



Consolidated Edison Company  
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December 21, 2018

Honorable Kathleen H. Burgess  
Secretary  
State of New York  
Public Service Commission  
Three Empire State Plaza  
Albany, New York 12223

**RE: Case 17-M-0815, Proceeding on Motion of the  
Commission on Changes in Law that May Affect Rates**

Dear Secretary Burgess:

Consolidated Edison Company of New York, Inc. (“Con Edison” or the “Company”) is filing with the Public Service Commission (the “Commission”) amendments to its Schedule for Electricity Service, P.S.C. No. 10 – Electricity (the “Electric Tariff”). The Company is also filing amendments to its Schedule for PASNY Delivery Service, P.S.C. No. 12 – Electricity (the “PASNY Tariff”),<sup>1</sup> applicable to delivery by the Company of power and associated energy to Authority Public Customers under the PASNY Tariff.

The Company’s Electric and PASNY tariff leaves and statements are filed with an effective date of January 1, 2019. The specific tariff leaves and statements are identified in Appendix A.

**Reason for Filing**

This filing is being made pursuant to the Commission’s Order Determining Rate Treatment of Tax Changes, issued and effective August 9, 2018 in the above proceeding (“Order”). The Order directed the Company to implement sur-credits related to the tax savings from the Tax Cuts and Jobs Act of 2017 (“Tax Sur-credit”).

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<sup>1</sup> This schedule is also titled, “Delivery Service Rate Schedule Implementing and Part of the Service Agreement Between the Power Authority of the State of New York (“PASNY” or “NYPA”) and Consolidated Edison Company of New York, Inc. (the “Company”), dated March 10, 1989, for the Delivery by the Company of Power and Associated Energy to Authority Public Customers.”

### **Tariff Changes**

Pursuant to the Order, the Company is adding “Tax Sur-Credit” to General Rules Section 26, “Additional Delivery Charges and Adjustments” of the Electric Tariff. It specifies that Customers will receive sur-credits on either a per kW or a per kWh basis. For service classes which are charged both the delivery demand and energy rates, Customers will receive sur-credits on a per kW and a per kWh basis. Credits for demand-billed customers are calculated and assessed based on: the monthly maximum demand for the billing period for non-time of day customers; or, for time of day customers, the monthly maximum demand Monday through Friday, 8 AM to 10 PM, year-round. Credits for standby customers are calculated and assessed using contract demand. These sur-credit rates are shown on the Statement of Tax Sur-credit commencing January 1, 2019.

Pursuant to the Order, the Company is also adding “Tax Sur-Credit” to Section E in its “Additional Delivery Charges and Adjustments” area of the PASNY Tariff. This new Section E specifies that NYPA will receive the sur-credit as a monthly credit. The tax sur-credit will be handled similarly to other surcharges, such as the NYPA OTH and DLM charges. This monthly sur-credit rate is shown on the PASNY Statement of Tax Sur-credit commencing January 1, 2019. The tax savings in the Company’s electric and PASNY Tax Sur-credit calculation are based on the annual ongoing tax savings effective January 1, 2019.

The Tax Sur-credits were allocated to each electric Service Classification (“SC”) and NYPA based on the class contribution to the electric annual delivery revenue used to set the Company’s delivery rates and will be credited monthly. The Company will implement sur-credits for the 12-month period January 1, 2019 to December 31, 2019. This will continue for each 12-month period effective January 1 until the net benefits of the Tax Sur-credit are fully reflected in rates in the next rate plan. For customers under the Electric Tariff, any difference between the Tax Sur-credit amounts to be credited and actual amounts credited, excluding gross receipts taxes, will be reflected in a subsequent period sur-credit; provided, however, that any reconciliation amount required to be credited or collected after the last year that the surcharge is in effect will be reconciled in the Company’s next rate plan.

The Company is filing the new electric Statement of Tax Sur-credit No. 1 and PASNY Statement of Tax Sur-credit No. 1 applicable to Customers effective January 1, 2019 through December 31, 2019.

### **Conclusion**

As directed by Ordering Clause 3 of the Order, the tariff amendments and Statements are being filed on not less than five days’ notice, to become effective on January 1, 2019. Pursuant to Ordering Clause 11 of the Order, the Company will provide public notice of the tariff amendments by means of newspaper publication once a week for four consecutive weeks prior to their effective date.

Questions regarding this filing can be directed to Ricky Joe at (212) 460-4995.

Sincerely,

/s/ William A. Atzl, Jr.  
Director  
Rate Engineering

**APPENDIX A****List of Revised Tariff Leaves and Statement Filed****P.S.C. No. 10 – Electricity**

<u>Leaf No.</u>	<u>Revision No.</u>	<u>Superseding Revisions No.</u>
7	8	7
337	11	10
358.3	1	0
359	10	9

<u>Statement</u>	<u>Statement Type</u>	<u>Statement No.</u>
Statement of Tax Sur-credit	TAX	1

**P.S.C. No. 12 – Electricity**

<u>Leaf No.</u>	<u>Revision No.</u>	<u>Superseding Revisions No.</u>
23	5	4

<u>Statement</u>	<u>Statement Type</u>	<u>Statement No.</u>
Statement of Tax Sur-credit	TAX	1