



**Margaret Comes**  
Senior Attorney

August 21, 2013

Honorable Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Re: Consolidated Edison Company of New York, Inc. ("Con Edison")  
Amendment to Section 14.3 Attachment H-1 of the New York Independent System  
Operator ("NYISO") Open Access Transmission Tariff ("OATT")  
Docket No.ER13-\_\_\_\_\_ - \_\_\_\_\_

Dear Ms. Bose:

Pursuant to Section 35.13 of the Federal Energy Regulatory Commission's ("Commission") regulations (18 C.F.R. § 35.13), Consolidated Edison Company of New York, Inc. ("Con Edison" or "the Company") submits for filing tariff revisions to the New York Independent System Operator, Inc. ("NYISO") Open Access Transmission Tariff ("OATT") to adjust certain entries in Section 14.3 Attachment H-1 of the NYISO OATT to reflect the expiration of Pre-OATT Grandfathered Agreements listed in that section of the OATT.

### ***Documents Submitted***

1. This filing letter;
2. A clean version of the proposed revisions to the NYISO OATT; and
3. A blacklined version of the proposed revisions to the NYISO's OATT.

### ***Background***

The NYISO Wholesale Transmission Service Charge ("TSC") is calculated pursuant to Section 14.1 of the NYISO OATT. The TSC is a charge to wholesale customers equal to the Revenue Requirement of each New York Transmission Owner ("NY TO" or "Company") adjusted by several factors, and includes revenues from grandfathered rights under Pre-OATT

Grandfathered Existing Transmission Agreements (“Pre-OATT Grandfathered Agreements” or “Existing Transmission Agreements” or “ETAs”) listed in Attachment L of the NYISO OATT. These revenues (“grandfathered rights revenues”) are treated as revenue credits in developing the revenue component of each Company’s TSC Rate. The ETAs and the associated grandfathered rights revenues are listed in Section 14.3 of the OATT.

### ***Proposed Tariff Changes***

The purpose of this filing is to update section 14.3 and eliminate the Pre-OATT Grandfathered Agreements for Consolidated Edison Company of New York, Inc. (“Con Edison”) that have expired. The Con Edison Pre-OATT Grandfathered Agreements that are used to calculate the grandfathered rights revenues for the Con Edison TSC are listed at Section 14.3.6 of the OATT. The expired Pre-OATT Grandfathered Agreements (by Rate Schedule number) that are being eliminated from section 14.3.6 by this filing are as follows:

- FERC Rate Schedule No. 102<sup>1</sup>
- FERC Rate Schedule No. 78<sup>1</sup>
- FERC Rate Schedule No. 66<sup>2</sup>
- FERC Rate Schedule No. 112<sup>3</sup>
- FERC Rate Schedule No. 105<sup>3</sup>

### ***Section 35.13 Requirements***

Con Edison respectfully requests a waiver of the Commission’s regulations regarding filing requirements (18 C.F.R. § 35.13) to the extent that these sections are applicable to the enclosed filing and to the extent that the material submitted in this filing may fail to comply precisely with those requirements.

### ***Proposed Effective Date***

Con Edison requests that the proposed tariff amendments be accepted and that they be made effective sixty days from the date of this filing.

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<sup>1</sup> Rate Schedule Nos. 78 and 102 were cancelled by Commission Letter Order in Docket No. ER12-1963 (July 31, 2012).

<sup>2</sup> Rate Schedule No. 66 was cancelled by Commission Letter Order in Docket No. ER13-885 (March 11, 2013).

<sup>3</sup> Rate Schedule Nos. 105 and 112 were cancelled by Commission Letter Order in Docket No. ER09-415 (January 27, 2009).

***Persons Receiving This Filing***

A copy of this filing has been served via U.S. Mail to the following:

Hon. Kathleen H. Burgess  
Secretary to the Commission  
New York State Public  
Service Commission  
Three Empire State Plaza  
Albany, New York 12223

***Communications***

Communications concerning this filing should be addressed to:

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***Conclusion***

For the reasons set forth above, Con Edison respectfully requests that the Commission accept this filing and allow it to become effective as discussed herein.

Respectfully submitted,

By: s/ \_\_\_\_\_  
Margaret Comes

Enclosures