

STATE OF NEW YORK
DEPARTMENT OF PUBLIC SERVICE

corresp

March 22, 2004

TO: CHAIRMAN FLYNN and COMMISSIONERS DUNLEAVY, BENNETT,
WEISS and GALVIN

FROM: WILLIAM BOUTEILLER, Administrative Law Judge

SUBJECT: CASES 03-G-1671 and 03-S-1672 - Consolidated Edison
Company of New York, Inc. - NOTICE OF SETTLEMENT
DISCUSSIONS - For Informational Purposes Only.

In November 2003, Consolidated Edison filed for a \$105.7 million (9.5%) natural gas rate increase and a \$140.3 million (13.8%) steam rate increase. Recently, the active parties filed their testimony opposing and challenging aspects of the rate filings. Evidentiary hearings in these cases are scheduled to start on April 26, 2004.

By letter dated March 18, 2004, Consolidated Edison provided notice of formal settlement negotiations, beginning on March 26th. The company, Department of Public Service Staff, and other parties will meet to discuss a possible settlement of any or all of the issues that surfaced in the parties' testimony opposing the rate filing.

In accordance with the Commission's rules, I reviewed the contents and the delivery of the March 18th notice for the settlement discussions and found it to be in compliance with the applicable requirements. The notice was delivered to the persons whose names are being kept on the active parties lists for the rate proceeding. Such persons are being provided a reasonable opportunity to prepare for and participate in the upcoming negotiations.¹

cc: Directors
Mr. Powers
Ms. Brillling
Mr. Davidson
Mr. Flanagan
Mr. Collins
Ms. Galsterer
Ms. Hacker

¹ 16 NYCRR §3.9.