



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

ERIC T. SCHNEIDERMAN  
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE  
ENVIRONMENTAL PROTECTION BUREAU

March 15, 2013

VIA ELECTRONIC MAIL

Hon. Paul Agresta  
Administrative Law Judge  
New York State Department  
of Public Service  
Three Empire State Plaza  
Albany, NY 12223

RE: Cases 13-E-0030, 13-G-0031, 13-S-0032  
In the Matter of Consolidated Edison  
Company of New York, Inc – Electric,  
Gas and Steam Rates  
Request for POL § 74 Protection Order Exemption/  
Modification of February 11, 2013 Interim Order

Dear Judge Agresta:

I am writing on behalf of intervenor New York State Office of the Attorney General (OAG) to request an exemption, pursuant to Public Officers Law § 74, from the requirement established under your February 11, 2013 Interim Order, that parties seeking access to confidential, "protected" information must first execute a Protection Agreement. Pursuant to the Interim Order, paragraph 3:

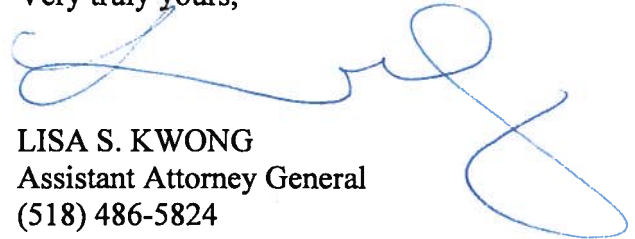
Employees of the New York State Department of Public Service (DPS Staff) and the Utility Intervention Unit, Division of Consumer Protection, New York State Department of State (UIU), and the New York State Office of General Services (OGS) are subject to the provisions of §15 of the Public Service Law, §74 of the Public Officers Law, or both, which provide for disciplinary action, fine, or prosecution for the disclosure of confidential information. Therefore, employees of the DPS Staff, UIU and OGS are not required to execute the Protection Agreement in Protective Order to have access to Protected Information.

(emphasis added).

Like DPS, UIU and OGS employees, OAG employees are subject to the requirements of POL § 74. Accordingly, we ask that the Interim Order be modified to include the OAG in the list of agencies whose employees are authorized to access confidential, protected information in this proceeding without the need for a separately executed Protection Agreement.

Thank you.

Very truly yours,



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cc: via DPS-DMM

All Parties