

August 26, 2004

VIA ELECTRONIC FILING

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

Re: Case 03-M-0117 – Rochester Gas and Electric Corporation Compliance  
Filing

Dear Secretary Brillling:

The enclosed revised tariff leaves, issued by Rochester Gas and Electric Corporation ("RG&E"), are transmitted for filing in compliance with the requirements of the New York State Public Service Commission ("Commission").

PSC No. 16 – Gas, Schedule for Gas Service

Leaf No. 92, Revision 2

Leaf No. 110.3, Revision 1

PSC No. 19 – Electricity, Schedule for Electric Service

Leaf No. 94, Revision 2

Leaf No. 102.2, Revision 2

Effective August 27, 2004.

The above tariff leaves are being filed pursuant to the Commission's Order In the Matter of Implementation of Chapter 686 of the Laws of 2002 – Cancellation of Reconnection Fees not authorized by Chapter 686 or prior Commission Orders issued in this Case, issued July 30, 2004 (the "Order") in the above-referenced proceeding.

RG&E filed tariff leaves on September 3, 2003, implementing new fees associated with the suspension rights provided to ESCOs under Chapter 686. A portion of those suspension fees reflected RG&E's cost to reconnect the customer.

The Commission determined in the Order that reconnection fees were not envisioned or authorized by Chapter 686 of the Laws of 2002. As such, the utilities were directed to file modified tariff leaves to eliminate any reconnection fees that were contained in the implementing tariffs. In accordance with Ordering Clause No. 1 of the Order, RG&E has recalculated its fees for ESCO initiated suspensions of service to

Honorable Jaclyn A. Brillling, Secretary

Page 2

August 26, 2004

remove any reconnection cost components. The tariff leaves filed herewith reflect those revised fees. RG&E has also proposed a clarification to Leaf No. 92 of PSC 16 – Gas and to Leaf No. 94 of PSC 19 – Electricity to indicate that customers reconnected subsequent to an ESCO-initiated suspension will be subject to the same reconnection charges that apply to customers that are disconnected due to non-payment of RG&E charges.

Ordering Clause No. 3 of the Order directs utilities to refund to applicable ECSOs and customers as soon as possible, but no later than within 60 days of the date of the Order, any reconnection fees recovered as a result of implementing tariff leaves filed in this proceeding. The Company has not received a request for suspension of service from an ESCO, and therefore no refunds are necessary.

According to Ordering Clause No. 2 of the Order, the requirement of Section 66(12)(b) of the Public Service Law as to newspaper publication of the proposed tariff amendments has been waived.

Should you have any questions concerning this filing, please call Curt Roney at (585) 724-8252.

Very truly yours,

Mark O. Marini  
Manager, Regulatory Affairs

Encs.