



Orange and Rockland Utilities, Inc.  
4 Irving Place  
New York NY 10003-0987  
www.oru.com

August 26, 2009

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

Re: Criteria for Interruptible Gas Service

Dear Secretary Brilling:

Orange and Rockland Utilities, Inc. ("O&R" or the "Company") hereby submits for filing the following tariff leaves reflecting revisions to its Schedule for Gas Service, PSC No. 4 – Gas ("Gas Tariff").

Leaf 122.1	Revision 4
Leaf 122.1.1	Revision 0
Leaf 141	Revision 9
Leaf 141.1	Revision 5
Leaf 141.1.1	Revision 0

These tariff leaves filed electronically today are scheduled to become effective on December 1, 2009.

#### **Reason for Filing**

The purpose of this filing is to modify provisions of the Company's gas tariff relating to interruptible sales and transportation customers served under Service Classification Nos. 3 and 8, respectively. These service classifications currently include customer responsibility provisions requiring customers to maintain operable alternate fuel equipment and demonstrate adequate reserves of alternate fuel based on peak winter period conditions. These requirements currently apply to all interruptible customers.

Recently an O&R customer has requested an exemption from these requirements provided the customer agrees to shut down operations during Company-initiated interruptions. The Commission permits such an exemption<sup>1</sup> and this filing establishes provisions for this exemption in Service Classification Nos. 3 and 8.

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<sup>1</sup> Order Directing Utilities to File Revised Interruptible Gas Service Tariffs, issued August 24, 2000, in Case No. 00-G-0996.

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### **Summary of Tariff Changes**

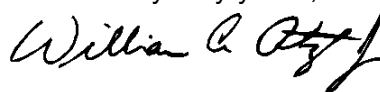
Service Classification Nos. 3 and 8 have been revised to state that requests for exemptions from the applicable reserve requirements for customers that elect to shut down operations during critical periods will be considered on a case-by-case basis. As a condition to obtaining such an exemption, the customer will be required to agree to: (1) install equipment, including automatic shut-off valves and communications equipment, at the customer's expense; (2) reimburse the Company for any other costs incurred by the Company due to the exemption and its implementation; and, (3) execute all documents deemed necessary by the Company to consider the exemption verifiable.

### **Conclusion and Notice**

Enclosed herewith is a "Notice of Proposed Rule Making" for publication in the State Register pursuant to the provisions of the State Administrative Procedures Act. The Company will publish notice of the changes filed today in accordance with the Commission's regulations on newspaper publication.

Any questions regarding this filing can be directed to me at (212) 460-3308.

Very truly yours,

A handwritten signature in black ink, appearing to read "William A. Atzl, Jr.", with a stylized flourish at the end.

William A. Atzl, Jr.  
Director – O&R Rates