# CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. 4 Irving Place New York, N.Y. 10003

April 25, 2005

Honorable Jaclyn A. Brilling Secretary State of New York Public Service Commission Three Empire State Plaza Albany, New York 12223

Re: Case 05-G-0234

#### Dear Secretary Brilling:

Consolidated Edison Company of New York, Inc. ("Con Edison" or the "Company") is filing today with the Public Service Commission ("the Commission") amendments to its Schedule for Gas Service ("the Schedule"), PSC No. 9 - Gas. The specific Leaves being revised are identified below and bear an effective date of May 25, 2005 or earlier as requested below.

## P.S.C. No. 9 – Gas

Leaf No. 389.1 – Revision 4 Superseding Leaf No. 389.1- Revision 3

Leaf No. 389.2 – Revision 4 Superseding Leaf No. 389.2- Revision 3

#### **Reason for Proposed Changes**

On February 24, 2005 ("February 2005 filing"), the Company filed with the Commission proposed changes to its Gas Tariff proposing to offer a new Winter Bundled Sales Service ("WBSS") program to Service Classification No. 20 Marketers serving firm transportation customers in its service territory. This new program results from feedback received by the Company from gas marketers on their interest in the Company developing such a program.

Based on discussions with Commission Staff, the Company proposes in today's filing to make a clarifying amendment to the Gas Tariff language reflected in the February 2005 filing.

## **Summary of Proposed Changes**

The tariff has been amended to clarify that if the Company elects, in its sole discretion, to make additional WBSV allocations to new or participating Marketers after its annual initial offering, it will do so pursuant to a process that will be set forth in the Company's Sales and Transportation Operating Procedures Manual.

### **Notices**

The Company respectfully requests that the Commission allow the tariff amendment proposed herein to become effective on May 20, 2005, i.e., less than the normal thirty days notice. This will allow the amendment being filed today to supersede the leaves that are proposed to be effective that same date.

The Company respectfully requests waiver of the Public Service Law as to newspaper publication of this tariff amendment since the changes proposed are not material in nature to the February 2005 filing which was noticed to the public on April 8<sup>th</sup>, April 15<sup>th</sup> and April 22<sup>nd</sup> and will conclude on April 29<sup>th</sup> 2005 in the *New York Post*. It is our understanding that no new form of Notice of Proposed Rule Making for publication in the State Register is required since the tariff amendment proposed herein has not materially changed the February 2005 filing.

Respectfully submitted,

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

By: \_\_\_\_\_\_
Christine Colletti
Director, Rate Engineering