

September 4, 2003

**CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.**  
**4 Irving Place**  
**New York, NY 10003**

Jaclyn A. Brillling, Acting Secretary  
New York State Public Service Commission  
Three Empire State Plaza  
Albany, NY 12223-1350

Re: Posting of Gas Prices for SC 12, Rate 2

Dear Acting Secretary Brillling:

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 changes to the Company's Schedule are set forth in Third Revised Leaf No. 333 to become effective November 1, 2003.

**Reason for the Proposed Changes**

In a filing made on July 25, 2003, Con Edison had proposed to modify the timing associated with notifying its Service Classification No. 12, Rate 2 off-peak firm customers of monthly rate changes in order to recognize NYMEX closing prices in the establishment of the monthly rate. Specifically, the Company proposed to post the final rate no later than 4:00 p.m. on the third business day prior to the first day of the following month and to give the customer until 9:00 a.m. on the following day to lock in the rate. After discussions with Commission Staff subsequent to the July 25<sup>th</sup> filing, the Company has agreed to extend the deadline from 9:00 a.m. to 11:00 a.m. to provide the customer more time to lock in the rate. This filing is being made to incorporate this change to the proposed amendments filed by the Company on July 25, 2003.

**Waiver of Notices**

The Company respectfully requests that the requirements of the State Administrative Procedure Act and newspaper publication be waived since the notice requirements have already been met with the initial filing made on July 25, 2003 and off-peak firm customers will be notified of the one additional change at least prior to the third business day before November 1, 2003.

**Conclusion**

For the foregoing reasons, Con Edison requests that the Commission authorize the Company to implement the change and approve the proposed amendment to its Schedule.

Respectfully submitted,

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

By: \_\_\_\_\_  
Joel H. Charkow