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September 1, 2023

BY ELECTRONIC FILING

Hon. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
Dockets Room, Room 1A
888 First Street, N.E.
Washington, DC 20426

**Re: Consolidated Edison Company of New York, Inc.
Proposed Formula Rate Template and Protocols
NYISO OATT Rate Schedules 19 and 10**

**Response to Deficiency Letter
Docket No. ER23-2212-00_**

Dear Secretary Bose:

Consolidated Edison Company of New York, Inc. (“Con Edison” or “Applicant”) hereby submits the enclosed response to the Federal Energy Regulatory Commission’s (“Commission” or “FERC”) letter requesting further information issued on August 18, 2023 in the above-referenced docket. This submittal supplements the filing the New York Independent System Operator, Inc. (“NYISO”) made on Con Edison’s behalf on June 22, 2023.

I. Background

On June 22, 2023, the NYISO filed on behalf of Applicant and pursuant to Federal Power Act Section 205 and Part 35.13 of the Commission’s regulations, proposed revisions to the NYISO Open Access Transmission Tariff (“OATT”).¹ Those revisions are to establish Con Edison’s formula rate template and associated implementation protocols (together “Formula Rate”), and to derive and recover the costs of eligible transmission projects identified and designated under Rate Schedules 19 and 10 of the NYISO OATT, as explained further in the submittal. On August 18,

¹ The NYISO submitted the initial June 22, 2023 filing, and submits this filing, on behalf of Con Edison solely in its role as administrator of the NYISO OATT. The burden of demonstrating that the proposed tariff amendments are just and reasonable rests with Con Edison. The NYISO takes no position on any substantive aspect of this filing. Unless otherwise defined herein, capitalized terms used herein have the meanings ascribed to them in the NYISO OATT.

2023, the Commission issued a deficiency letter requesting additional information concerning the Applicant's filing.

II. List of Documents

The Applicant's filing consists of this transmittal letter and the following related supporting documentation:

1. Attachment 1 – Applicant's narrative responses to FERC's August 18 letter
2. Attachment 2 – Updated clean copy of the formula rate protocols (as set forth in proposed Section 6.19.8.2.1 of Attachment 3 to Rate Schedule 19 of the NYISO OATT)
3. Attachment 3 – Updated redlined copy of the formula rate protocols (as set forth in proposed Section 6.19.8.2.1 of Attachment 3 to Rate Schedule 19 of the NYISO OATT)²
4. Attachment 4 – Applicant's New York State Public Service Commission ("NYPSC") 2023 rate case depreciation rate testimony (including depreciation study and exhibits)
5. Attachment 5 – Applicant's NYPSC 2023 rate case depreciation work papers (comprising five excel worksheets)³
6. Attachment 6 – Applicant's NYPSC 2023 rate case agreed to depreciation rates in the joint proposal resolving the case
7. Attachment 7 – NYPSC 2023 rate case order approving the joint proposal (including the depreciation rates agreed to therein)
8. Attachment 8 – Updated clean copy of Applicant's formula rate template (as set forth in proposed Section 6.19.8.2.2 of Attachment 3 to Rate Schedule 19 of the NYISO OATT)⁴

² Attachment 3 depicts in redline format only the incremental changes to Section 6.19.8.2.1 of Attachment 3 to Rate Schedule 19 of the NYISO OATT proposed in the initial June 22, 2023 filing.

³ Exhibit DP-2 through DP-5 provided as part of Attachment 5 are also included in PDF within Attachment 4 to this filing.

⁴ An unpopulated version of the updated formula rate template in native excel format is also being submitted with this filing.

9. Attachment 9 – Updated redlined copy of Applicant’s formula rate template (as set forth in proposed Section 6.19.8.2.2 of Attachment 3 to Rate Schedule 19 of the NYISO OATT)⁵

III. Service

Con Edison will send an electronic copy of this filing to the official representative of each party to this proceeding and to the proceedings associated with the August 19, 2022 order issued by the Commission in Docket No. ER22-2152-000, *et al.*,⁶ which includes the NYPSC. In addition, a complete copy of this filing will be posted in the NYISO’s website at www.nyiso.com. The NYISO has confirmed to Con Edison that it will send an electronic link to this filing to the official representative of each of its customers and each participant on its stakeholder committees. Finally, as required by FERC’s August 18 letter, Con Edison will provide a copy of this filing to Paul Robinson of FERC, at the email address provided therein.

IV. Conclusion

Con Edison respectfully requests the Commission accept: (1) this informational filing for filing in the above-referenced proceeding; and (2) accept Applicant’s proposed tariff revisions (including the incremental changes proposed herein) effective as of August 22, 2023 (*i.e.*, the effective date requested in the initial June 22, 2023 filing in this proceeding).

Respectfully submitted,

/s/ Susan J. LoFrumento

⁵ Attachment 9 depicts in redline format only the incremental changes to Section 6.19.8.2.2 of Attachment 3 to Rate Schedule 19 of the NYISO OATT proposed in the initial June 22, 2023 filing.

⁶ *Consolidated Edison Co. of N.Y., Inc. et al.*, 180 FERC ¶ 61,106 (2022).

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document and attachments on those parties on the official Service List compiled by the Secretary in this proceeding.

Dated at New York, New York, this 1st day of September 2023.

/s/ Susan J. LoFrumento

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