

**..DID: 9779**  
**..TXT: PSC NO: 9 GAS LEAF: 313**  
**COMPANY: CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. REVISION: 1**  
**INITIAL EFFECTIVE DATE: 09/01/99 SUPERSEDING REVISION: 0**  
**STAMPS: Issued in compliance with order in C. 97-G-1380 dated August 19, 1999**  
**Cancelled by 2 Rev. Leaf No. 313 Effective 08/01/2001**  
**RECEIVED: 08/31/99 STATUS: Cancelled EFFECTIVE: 09/01/99**

**SERVICE CLASSIFICATION NO. 9 - Continued**

**TRANSPORTATION SERVICE - Continued**

**Capacity Release Service - Continued**

**(B) Capacity Release Service - Continued**

**(9) Re-Releases and Recalls of Capacity:**

To the extent that any of the capacity is not being used to serve the Customer's needs, the Company shall have the right to recall the capacity to meet the Company's requirements to:

- (a) serve the Customer, or
- (b) serve other Customers during a period an OFO is in effect or to prevent an OFO from being imposed.

The Company's right to recall capacity during the winter season is limited to the daily seasonal quantities stated in (B) (4) (a) and (b). For the summer season, the daily quantity is limited to the historical average daily quantity during the Customer's summer peak month (April to October) for a Load Following Customer or the Customer's historical peak day quantity during the summer season (April through October) for a Customer taking Daily Cashout Service.

The Customer shall be compensated at a rate equal to the amount of capacity recalled times the rate paid by the Customer.

Subject to the Company's rights to recall the capacity, the Capacity Release Customer may re-release all or a portion of the capacity to a Replacement Capacity Release Customer who meets all of the requirements to which a Capacity Release Customer is subject. A re-release shall not relieve the Capacity Release Customer of its obligations under the Capacity Release Service Agreement.

The Customer shall promptly notify the Company whenever, and for whatever reason, the Customer designates a new Seller to act on the Customer's behalf.

**(Service Classification No. 9 - Continued on Leaf No. 314.0)**

**Issued By: Joan S. Freilich, Executive Vice President & Chief Financial Officer, 4 Irving Place, New York, N. Y. 10003**  
**(Name of Officer, Title, Address)**