



Consolidated Edison Company
of New York, Inc.
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November 26, 2019

Honorable Michelle L. Phillips
Secretary to the Commission
New York State Public Service Commission
3 Empire State Plaza, 19th Floor
Albany, New York 12223

RE: Cases 18-G-0565 and 19-G-0191, Tariff Filing by Consolidated Edison Company of New York, Inc. to Modify Its Gas Tariff Schedule, P.S.C. No. 9, Regarding the Interruptible Gas Service Program Violations or Strike Rules.

Dear Secretary Phillips:

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 Gas Service, P.S.C. No. 9 – Gas (the “Gas Tariff”), applicable to its customers in the City of New York and the County of Westchester.

The revised Tariff Leaves, identified in Appendix A, are filed to become effective on December 1, 2019.

Reason for Filing

The filing is made pursuant to the Commission’s Order Approving Tariff Amendments with Modifications, issued and effective November 15, 2019 (the “Order”) in Cases 18-0565 and/ 19-G-0191. In that Order, the Commission approved the Company’s proposed tariff amendments, filed on March 14, 2019, with modifications.

Tariff Changes

As directed by the Order, the modifications to the Company’s March 14, 2019 proposed tariff amendments are as follows:

- Expanded the definition of Critical Care Customer to include public schools providing emergency shelter or refuge during a declared emergency.

- Specified that the daily penalty charge will only be assessed for failure to return an affidavit by October 1 and will not be charged for failure to meet the conditions to remain on interruptible service after an interruptible customer receives two violations.
- Revised the date that the daily penalty charge can first be assessed for the current winter period (2019/2020) from November 1 to December 1.
- Redefined the non-compliance charge to be the difference between (a) 130% of the applicable Interruptible or Off-Peak Firm sales rate for Interruptible Sales Customers, and (b) 130% of the applicable Interruptible or Off-Peak Firm transportation rate for Interruptible Transportation Customers.
- Added the following two conditions under which a failure to interrupt will not be considered a violation.
 1. If a second failure to interrupt occurs within 48 hours of an initial violation, the second failure will not be considered a second violation.
 2. If a customer's failure to interrupt is due to failure of Company-owned equipment that is not attributable to the customer, the failure to interrupt will not be considered a violation.
- Revised the charge that can be assessed for not satisfying the conditions to remain on interruptible service after an interruptible customer receives two violations from the daily penalty charge to the non-compliance charge.
- Revised the application of the unauthorized use charge and the non-compliance charge so that they will not be assessed at the same time.
- Eliminated the provision that interruptible service will be terminated for any interruptible non-critical care customer who incurs two violations in two consecutive winter periods who applies for firm service but cannot be offered firm service by the Company.
- Modified three of the conditions required to remain on interruptible service once a non-critical care customer¹ incurs two violations during the current winter period and eliminated the condition that Interruptible customers must submit, as an attachment to the annual affidavit, a copy of the customer's oil supply contracts with automatic re-fill provisions.
- Eliminated the provision that would make an interruptible customer responsible for any restoration of service costs due to a loss of pressure caused by the Customer if so determined by the Public Service Commission after a duly instituted investigation.

¹ For a critical care customer, only one condition was modified since this type of customer is only required to satisfy two of the four conditions.

Conclusion and Notice

As directed by the Order, the Company is filing its tariff modifications on not less than five days' notice to become effective on December 1, 2019. Pursuant to Ordering Clause 3, the Commission has waived the requirements for newspaper publication.

Sincerely,

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

Enclosed (Appendix A)

Appendix A

PSC No. 9 Gas: List of Tariff Changes

<u>Leaf</u> <u>No</u>	<u>Revision</u> <u>No.</u>	<u>Superseding</u> <u>Revision</u> <u>No.</u>
12	4	3
255	24	23
303.2	18	17
303.3	1	0
316.1	9	8
316.2	9	8
316.3	9	8
316.4	8	7
316.5	1	0
317	9	8
327	8	7
338	8	7
341.1	9	8
341.2	9	8
341.3	12	11
341.4	6	5
341.5	1	0