other charges and surcharges to the base rates set forth in this Service Classification related to a Customer's failure to comply with any of the provisions of this Service Classification, the Company's Sales and Transportation Operating Procedures, or this Rate Schedule. Any overpayments shall be reconciled by means of a credit applied to the Customer's July monthly bill. Under no circumstances shall this relieve Customers of their reserve requirement obligations as explained under Miscellaneous Provision, Section (D) of this Service Classification.

**(2) Negotiated Rates:**

The Company may, at its sole discretion, individually negotiate a separate rate with a Customer who can demonstrate, to the Company's satisfaction, that it has energy alternatives at a cost below or rate requirements that differ from the applicable posted rate.

(Service Classification No. 12 - Continued on Leaf No. 333.0)

Issued By: Robert N. Hoglund, Senior Vice President & Chief Financial Officer, 4 Irving Place, New York, NY 10003

(Name of Officer, Title, Address)