

**PSC NO: 9 GAS****COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.****INITIAL EFFECTIVE DATE: 11/01/04****LEAF: 337.0****REVISION: 3****SUPERSEDING REVISION: 2****SERVICE CLASSIFICATION NO. 12 - Continued  
DUAL-FUEL SALES SERVICE (DFSS) - Continued****Rates - Continued****(D) Other Rates, Charges and Adjustments - Continued****(2) Charges for Unauthorized Use:**

A Customer taking service under Rate 1 or 2 who does not switch from the use of gas to an alternate fuel or alternate energy source when notice is given in accordance with the Company's Sales and Transportation Operating Procedures, shall be subject to a charge for Unauthorized Use equal to the higher of: (i) Two times the sum of the market gas price as determined in accordance with the Company's Sales and Transportation Operating Procedures Manual plus the applicable Interruptible or Off-Peak Firm transportation rate; (ii) Nine times the applicable Interruptible or Off-Peak Firm sales rate; or (iii) \$4.50 per therm applied as follows:

**Rate 1 Temperature-Controlled Customers:**

Applicable to all gas consumed in excess of 2 therms per hour during the hours of interruption;

**Rate 1 Notification Customers:**

Applicable to all gas consumed in excess of 2 therms per hour during the hours of interruption; and

**Rate 2 Customers:**

Applicable to all gas consumed in excess of 2 therms per hour during the hours of interruption.

**(Service Classification No. 12 - Continued on Leaf No. 338.0)****Issued By: ~~Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N.Y. 10003~~****(Name of Officer, Title, Address)**