



June 15, 2012

VIA ELECTRONIC MAIL

Honorable Jaclyn A. Brillling, Secretary  
State of New York 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) – Annual  
Compliance Filing

Dear Secretary Brillling:

New York State Electric & Gas Corporation ("NYSEG") and Rochester Gas and Electric Corporation ("RG&E") (together "the Companies") hereby submits for filing the enclosed statements, listed below, to become effective July 1, 2012, 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).

**NYSEG:**

PSC No. 120 – Electric, Schedule for Electric Service – TSAS No. 5  
PSC No. 121 – Electric, Schedule for Electric Service – TSAS No. 5  
PSC No. 87 – Gas, Schedule for Gas Service – TSAS No. 4  
PSC No. 88 – Gas, Schedule for Gas Service – TSAS No. 5

**RG&E:**

PSC No. 18 – Electric, Schedule for Electric Service – TSAS No. 4  
PSC No. 19 – Electric, Schedule for Electric Service – TSAS No. 5  
PSC No. 16 – Gas, Schedule for Gas Service – TSAS No. 5

**Overview of the Filing**

Today's filing sets forth updated Temporary State Assessment Surcharges in compliance with the Order.

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For electric and gas service, the Companies allocated the Temporary State Assessment Surcharge amounts to the respective service classes based on the Company's 2011 delivery and supply revenues and the estimated 2011 ESCO supply revenues.

Electric and gas surcharge rates were then derived based on the resulting allocated Temporary State Assessment amount for each service class. For all services, the total assessment requirements for the fiscal year ending June 2013 compared to the forecasted revenue that would be collected at current surcharge rates indicates a surplus. The Companies are therefore filing for a reduction in the surcharge rates for all service classes.

**Newspaper Publication**

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

**Company Contacts**

Please direct any questions pertaining to this filing to Kathy Grande at (585) 771-4514 or to me at (607) 762-8710.

Very truly yours,



Lori A. Cole  
Manager, Regulatory & Tariffs  
Rates and Regulatory Economics Department

Enclosures