

December 1, 2009

VIA ELECTRONIC FILING

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

RE: Case 03-G-0766 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Rochester Gas and Electric Corporation for Gas Service

Dear Secretary Brilling:

The enclosed tariff leaves, issued by Rochester Gas and Electric Corporation (RG&E) are transmitted for filing in compliance with the New York Public Service Commission (PSC or Commission) Order Adopting Provisions of Joint Proposals With Conditions, issued and effective May 20, 2004 (the "Order") in the above-referenced proceeding, and Appendix 7-H (electronic tariff filing system) to the Commission's Codes, Rules and Regulations (16 NYCRR Appendix 7-H). The leaves will become effective January 1, 2010.

Eighth Revised Leaf No. 70 to PSC No. 16 Gas
Seventh Revised Leaf No. 127.17 to PSC No. 16 Gas

Section VII.2 of the Gas Rate Joint Proposal (GRJP) approved per the Order in the above referenced proceeding, directs RG&E to reset its Factor of Adjustment (FA) on January 1 of each year if the actual lost and unaccounted for volumes from the immediately preceding three 12-month periods ending August 31 fall outside +/- 5% of the currently effective FA. The FA will be reset based on the average of the actual lost and unaccounted for volumes from the immediately preceding three 12-month periods ending August 31, 2009. The attached filing updates the FA per the terms of the GRJP.

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 the Factor of Adjustment is updated through the monthly Gas Supply Charge (GSC) which appears on sales customers' bills. For customers served by an Energy Service Company (ESCO), the Company will communicate with the ESCO's directly to inform them of the revision.

Any correspondence or questions regarding this filing should be addressed to me at (585) 771-4692.

Very truly yours,

Mark O. Marini
Manager, Regulatory and Tariffs -
Rate and Regulatory Economics Department