

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

October 29, 2004

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

RE: Case 04-G-0948 – Interruptible and Off-Peak Firm Service Tariff Provisions
Related to Customers' Unauthorized Use of Gas

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 Leaf Nos. 302, 316.3, 316.4, 319, 337, 339, 341.3 and 343 of its Schedule for Gas Service, PSC No. 9 – Gas ("Gas Tariff"). Specifically, these leaves are issued October 29, 2004 to become effective November 1, 2004, in accordance with ordering clause 1 of the Commission's Order issued and effective October 22, 2004 ("October 2004 Order") in the above-referenced proceeding.

Summary of Tariff Changes

On July 30, 2004 the Company filed tariff amendments to address the problem that some of the Company's interruptible and off-peak firm customers continue to utilize gas during interruption periods. These tariff amendments bear an effective date of November 1, 2004.

This filing is being made in compliance with the Commission's October 2004 Order, which approved the tariff amendments but directed the Company to file, on not less than one day's notice, further tariff revisions to its Gas Tariff. Specifically, the Company has made the following tariff revisions to comply with the October 2004 Order:

- The Unauthorized Use Charge option of \$4.50 per therm has been eliminated. The revised Unauthorized Use Charges will be the higher of: (i) Two times the sum of the market gas price plus the applicable Interruptible or Off-Peak Firm transportation rate, or (ii) Nine times the applicable Interruptible or Off-Peak Firm sales rate.
- The 48 hour repair period exception to the two-violation rule related to a Customer's failure to comply with gas interruptions has been expanded to a maximum of 7 days when parts needed to repair equipment and their related installation are unavailable within 48 hours.
- The failure of a customer-installed phone line used to monitor and remotely read a customer's meter will be excluded from the criteria constituting an interruption order violation.

Pursuant to ordering clause 2 of the Commission's October 2004 Order, the requirement of Section 66(12) of the Public Service Law as to newspaper publication of the tariff amendments filed herein was waived.

Respectfully submitted,

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

By: Joel H. Charkow