

PSC NO: 9 GAS

LEAF: 312

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

REVISION: 3

INITIAL EFFECTIVE DATE: 11/01/05

SUPERSEDING REVISION: 2

STAMPS: **Issued in compliance with Order in Case 05-G-0918, dated October 27, 2005****SERVICE CLASSIFICATION NO. 9 - Continued****TRANSPORTATION SERVICE - Continued****Capacity Release Service - Continued****(E) Capacity Release Service Adjustment:**

A Firm Customer electing Capacity Release Service shall be subject to a Capacity Release Service Adjustment as explained in subsection (J)(5) of the Rates section of this Service Classification.

(F) Capacity Release Service Agreement:

The Capacity Release Seller must sign a Capacity Release Service Agreement setting forth the terms of the capacity release. The form of this agreement may be found in the Company's Sales and Transportation Operating Procedures Manual.

(G) Credit Requirements:

A Capacity Release Seller must satisfy the credit requirements prescribed by the FERC tariff of the pipeline(s) on which capacity will be released and provide the Company with appropriate documentation of compliance with those requirements. The Capacity Release Seller shall notify the Company immediately of any change in its financial circumstances that results in non-compliance with the pipeline requirements.

(H) Indemnification and Warranty:

The Capacity Release Seller shall indemnify the Company from all losses and damages resulting from the actions or inactions of the Capacity Release Seller under the Capacity Release Service Agreement with the Company and the pipeline service agreement(s). The Capacity Release Seller shall also warrant title to the gas transported under these pipeline service agreements.

(Service Classification No. 9 - Continued on Leaf No. 313)**Issued By: Robert N. Hoglund, Senior Vice President & Chief Financial Officer, 4 Irving Place, New York, N.Y. 10003**

(Name of Officer, Title, Address)