

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 12-M-0306 - Request for Investigation of Utility Workers Union of America, AFL-CIO, Local 1-2, Utility Workers Union of America, New York Central Labor Council and New York State AFL-CIO

NOTICE SOLICITING FURTHER COMMENTS

(Issued July 23, 2012)

On July 10, 2012, the Utility Workers Union of America, AFL-CIO, Local 1-2, Utility Workers Union of America, New York Central Labor Council and New York State AFL-CIO (Union) submitted a Motion for Initiation of Expedited Investigation and Interim Relief. On July 13, 2012, the Public Utility Law Project of New York, Inc. (PULP) requested intervention and active party status in the proceeding.

Consolidated Edison Company of New York, Inc. (Con Edison or the Company) submitted a response on July 17, 2012 raising, among other things, federal preemption.

On July 20, 2012, the Union and PULP, pursuant to 16 NYCRR 3.6(d)(3), each requested leave to reply to Con Ed's response on the basis that there are extraordinary circumstances present that warrant a response, which the Union states includes the safety and reliability of service.

To ensure that the issues raised by the Union's petition and Con Ed's response are fully joined, the Union's request for leave to reply is granted. The Union may submit comments to Con Ed's response on or before July 30, 2012, addressing, among other issues, the federal preemption issue raised by Con Ed.

PULP's request for active party status is granted. PULP's request for leave to reply is also granted. PULP and any other interested persons wishing to comment on the Union's petition and Con Ed's response to the Union's petition may submit them electronically to the Secretary by e-filing through the Department's Document and Matter Management System (DMM), on or before July 30, 2012 or deliver their comments to Hon. Jaclyn A. Brillling, Secretary of the New York State Public Service Commission, Three Empire State Plaza, Albany, New York, 12223-1350.

All comments submitted to the Secretary will be posted on the Commission's Web site and become part of the official case record.

(SIGNED)

JACLYN A. BRILLING
Secretary