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*conesp*  
**Public Utility Law Project**

PUBLIC SERVICE COMMISSION

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ALBANY, N.Y.  
January 26, 2004

*03-G-1671*  
*03-S-1672*  
*Copies to: AJ Butcher*

Hon. Jaclyn Brilling, Secretary  
New York State Public Service Commission  
Three Empire State Plaza  
14<sup>th</sup> Floor  
Albany, New York 12223-1350

Re: Case 03-G-1671 - *Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. and*  
Case 03-S-1672 - *Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc.*

Dear Secretary Brilling:

The Public Utility Law Project of New York, Inc. (PULP) is a not-for-profit organization representing the interests of low and fixed income residential consumers throughout New York State in matters affecting energy, utility and telecommunication services. PULP respectfully requests permission to intervene in both of the above referenced proceedings. PULP's intervention is appropriate because its participation "is likely to contribute to the development of a complete record [and] is otherwise fair and in the public interest." 16 New York Code, Rules and Regulations, Section 4.3(c)(1).

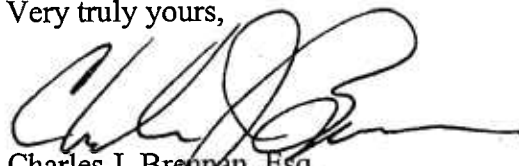
PULP has been an active participant on behalf of the low income and fixed income energy consumers in Consolidated Edison Company of New York, Inc.'s (Con Edison or the Company) service territory in many, if not all, of Con Edison's recent gas (and electric) rate cases. PULP's intervention will insure that in this gas rate case (03-G-1671) the interests, needs and concerns of a substantial number of Con Edison customers (low and fixed income residential gas customers) will be clearly and appropriately part of the complete record. In fact, it is fair and in the public interest that this group of customers with unique and distinctive concerns be represented in this proceeding with a single voice.

In addition, PULP has been treated as an active party since the inception of this gas rate case proceeding (03-G-1671). In December 2003, when Con Edison filed testimony and exhibits with the Commission PULP was served with a copy of those documents. It is likely that Con Edison recognized PULP's on going interest because of our active participation in the Company's prior gas rate case (00-G-1456). Indeed, on December 12, 2003 PULP was invited, by e-mail from the Company, to attend a meeting on January 7, 2004 "to discuss Con Edison's

recently filed gas rate case." PULP attended that meeting. In order to effectively continue our representation, PULP respectfully requests that permission for PULP to intervene in Case 03-G-1761 be granted.

PULP also seeks permission to intervene in Con Edison's recently commenced steam rate case (03-S-1672). At the Con Ed meeting on January 7, 2004 it was determined that the steam rate case and the gas rate case while separate would be "managed" pursuant to a common schedule with regard to milestones such as discovery, hearings, briefs, etc. Thus, in order to insure PULP's ability to properly represent our constituents, we respectfully request permission to intervene in Case 03-S-1672.

Very truly yours,



Charles J. Brennan, Esq.  
Gerald A. Norlander, Executive Director  
Ben Wiles, Senior Attorney  
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cc: active party lists  
03-G-1671 and 03-S-1672