

July 27, 2009

VIA ELECTRONIC FILING

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

Re: Case No. 09-M-0311 – Implementation of Chapter 59 of the Laws of 2009  
Establishing a Temporary Annual Assessment Pursuant to Public Service  
Law §18-a(6)

Dear Secretary Brillling:

Rochester Gas & Electric Corporation ("RG&E" or the "Company") hereby submits for filing the revised Temporary State Assessment Statements (TSAS), listed below, to become effective August 1, 2009 in compliance with Ordering Paragraph 1 of the New York Public Service Commission's (the "Commission") Order Implementing Temporary State Assessment in the above-referenced proceeding, issued and effective June 19, 2009 (the "Order") and Appendix 7-H (electronic tariff filing system) to the Commission's Codes, Rules and Regulations (16 NYCRR Appendix 7-H).

PSC No. 16 - Gas, Schedule for Gas Service - TSAS No. 2  
PSC No. 18 - Electricity, Schedule for Electric Service, Street Lighting - TSAS No. 2  
PSC No. 19 - Electricity, Schedule for Electric Service – TSAS No. 2

**Overview of the Filing**

On June 30, 2009, the Company submitted tariff revisions and statements in compliance with the Order; however, the Company's calculations of the Temporary State Assessment did not include the cash working capital in the estimated assessment as provided for in the Order<sup>1</sup>. Today's filing sets forth updated Temporary State Assessment Surcharges in further compliance with the Order.

**Newspaper Publication**

In accordance with Ordering Paragraph 3, the requirement of § 66(12)(b) of the Public Service Law regarding newspaper publication is waived.

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<sup>1</sup> Order at p.15

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**Company Contacts**

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

Very truly yours,

Mark O. Marini  
Manager, Regulatory and Tariffs  
Rates and Regulatory Economics Department

Enclosures