April 28, 2010

### VIA ELECTRONIC FILING

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

# Re: Case No. 10-E-0137 – Rochester Gas and Electric Corporation's Net Metering Compliance Tariff Filing

Dear Secretary Brilling:

Rochester Gas and Electric Corporation ("RG&E" or the "Company") hereby submits for filing the following enclosed tariff leaves in compliance with the New York Public Service Commission's (the "Commission") <u>Notice Establishing Filing</u> <u>Requirements</u>, Case No. 10-E-0137, issued March 31, 2010 (the "Notice") and Appendix 7-H (electronic tariff filing system) to the Commission's Codes, Rules and Regulations (16 NYCRR Appendix 7-H).

<u>PSC No. 19 – Electricity, Schedule for Electric Service</u> Leaf No. 160.35, Revision 4 Leaf No. 160.36, Revision 4 Leaf No. 160.38, Revision 3 Leaf No. 160.39.2, Revision 5 Leaf No. 160.39.3, Revision 4

Effective: July 23, 2010

## **Description of Tariff Revisions**

On March 16, 2010, revisions to Public Service Law §66-j and §66-l became effective regarding the net metering of non-residential solar and non-residential wind generators.

RG&E is filing revisions to its tariffs to conform to the changes in Public Service Law affecting the above customers. RG&E has made revisions to allow a non-residential customer to install solar generating equipment or wind generating equipment up to a maximum capacity of 2,000 kilowatts and be qualified for non-residential net metering service.

Furthermore, in the event RG&E determines it is necessary to install dedicated transformer(s) or other equipment to protect the safety or adequacy of electric service

Honorable Jaclyn A. Brilling, Secretary April 28, 2010 Page 2 of 2

provided to other customers, non-residential customers with solar generators less than 25 kilowatts shall pay for the costs of such equipment and installation, up to a maximum amount of \$350. Non-residential customers with wind generators less than 25 kilowatts shall pay for such costs up to a maximum amount of \$750. A customer taking service under the Farm Wind Electric Generating System Option with a wind generator that has a capacity greater than 25 kW, the customer shall pay for such costs up to a maximum amount of \$5,000. A non-residential customer with either a wind or solar generator equal to or greater than 25 kilowatts shall pay for costs of the transformer(s) or other equipment, including installation costs.

## **Newspaper Publication**

The Company respectfully requests that the requirement of § 66(12)(b) of the Public Service Law and 16 NYCRR §720-8.1 for newspaper publication be waived because a customer will be notified of these tariff changes when the customer submits an application for such service with the Company.

## **Company Contacts**

Please direct any questions pertaining to this filing to Lori Cole at (607) 762-8710 or to me at (585) 771-4692.

Very truly yours,

Mark O. Marini Manager, Regulatory & Tariffs Rate and Regulatory Economics

Enclosures