

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 13-E-0030 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.

CASE 13-G-0031 - Proceeding on Motion of the Commission as to the Rates, Charges, Rules and Regulations of Consolidated Edison Company of New York, Inc. for Gas Service.

RULING DENYING PARTY STATUS

(Issued May 15, 2013)

PAUL AGRESTA and JULIA S. BIELAWSKI,
Administrative Law Judges:

On May 10, 2013, New York State Electric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed a Party Status Request Form in these cases. The request states that these proceedings "may address issues impacting all regulated utilities in the state and, thus, could have implications" for NYSEG, RG&E and other utilities.

According to NYSEG and RG&E, the level of their participation, and whether that participation would assist the Commission in deciding these cases, will depend on what issues are actually raised. Their request does not identify any specific issue.

Commission Rule 4.3(c)(1) provides that a request to intervene demonstrate that participation by the requesting party "is likely to contribute to the development of a complete record or is otherwise fair and in the public interest." Previous requests for party status substantively indistinguishable to the one at issue here have been denied in other rate cases on the ground that a generic statement of interest fails to meet this

standard.¹ A grant of party status is not necessary to satisfy an entity's general interest in monitoring a proceeding with the possibility of further participation as issues are identified.² That monitoring can be done through the Commission's website on which all documents filed with the Secretary are posted, including testimony, motions and briefs. The Secretary has already included NYSEG and RG&E on the service lists for these cases, which ensures that their representatives will receive e-mail notice of every filing with a link to the document. Accordingly, we deny the request of NYSEG and RG&E for party status without prejudice to its being resubmitted in the future with the showing required by Rule 4.3(c)(1).

(SIGNED)

PAUL AGRESTA

(SIGNED)

JULIA S. BIELAWSKI

¹ Case 11-G-0280, Corning Natural Gas Corporation - Rates, Ruling Denying Party Status (issued September 7, 2011), p. 2; Case 10-E-0362, Orange & Rockland Utilities, Inc. - Rates, Ruling on Schedule and Other Procedural Matters (issued October 5, 2010), pp. 5-6; Case 96-E-0132, Long Island Lighting Company - Rates, Ruling on NYSEG's Intervention (issued May 7, 1996), p. 3.

² See Case 96-E-0132, supra, Order Denying Interlocutory Appeal (issued July 31, 1996), p. 3.