

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

November 24, 2004

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

RE: Amendments to Gas Tariff -- Interruptible and Off-Peak Firm Gas Service Criteria

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, PSC No. 9 – Gas ("Gas Tariff"), as it relates to service to interruptible and off-peak firm customers taking service under Service Classification ("SC") Nos. 9 and 12. On July 30, 2004 the Company filed First Revised Leaf No. 320 and Second Revised Leaf No. 344 bearing an effective date of November 1, 2004 in reference to the above subject case. Subsequently, Second Revised Leaf No. 320 and Third Revised Leaf No. 344 which bear an effective date of October 1, 2004 were filed in compliance with the Commission's Order dated September 27, 2004 in case 03-G-1671. In order to retain the tariff changes regarding interruptible and off-peak firm customers, the Company is making further amendments to its Gas Tariff by issuing Third Revised Leaf No. 320 and Fourth Revised Leaf No. 344 with each Leaf bearing an effective date of November 29, 2004. These leaves are issued November 24, 2004 to become effective November 29, 2004, in compliance with the Commission's Order issued and effective October 22, 2004 ("October 2004 Order") in the Case 04-G-0948 – Interruptible and Off-Peak Firm Service Tariff Provisions Related to Customers' Unauthorized Use of Gas.

Except for a change in revision numbers, the tariff amendments herein have not changed from the July 30, 2004 filing, which was noticed to the public on September 28<sup>th</sup>, October 5<sup>th</sup>, October 12<sup>th</sup>, and October 19<sup>th</sup> 2004 in the *New York Post*. Therefore, the Company requests waiver of the Public Service Law as to newspaper publication of these tariff amendments.

Respectfully submitted,

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

By: Joel H. Charkow