



August 5, 2016

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

RE: Case 14-M-0224, Community Choice Aggregation

Dear Secretary Burgess:

Orange and Rockland Utilities, Inc. (the "Company") is filing with the Public Service Commission (the "Commission") amendments to its Schedule for Electric Service, P.S.C. No. 3 – Electricity ("Electric Tariff").

6th Revised Leaf No. 4  
1st Revised Leaf No. 142  
Original Leaf No. 142.1

These leaves are issued August 5, 2016, to become effective November 28, 2016.

### **Reason for Filing**

The Commission's Order Authorizing Framework for Community Choice Aggregation Opt-out Program (the "CCA Order"), issued April 21, 2016, in Case 14-M-0224, "Proceeding on Motion of the Commission to Enable Community Choice Aggregation Programs," directed that any utility intending to charge fees for aggregated and customer-specific data under Community Choice Aggregation ("CCA") make a tariff filing proposing such fees.<sup>1</sup>

### **Proposed Tariff Change**

The Company proposes to add "Data Services for Community Choice Aggregation" to General Information Section No. 12, "Charges for Special Services" of the Electric Tariff. CCA Data Services may be requested by a CCA Administrator, which is either a municipality, as defined in the CCA Order, or a third party acting on its behalf. CCA Data Services include:

- a) aggregated customer data for the past 12 months for eligible service classifications, by service classification, for classes the CCA Administrator plans to enroll in CCA on an opt-out basis, including the number of eligible electric customers, the aggregated peak demand (kW) by month for demand-billed classes, and aggregated energy (kWh) by month; and

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<sup>1</sup> The CCA Order also required that an explanation be provided as to why those fees are reasonably related to the value of the data and the cost to the utility of producing the data. A petition being filed today under separate cover by Orange and Rockland and Consolidated Edison Company of New York, Inc. describes the CCA Data Services and method used to price the services, and it requests approval of their qualification as Platform Service Revenues ("PSRs") as defined in the Commission's Order Adopting a Ratemaking and Utility Revenue Model Policy Framework, issued May 19, 2016, in Case 14-M-0101, "Proceeding on Motion of the Commission in Regard to Reforming the Energy Vision."

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- b) customer-specific information, consisting of the customer's name, mailing address, telephone number, account number, and primary language, if available, and any alternate billing name, address, and phone number, for use by the CCA Administrator to execute a CCA opt-out process.

Initial fees for CCA Data Services requested by a CCA Administrator will be payable as follows:

- a) \$0.30 per account for electric CCA Data Services, payable by the CCA Administrator after the PSC's approval of the CCA Implementation Plan, Data Protection Plan, and certification of local authorization, provided that the CCA Administrator has entered into a Data Security Agreement with the Company; and
- b) \$2.70 per account for electric CCA Data Services, payable by the CCA Administrator or the ESCO after demonstrating that the ESCO has entered into a contract with the municipality to provide energy supply to CCA participants.

There will be an additional fee of \$1.50 per account for electric CCA Data Services, payable by the CCA Administrator or ESCO, as applicable, for any request beyond the CCA Administrator's initial request.

### **Conclusion and Notice**

This filing is proposed to become effective on November 28, 2016.<sup>2</sup> The Company will provide public notice of the tariff changes in this filing by means of newspaper publication once a week for four consecutive weeks prior to the effective date of the proposed tariff changes. Enclosed is a proposed form of Notice of Proposed Rule Making for publications in the State Register pursuant to the State Administrative Procedures Act.

Questions regarding this filing can be directed to Cheryl Ruggiero at (212) 460-3189.

Sincerely,

/s/

William A. Atzl, Jr.  
Director – Rate Engineering

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<sup>2</sup> Ordering Clause 4 of the CCA Order required that a filing be made within 45 days of the CCA Order. However, a 60-day extension to file by August 5, 2016 was granted.