

Consumer Power Advocates

Continuum Health Partners
Fordham University
Luthin Associates, Inc.
Memorial Sloan Kettering Cancer Center
NYU Hospitals Center

Montefiore Medical Center
Mount Sinai Medical Center
New York Presbyterian Hospital
New York University

Via e-mail to secretary@dps.ny.gov

March 26, 2013

Honorable Jeffrey Cohen
Acting Secretary
New York Public Service Commission
Three Empire State Plaza
Albany, New York
12223-1350

RE: Cases 09-S-0794, 09-S-0029, 13-S-0032

Dear Acting Secretary Cohen:

Consumer Power (CPA) is an active party in all of the above captioned cases, and wishes to express its support of the motion by New York City to consolidate the Con Edison compliance filing regarding the allocation of East River Repowering Project (ERRP) costs into the current steam rate case.

CPA supports the return to the incremental allocation approach as proposed by the Company in its compliance filing, for all the reasons enumerated by the Company in its compliance filing and by the City in its motion. The facts included in the record of the 2009 cases supporting the incremental method are persuasive to CPA, but we also understand that any decision with such significant impact on steam customers must be based on the most complete record available. To the extent the Commission finds that the record in the compliance filing is insufficient to support Con Edison's request to restore the incremental method, the Commission should allow the parties to develop such a record. We believe consolidation of this issue into the rate case provides the best opportunity to provide such a record.

In the event that the Commission does not accept Con Edison's request to return to the incremental method, we urge the Commission to act favorably on the City's motion.

Respectfully submitted,

Catherine M. Luthin

Executive Director
Consumer Power Advocates

cc: All Active Parties

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