May 29, 2009

#### 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. 09-E-0228 – Rochester Gas & Electric Corporation's
Interim Adjustments to NBC Compliance Tariff
Filing

Dear Secretary Brilling:

Rochester Gas & Electric Corporation ("RG&E" or the "Company") hereby submits for filing the following enclosed tariff leaves in compliance with Ordering Paragraph 1 of the New York Public Service Commission's (the "Commission") Order Authorizing Interim Adjustments to Non-Bypassable Wires Charges, Case No. 09-E-0228, issued and effective May 18, 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. 19 – Electricity, Schedule for Electric Service

Leaf No. 160.28.1, Revision 3

Leaf No. 161.1.1, Revision 2

Leaf No. 164.1, Revision 8

Leaf No. 164.1.1, Revision 2

Leaf No. 166.1, Revision 8

Leaf No. 166.1.1, Revision 2

Leaf No. 174.1.1, Revision 2

Leaf No. 187.1, Revision 6

Leaf No. 187.1.1, Revision 1

Leaf No. 190.1, Revision 8

Leaf No. 190.1.1, Revision 2

Leaf No. 194.1.1, Revision 2

Leaf No. 210.1.1, Revision 2

Leaf No. 234.1.1, Revision 2

TCF Statement No. 8

# PSC No. 18 – Electricity, Schedule for Electric Service

Leaf No. 26.1, Revision 5

Leaf No. 26.1.1, Revision 1

Leaf No. 37.1, Revision 4

Leaf No. 37.1.1, Revision 2

Leaf No. 45.1, Revision 5

Leaf No. 45.1.1. Revision 2

TCF Statement No. 7

Effective: June 1, 2009

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#### **Tariff Revisions**

The Commission determined in the Order that RG&E shall make adjustments to reconcile its Non-Bypassable Charges ("NBC") during 2009 without waiting for reconciliation in 2010<sup>1</sup>. In compliance with the Order, RG&E is submitting revisions to its tariffs and Transition Charge – Fixed (TCF) Statement to implement an interim adjustment as of June 1, 2009.

Each month thereafter the Company will examine the forecasted year-end difference between the NBC dollars the Company expects to collect and an updated forecast of NBC dollars. If the expected under- or over-collection exceeds \$10 million, an interim reconciliation adjustment will be applied to the NBC the following month. Any remaining reconciliation that is required for 2009 will be reflected in the calculation of the 2010 NBC.

Customers taking service under RG&E's Fixed Price Option and ESCO Option with Supply Adjustment will not be subject to an interim reconciliation adjustment. Asset Sale Gain Account credits that the Company owes to customers will be used to mitigate the increase in NBC charges for them<sup>2</sup>.

# Newspaper Publication

In accordance with Ordering Paragraph 2, the requirements of § 66(12)(b) of the Public Service Law regarding newspaper publication are waived.

## **Company Contacts**

Please direct any questions pertaining to this filing to Lori Cole at (607) 762-8710 or to Carl King at (607) 347-2959.

Very truly yours,

Mark O. Marini Manager, Regulatory & Tariffs Rates & Regulatory Economics

Enclosures

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<sup>&</sup>lt;sup>1</sup> Pursuant to RG&E's tariffs, PSC No. 19 and PSC No. 18, the Company will true-up all components of the NBC.

<sup>&</sup>lt;sup>2</sup> Order, page 10.