



March 18, 2009

PUBLIC SERVICE  
REGULATORY  
EXECUTIVE BOARD

2009 MAR 23 PM 1:58

State of New York Department  
of Public Service  
Three Empire State Plaza  
Albany, NY 12223-1350

RE: Cases 09-E-0082 and 09-G-0083 – Newspaper Publication

Dear Commissioners:

In accordance with the requirement of Section 66 (12)(b) of the Public Service Law and 16NYCRR Section 720-8.1, New York State Electric & Gas Corporation (“NYSEG”) hereby advises that notices of NYSEG’s January 27, 2009, Electric and Gas Rates Filing, Cases 09-E-0082 and 09-G-0083, have been published once in each week for four successive weeks in newspapers having general circulation in each customer rate area affected by the proposed changes.

Below is a listing of all newspapers that published the advertisement:

Newspaper	Location	First Publication Date
Albany Times Union	Albany	2/7/09
Auburn Citizen	Auburn	2/7/09
Batavia Daily News	Batavia	2/7/09
Binghamton Press & Sun Bulletin	Binghamton	2/7/09
Buffalo News	Buffalo	2/7/09
Corning Leader	Corning	2/7/09
Cortland Standard	Cortland	2/7/09
Daily Gazette	Schenectady	2/7/09
Daily Messenger	Canandaigua	2/7/09
Dunkirk Observer	Dunkirk	2/7/09
Elmira Star Gazette	Elmira	2/7/09
Finger Lakes Times	Geneva	2/11/09
Hornell Evening Tribune	Hornell	2/11/09
Ithaca Journal	Ithaca	2/7/09
Journal News – Northern Edition	Westchester County	2/7/09
Lockport Union-Sun and Journal	Lockport	2/7/09
Medina Journal Register	Medina	2/6/09
Norwich Evening Sun	Norwich	2/6/09
Olean Times Herald	Olean	2/7/09
Oneida Daily Dispatch	Oneida	2/7/09
Oneonta Daily Star	Oneonta	2/7/09

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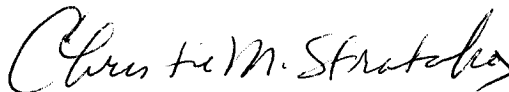


Plattsburgh Press Republican	Plattsburgh	2/7/09
The Post-Star	Glens Falls	2/7/09
The Poughkeepsie Journal	Poughkeepsie	2/7/09
Register Star	Hudson	2/7/09
Saratogian	Saratoga	2/7/09
Syracuse Post-Standard	Syracuse	2/7/09
Times Herald Record	Middletown	2/7/09
Troy Record	Troy	2/7/09
Utica Observer-Dispatch	Utica	2/7/09
Watertown Daily Times	Watertown	2/7/09
Wellsville Daily Report	Wellsville	2/10/09

Enclosed are Affidavits of Publication from these newspapers, plus copies of the notice as published.

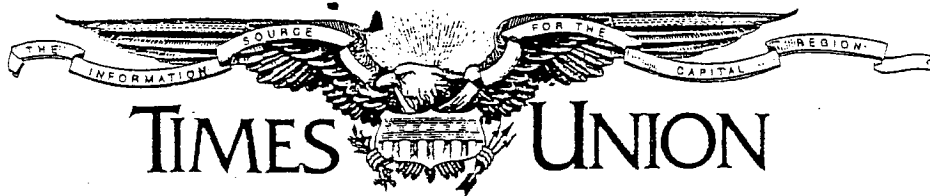
Should you have any questions regarding these newspaper publications, please contact Lori Cole at (607) 762-8710.

Very truly yours,



Christine M. Stratakos  
Manager, Pricing & Analysis  
Rates & Regulatory Economics

Enclosures



KATHLEEN HALLION  
ADVERTISING DIRECTOR

To Whom It May Concern::


This is to certify that we have published advertising as follows:

Account: NYSEG  
Size of Ad: 4 column x 5"  
Featuring: Public Notice  
Date: Feb. 7, 11, 19 and 23 2009  
Paper: Albany Times Union

State of New York  
County of Albany

Sworn to and subscribed before me

This 23 day of February, 2009

  
Notary Public

JODI M. BURICK  
Notary Public, State of New York  
No. 4898040  
Qualified in Albany County 2009  
Commission Expires October 19, 2009



**AFFIDAVIT OF DISTRIBUTION**

STATE OF New York  
COUNTY OF Cayuga  
CITY OF Auburn

I, Kevin Jessie, being duly sworn on oath now and during all times herein stated, have been the designated agent of the publication known as, **The Citizen** ("Publication") and have full knowledge of the facts herein stated as follows:

The ads for **New York State Electric & Gas(NYSM)** ("Ad/Advertiser") with I/O No. 12350 were published in the Publication on February 7<sup>th</sup>, 12<sup>th</sup>, 19<sup>th</sup> and 23rd, 2009.

By: Kevin Jessie 2/23/09

Notary Seal:  
2009.

Subscribed and sworn to before me this  
23<sup>rd</sup> day of February,

Carol Speech  
Notary Public

**Carol Speech**  
Notary Public  
State of New York  
OISP6139936  
Qualified In Cayuga County  
Commission Expires 01/17/2010



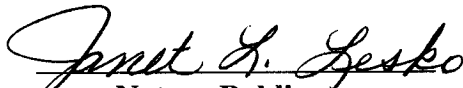
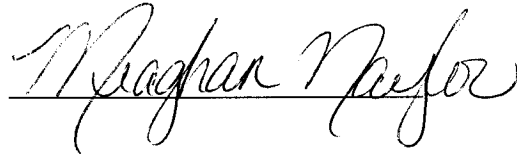
AFFIDAVIT OF PUBLICATION

State of New York  
Town of Vestal  
County of Broome, ss.:

Meaghan Naylor being duly sworn, deposes and says that she is the Principal Clerk of the Binghamton Press Company Inc., publisher of the following newspaper printed in Johnson City published in the Town of Vestal New York and of general circulation in the Counties of Broome, Chenango, Delaware, Tioga State of New York and Susquehanna County State of Pennsylvania PRESS & SUN BULLETIN.

A notice of which the annexed is a printed copy, was published on the following dates:  
**2/7,2/11,2/19, and 2/23**

Sworn to before me this 9th  
day of March 9, 2009

  
Notary Public

JANET LESKO  
Notary Public, State of New York  
County of Tioga, 4722796  
My Commission Expires 7/31/10

**POLICE BRIEFS**

**UNION**

**Endwell man faces drug charges**

A 38-year-old Endwell man is facing felony drug charges after he was stopped by Broome County sheriff's deputies Thursday on Hooper Road in Union, according to the Broome County Special Investigations Unit Task Force.

The task force from the sheriff's office and Binghamton police department was investigating the sale of crack cocaine.

After stopping Kyle Paulson, of JFK Boulevard, in his car, deputies executed a search warrant and found \$3,900 and a small amount of crack packaged for sale, the task force said.

Paulson was charged with two counts of third-degree criminal sale of a controlled substance and single counts of third-degree criminal possession of a controlled substance and tampering with physical evidence, all felonies. He was arraigned Friday in city court and sent to the Broome County jail without bail.

— Jim Wright

**Driver faces felony charges**

With help from the state police, the Broome County Sheriff's Office stopped a 52-year-old man accused of driving while intoxicated on Route 17 west.

Deputy Leon Brown said he followed Patrick A. Terrence, of Airport Road, Union, before a state police investigator in an unmarked car helped him box in the car.

The incident occurred around 7:15 p.m. Tuesday as the deputy saw the car swerving.

Terrence is to appear Feb. 23 in Town of Union Court to answer charges of driving while intoxicated and driving while intoxicated with a blood alcohol content in excess of 0.08 percent, felonies, and moving from lane, failure to yield and refusal to take a breath test, vehicle infractions.

— Jim Wright

**STIMULUS**

CONTINUED FROM PAGE 1A

\$780 billion, including Obama's signature tax cut of up to \$1,000 for working couples. Much of the new spending would be for victims of the recession, in the form of unemployment compensation, health care and food stamps.

Other supporters said the price tag was actually higher, at \$827 billion. Republican critics complained that whatever the cost, billions were ticketed for programs that would not create jobs. Official cost figures were not available.

In a key reduction from the bill that reached the Senate floor earlier in the week, \$40 billion would be cut from a "fiscal stabilization fund" for state governments' education costs, though \$14 billion to boost the maximum for college Pell Grants by \$400 would be preserved, as would aid to local school districts for the No Child Left Behind law and special education.

A plan to help the unemployed purchase health insurance would be reduced to a 50 percent subsidy instead of two-thirds.

The agreement capped a tense day of backroom negotiations in which Senate Majority Leader Harry Reid, joined by White House chief of staff Rahm Emanuel, sought to attract the support of enough Republicans to give the measure the needed 60-vote majority. Democrats hold a 58-41 majority in the Senate, including two independents.

**Kennedy called in**

Uncertain of the outcome of the talks, Democrats called Sen. Edward M. Kennedy back to Washington in case his vote was needed. The Massachusetts senator, battling brain cancer, has been in Florida in recent days and has not been in the Capitol since suffering a seizure on Inauguration Day more than two weeks ago.

In addition to Collins, Republican Sens. Arlen Specter of Pennsylvania and Olympia Snowe of Maine pledged to vote for the legislation.

Whatever the price tag, the compromise marked a victory for the new president, who

has veered between calls for bipartisanship and increasingly strong criticism of Republicans in recent days. And it indicated that Democratic leaders remain on track to deliver a bill to the White House by the end of next week.

"The world is waiting to see what we're going to do in the next 24 hours," said Reid, who has spent much of the week trying to balance demands among moderates in both parties against pressure for a larger bill from liberals in his own rank and file.

By midday, the majority leader had spoken once with Obama by phone and five times with Emanuel. He met with Collins and Specter as well as Sen. Ben Nelson, a conservative Nebraska Democrat who had long advocated cuts in the House-passed bill.

Later, Nelson declared on the Senate floor, "We trimmed the fat, fried the bacon and milked the sacred cows." He said the compromise included \$350 billion in tax cuts that would reach 95 percent of all Americans.

One Republican-proposed document that circulated earlier called for cuts of \$60 billion from money Democrats want to send to the states. That money is targeted to avoid budget cuts for schools as well as law enforcement and other programs.

**Spending combined with tax cuts**

At its core, the legislation is designed to ease the worst economic recession in generations, and combines hundreds of billions of dollars in new spending with tax cuts. Much of the money would go for victims of the recession in the form of food stamps, unemployment compensation and health care. There are funds, as well, for construction of highways and bridges.

But the administration also decided to use the bill to make a down payment on key domestic initiatives, including creation of a health technology industry and green jobs designed to make the country less dependent on imported oil.

And Democrats in Congress decided to add additional huge sums for the states struggling with the recession, as well as billions more for favored programs such as parks, the repair of monuments in federal cemeteries, health and science research and more.

**SCANDAL**

CONTINUED FROM PAGE 1A

were sent directly to Piaker & Lyons each year, Lewis said.

"When it first broke, I said, 'That name sounds familiar,'" Lewis said, referring to Madoff. Lewis soon realized it was because he had seen the name on his client's tax returns.

The extent of Local 325's investments with Madoff could not be learned Friday. A man at its Emma Street office said the union's business manager, Jim Collins, was in a trustees' meeting and could not be reached. He said the union was still trying to sort out the effect on its investments.

Local 325 wasn't the only union invested with Madoff. The Empire State Carpenters Union Local 747 also was on the list. The Syracuse-based local had members' retirement money invested, though members and retirees have been assured they will continue to receive pension checks, according to the Syracuse Post-Standard.

The list of client names, including those of Madoff's relatives, numerous celebrities, dead people and charitable institutions, is on a 162-page document. Each page carries 84 single-spaced lines. Some customers are listed multiple times, presumably because they had multiple accounts.

Customers include prominent people and institutions that already had been publicly revealed, such as the Wilpon family, which owns the New York Mets.

The amount each person or institution invested with Madoff wasn't listed.

One client is Ira Sorkin, the attorney who's defending Madoff against charges he perpetrated the biggest financial fraud in history. Others include Madoff's wife, sons, brother and other relatives.

The list was compiled by AikxPartners LLP, a Dallas company hired as claims agent by the trustee overseeing the liquidation of Bernard L. Madoff Investment Securities LLC.

Madoff hasn't been indicted. He's being held under house arrest at his multimillion-dollar New York City penthouse.

The Associated Press contributed to this report.



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**SKIER**

CONTINUED FROM PAGE 1A

session to session.

"You know it's got to be in the muscle memory," said her mother Cheryl, who is a Union Endicott High School librarian and recently certified adaptive ski instructor.

Simple tasks such as putting away groceries, however, demonstrate how Neelam differs from her peers. Her parents have to give her step-by-step instructions: Put the can of soup in the cupboard, put the ice cream in the fridge, put the chicken in the fridge.

But Neelam has skied enough times that she instinctively knows how to react on the slopes.

When Neelam was 6, she was a fearless skier, her father said. "You would follow her down the mountain with your fingers crossed," he said.

"I like going fast and the wind

**CHANGE IN TERMS**

At one time, the Special Olympics was known as a sport event for people with "mental retardation," but in 2004 the terminology was changed to "intellectual disabilities," according to Cary McPartin, Special Olympics senior manager.

The Special Olympics Board of Directors approved the change Feb. 24, 2004. Special Olympics Chairman Timothy Shriver wrote in a letter to athletes at the time: "In an ideal world, labels would not exist but language choices can and do have a powerful impact on impressions and attitudes."

Even though the Special Olympics doesn't use the term "mental retardation," eligible athletes must fit under the World Health Organization's (WHO) definition of someone with intellectual disabilities/mental retardation. WHO defines

it as "hits your face," said Neelam, who attends Career Technical High School through the Broome-Tioga Board of Cooperative Educational Services.

As she grew older, Neelam became timid for some reason. By 10, she stopped skiing.

A year ago, Cheryl Naslund told her daughter she had to compete in at least one sport to stay active. Neelam chose skiing, fig-

uring it would be the least time-consuming.

That's hardly been the case. Not long after getting back in action, Neelam won a gold medal in an alpine skiing event during her first Special Olympics and was chosen for the World Games.

Now, she is in Boise ready to go for the gold.

"It's pretty special," Neelam said.

and mother volunteer, but she has traveled to Boulder, Colo., and New York City to take part in training events and a parade.

Late last month, she competed in a sectional Winter Special Olympics in Saratoga Springs to tune up for the World Games.

Now, she is in Boise ready to go for the gold.

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**Public Notice**

**New York State Electric & Gas Corporation**  
PSC No. 87 - Gas - Schedule for Gas Service  
PSC No. 88 - Gas - Schedule for Gas Transportation Service  
PSC No. 120 - Electricity - Schedule for Electric Service  
PSC No. 121 - Electricity - Schedule for Electric Service Street Lighting

**Rochester Gas and Electric Corporation**  
PSC No. 16 - Gas - Schedule for Gas Services  
PSC No. 18 - Electricity - Schedule for Electric Service Street Lighting  
PSC No. 19 - Electricity - Schedule for Electric Service

**Purpose:** To propose changes to electricity and natural gas delivery rates

On January 27, 2009, New York State Electric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with the New York State Public Service Commission (PSC) testimony, exhibits and proposed delivery rate changes to tariff schedules for service.

The changes contained in that filing would increase revenues by approximately \$135 million from NYSEG's electric operations and by approximately \$43 million from the company's natural gas operations, to become effective on March 1, 2009.

The changes contained in that filing would increase revenues by approximately \$66 million from RG&E's electric operations and by approximately \$34 million from the company's natural gas operations, to become effective on March 1, 2009.

The PSC may approve, modify or reject any or all of the proposed tariff changes. Among other things, the PSC's determination may require revisions of the proposed amount of the increases applicable to particular classifications of service or changes in rates applicable to those classifications for which no increase is proposed by the companies.

The complete NYSEG filing may be examined on NYSEG's Web site ([nyseg.com](http://nyseg.com)). The complete RG&E filing may be examined on RG&E's Web site ([rgc.com](http://rgc.com)). Both filings are available for review at the PSC's Albany office.

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**THOUGHT FOR THE WEEK**

...be ye kind one to another, tenderhearted, forgiving one another, even as God for Christ's sake hath forgiven you.

Ephesians 4:32

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**Alleged Klan leader indicted in La.**

The Associated Press

NEW ORLEANS — The alleged leader of a Ku Klux Klan group was indicted on a second-degree murder charge Wednesday in the shooting death of an Oklahoma woman who police said was killed during an initiation in south Louisiana.

A grand jury indicted Raymond Foster, 44, and three other sus-


pected group members in the death of Cynthia Lynch, 43, of Tulsa, Okla. She was recruited to join the group over the Internet and was shot to death when a disagreement arose during an initiation in November, police said.

Foster's son Shane, 20, and another suspect were indicted on an obstruction of justice charge. A fourth suspect was charged as an accessory after the fact.

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CARDS

CONTINUED FROM PAGE 1A

"department store gift card" to promote spending, according to a report from Klein's office. The money would have to be spent this year. Klein said he plans to introduce the legislation this week. "This will provide financial relief for working and middle-income New Yorkers during these difficult economic times," his report states. "It will also stimulate the economy by putting money into the hands of New Yorkers to spend, thereby increasing consumer de-

COMMENT

Talk about this story at pressconnects.com

mand and helping businesses with lagging sales." Despite objections from business groups and Republicans, Democrats have been discussing a tax on the wealthy to help the state close a \$14 billion budget deficit in the 2009-10 fiscal year, which starts April 1. Democrats have proposed increasing the income-tax rate to 8.25 percent for people who make \$250,000 and to 10.3 percent for incomes more than \$1 million. Klein's proposal would increase the income-tax rate more

slowly: 8.97 percent for millionaires and 10.3 percent for incomes higher than \$3 million. Currently, the top state personal income-tax rate is 6.85 percent on income of more than \$40,000 a year. While deductions and exemptions lower the rate for most New Yorkers, a family that earns \$40,000 a year is initially taxed at the same rate on their last dollar earned as a couple making \$10 million, Klein said. After the tax breaks, about \$1 billion would be left to help the state's budget deficit under Klein's plan. That's much less



PATERSON

than the \$6 billion the other Democratic plan would generate for the state. But Klein said the federal stimulus package, in which New York expects to get \$24.6 billion, alleviates the need to raise \$6 billion to low-

er the deficit. His plan would raise about \$5 billion and return about \$4 billion of it in the form of a tax cut. For a married couple filing jointly, for example, the standard deduction would double from \$15,000 to \$30,000. Some Democrats have scoffed at providing tax cuts for the middle class, saying the state simply can't afford it. Others

have indicated that Klein's proposal would lead to a redistribution of wealth. "That's income redistribution," said E.J. McMahon, director of the Manhattan Institute's Empire Center for New York State Policy, a conservative think tank. "That says I'm going to hurt the economy in one way and help you."

Gov. David A. Paterson has contended the state should avoid taxing the wealthy, saying it would hurt the economy and force people to leave the state. But he did indicate Friday that the state needs to restructure its tax brackets so the rates aren't the same for the middle-class and wealthy New Yorkers.

CITY

CONTINUED FROM PAGE 1A

Ryan is up for re-election this year and acknowledged that fact played a role in the speech. "You can't deny there's a re-election campaign," said Ryan, a Democrat.

Richard David, a potential Republican challenger, said Ryan should, in detail, lay out his plans to stabilize the city's finances, foster economic development and address public safety. David, who has announced a campaign for the GOP nomination, added that budget cuts should be shared across the city and not targeted at police and fire. "I don't think you can target public safety (for cuts)," David said. David acknowledged public safety is where most of the city's tax dollars are spent. He said the mayor should find a way to work with the police and fire departments, rather than against them. That could include reducing those departments through attrition, he said.

Ryan also plans to highlight what he feels are the successes of his administration. After inheriting more than 160 abandoned and mostly dilapidated properties from the state municipal Bond Bank Agency, Ryan said all have been either rehabilitated or demolished, using state funds, or auctioned by Broome County. He also ticked off a long list of ongoing or completed projects in the city: the rehabilitation of old homes on Front Street; the Charles Street Business Park; a new Boys and Girls Club and mental health clinic on Clinton Street; and the East Hills Senior Living Center among them.

Ryan said the speech would be a chance to highlight the work of those in city government who don't always get the credit they're due from the public because "people don't spend their days at city hall."

WILLESVILLE: Samantha A. Bolan, Shauna E. Calkins, Ryan M. Capobianco, Tara M. Carey, Emily L. Ciarravino, Megan J. Connors, Rachel M. Daddario, Eliza C. Espinosa-Thomas, Jessica A. Facco, Christopher A. Kipack, Brendan C. Linahr, Rachel L. Samiani, Jiri Stehlik, Carrie I. Wood. FRIENDSVILLE, PA.: Caitlan S. Reilly. HALLSTEAD, PA.: Lisa A. Elm. HANCOCK: David C. Carmore. JOHNSON CITY: Raymond Boivick, Daniel Deming, Joshua J. Horton, Travis M. Kadylak, Vivake Khamesavath, Emily J. Kozei, Evel Loten, Derek J. Ludow, Dennis Lusana, Ryan R. Palmer, Timothy M. Pearce, Kathryn Perry, Juan Sanchez, Estela Santoro, Lihua Shi, Casey M. Vankuren, Sarah M. Zielewicz.

WILLESVILLE: Samantha A. Bolan, Shauna E. Calkins, Ryan M. Capobianco, Tara M. Carey, Emily L. Ciarravino, Megan J. Connors, Rachel M. Daddario, Eliza C. Espinosa-Thomas, Jessica A. Facco, Christopher A. Kipack, Brendan C. Linahr, Rachel L. Samiani, Jiri Stehlik, Carrie I. Wood. FRIENDSVILLE, PA.: Caitlan S. Reilly. HALLSTEAD, PA.: Lisa A. Elm. HANCOCK: David C. Carmore. JOHNSON CITY: Raymond Boivick, Daniel Deming, Joshua J. Horton, Travis M. Kadylak, Vivake Khamesavath, Emily J. Kozei, Evel Loten, Derek J. Ludow, Dennis Lusana, Ryan R. Palmer, Timothy M. Pearce, Kathryn Perry, Juan Sanchez, Estela Santoro, Lihua Shi, Casey M. Vankuren, Sarah M. Zielewicz.

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WILLESVILLE: Samantha A. Bolan, Shauna E. Calkins, Ryan M. Capobianco, Tara M. Carey, Emily L. Ciarravino, Megan J. Connors, Rachel M. Daddario, Eliza C. Espinosa-Thomas, Jessica A. Facco, Christopher A. Kipack, Brendan C. Linahr, Rachel L. Samiani, Jiri Stehlik, Carrie I. Wood. FRIENDSVILLE, PA.: Caitlan S. Reilly. HALLSTEAD, PA.: Lisa A. Elm. HANCOCK: David C. Carmore. JOHNSON CITY: Raymond Boivick, Daniel Deming, Joshua J. Horton, Travis M. Kadylak, Vivake Khamesavath, Emily J. Kozei, Evel Loten, Derek J. Ludow, Dennis Lusana, Ryan R. Palmer, Timothy M. Pearce, Kathryn Perry, Juan Sanchez, Estela Santoro, Lihua Shi, Casey M. Vankuren, Sarah M. Zielewicz.

ACADEMIC HONORS

The following students earned academic honors at the Decker School of Nursing at Binghamton University for the fall 2008 semester.

- APALACHIN: Heidi Wernet. BINGHAMTON: Andrea Spurgin, Catherine Harrett, Teresa Michalovic. CASTLE CREEK: Michele Summers. CONKLIN: Lisa Beeman, Danielle Rafferty. ENDICOTT: Caitlin Burchill, Molly Fischer, Judy Frandsen, Kimberly Lang, Nina Minasi. ENDICOTT: Lauren Guse, Melissa Korosec, Roshnihash Parikh, Allison Perry. JOHNSON CITY: Kacey Conrad, Caroline Nieland. LISLE: Amy Glezen. NEWARK VALLEY: Jennifer Jackson. SPENCER: Sarah Ridenour. VESTAL: Kyle Lynn Konick, Steven Korona, Meredith Lawler. WINDSOR: Sarah Dodd, Karen Donaldson, Rosemary Welte.

The following students earned academic honors at Hartup College of Arts and Sciences at Binghamton University for the fall 2008 semester.

- AFTON: Kay L. Dawson. APALACHIN: Brittain E. Jennings, Raul A. Leal, Kyle B. Tassery, Christine M. Wandzilak, Kurt D. Wunder, Mark F. Youmans.

- Ross S. Youmans. BAINBRIDGE: Theresa F. Cornelissen, Alexander J. Craver, Edwin L. Johnson. BINGHAMTON: Katie M. Albitz, Mia F. D'Angelo, Bari Ari, Atacan Atakan, Gizem Atav, Alan R. Baker, Edwin Bernard, Bingtita Berze, Kelly L. Blair, Richard J. Boland, Eliane L. Ceballos, Ceren Cendik, Hau C. Cheng, Nicole Cotcamp, Brady D. Cox, Carrie L. Crockett, Deniz-Cenk Demir, Reneta R. Dimitrova, Jenna B. Dorfman-Tandich, Heath L. Dragovich, Rosemary E. Edwards, Margaret M. Fredella, Elizabeth F. Gilda, Verbi Gorgulu, William M. Griffin, Cagri Gungor, Paul A. Heavey, Andrew J. Hickey, Grace Hong, Louie Ip, Amanda K. Jacobs, Laura M. Jalovick, Anthony H. Kashtou, Maria N. Kent, Siew K. Kho, Caleb B. Knapp, Joseph P. Koch, Matthew R. Korinek, Adam J. Korzina, Melissa A. Leonard, Jennifer K. Lorow, Sharon K. Lumbanaraja, David T. Lyons, James R. Mack, Jesse Mallen, Devon N. McQuiggle, Jonathan S. McIntosh, Patrick E. McMahon, Shaina M. McMann, Laura D. Miller, Robert I. Morton, Dijana Mrcsic, Hoi-Yi Ng, Brian R. Olsen, Ahmet Ozgul, Basak Oztunc, Caitlin E. Poff, Serguei Petcheny, Stephanie A. Puthwala, Jennifer R. Rauh-Scott, Ieva Romers, Casey Le Safanek, Connor M. Salanger, Jessica R. Shoemaker, Megan A. Shurtliff, Amber N. Skaggs, Kathryn M. Steigenwald, Jason A. Stentia, Casey Sulikowski, Edward O. Swenney, Christopher M. Terry, Christina M. Vandling, Nicholas L. Wan, Allison M. Whelan, Theodore C. White, Matthew D. Whitman.

- Korem Yildirim. CANDOR: Andrea M. Bennett, Ashley J. Horton, Nicole M. Vavra, Dylan R. Vendryes. CONKLIN: Nathan P. Ely, Keaton J. Road, Maria C. Salva, Amy L. Van Winkle. ENDICOTT: Bilal Ahmed, Sana Ahmed, Deirdre M. Aronault, Angela C. Brodie, Vincent J. Calleo, Kristin Y. Clute, Erin C. Daly, Dallas A. DeFoe, Sean T. Duffy, Bethanie J. Fiori, Meagan E. Flannery, Benjamin P. Gerardi, Hesham H. Hilmy, Michael A. Kuehl, Jessica L. Lovelsky, Abigail L. Milberg, Abbot A. Minihis, Timothy J. O'Brien, Talia M. Orband, Amber J. Posocco, Jeffrey E. Ripic, Christopher F. Russo, Katherine E. Sanders, Olivia D. Schofield, Jonathan R. Shattuck, John T. Slavin, Jessica R. Smith, Paul J. Stanton, Elyse Y. Tsang, Carolyn M. Walker, Tarey Wong. ENDWELL: Samantha A. Bolan, Shauna E. Calkins, Ryan M. Capobianco, Tara M. Carey, Emily L. Ciarravino, Megan J. Connors, Rachel M. Daddario, Eliza C. Espinosa-Thomas, Jessica A. Facco, Christopher A. Kipack, Brendan C. Linahr, Rachel L. Samiani, Jiri Stehlik, Carrie I. Wood. FRIENDSVILLE, PA.: Caitlan S. Reilly. HALLSTEAD, PA.: Lisa A. Elm. HANCOCK: David C. Carmore. JOHNSON CITY: Raymond Boivick, Daniel Deming, Joshua J. Horton, Travis M. Kadylak, Vivake Khamesavath, Emily J. Kozei, Evel Loten, Derek J. Ludow, Dennis Lusana, Ryan R. Palmer, Timothy M. Pearce, Kathryn Perry, Juan Sanchez, Estela Santoro, Lihua Shi, Casey M. Vankuren, Sarah M. Zielewicz.

- KIRKWOOD: Garth Van Vleck. MAINE: Joel D. Johnson, Cedric D. Moore. NEW MILFORD: Lindsay A. Radich. NEWARK VALLEY: Jessica M. Gale, Paul Woods. OWEGO: Kaitlin T. Maynard, Jesse Rittenhouse, Emily A. Troten, Danielle Wannman. OXFORD: Jeffrey T. Howard. VESTAL: Morgan F. Appel, Helene C. Aronson, James A. Baron, Sarah M. Bartschi, Christopher A. Borne, Jason A. Brustein, Yusra Chouch-Bouras, Yasodhara J. Chivare, Jeffrey A. Colonel, Patrick T. Coyle, Andrew P. Davis, Solomon R. Dawson, Michael J. Diehl, Corey J. Frank, Andrea C. Gallus, Gabriella E. Gallus, Christopher P. Gaube, Jacqueline M. Gauj, Ischia Ghose, Adam A. Goldenberg, Chelsea P. Graveling, Emma R. Guzkowski, Jennifer L. Hastings, John D. Hogan, Sabrina R. Housh, Paul D. Jacobs, Elisabeth A. Jeremko, Kallee B. Karst, Lauren R. Kutch, Seung-Hun Lee, Tara L. MacNeill, Russell W. Montelith, Jeffrey L. Neuberger, Rebecca L. Newmark, Sheung H. Ng, Jennifer D. Olsen, Sanjit Parhar, Elyse M. Rozelle, Katelyn E. Schmidt, Erin M. Sharkey, Tal B. Shoer, Sharon N. Singh, Dam Sok, Benjamin R. Sorber, Megan E. Whelan, Jie Zhou. WAVERLY: Kelly L. Kinsley. WHITNEY POINT: Joshua M. Clark, Theresa H. Pelzel. WILLESVILLE: Samantha A. Bolan, Shauna E. Calkins, Ryan M. Capobianco, Tara M. Carey, Emily L. Ciarravino, Megan J. Connors, Rachel M. Daddario, Eliza C. Espinosa-Thomas, Jessica A. Facco, Christopher A. Kipack, Brendan C. Linahr, Rachel L. Samiani, Jiri Stehlik, Carrie I. Wood. FRIENDSVILLE, PA.: Caitlan S. Reilly. HALLSTEAD, PA.: Lisa A. Elm. HANCOCK: David C. Carmore. JOHNSON CITY: Raymond Boivick, Daniel Deming, Joshua J. Horton, Travis M. Kadylak, Vivake Khamesavath, Emily J. Kozei, Evel Loten, Derek J. Ludow, Dennis Lusana, Ryan R. Palmer, Timothy M. Pearce, Kathryn Perry, Juan Sanchez, Estela Santoro, Lihua Shi, Casey M. Vankuren, Sarah M. Zielewicz.

Tune in to local music! Check out the latest sounds and talk about your favorite bands in Chris Kocher's "Soundcheck" blog. www.pressconnects.com/soundcheckblog

Lose weight and feel great! Take steps toward a healthier lifestyle with tips and encouragement from Valeria Tokarz in "Simply Fit." www.pressconnects.com/simplyfitblog

ENDICOTT FEED & TACK. We carry premium pet foods, including: Solid Gold, Vets Choice, Wellness, California Natural, Merrick, Diamond, Chicken Soup, Taste of the Wild, Innova EVO, Back to Basics. 1320 Campsville Road, Route 1701, Endicott, NY 607-785-5333

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Get a Fresh Start with Health Beat. NATURAL FOODS & DELI. 214 Main Street, Johnson City, NY 13790. Tel. 607-787-1001. www.healthbeatfoods.com. Mon-Fri 9-8, Sat 10-6, Sun 12-5. Bring in this ad and receive 10% off your purchase. Quality Vitamins and Supplements, Organic Groceries and Produce, Gluten Free Items, Local Meats, Bulk Organic Coffee.

PRECISION. The quality of being sharply defined by virtue of exact detail. Exceptional Service, Quality & Prices. DON'T GO TO THE BANK!!! AVOID INTEREST RATES! CALL TODAY ABOUT OUR NEW LAYAWAY PLAN! 2000 North Street, Endicott, NY 13760. 607-757-9204

Public Notice. New York State Electric & Gas Corporation. Purpose: To propose changes to electricity and natural gas delivery rates. On January 27, 2009, New York State Electric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with the New York State Public Service Commission (PSC) testimony, exhibits and proposed delivery rate changes to tariff schedules for service. The changes contained in that filing would increase revenues by approximately \$135 million from NYSEG's electric operations and by approximately \$43 million from the company's natural gas operations, to become effective on March 1, 2009. The changes contained in that filing would increase revenues by approximately \$66 million from RG&E's electric operations and by approximately \$34 million from the company's natural gas operations, to become effective on March 1, 2009. The PSC may approve, modify or reject any or all of the proposed tariff changes. Among other things, the PSC's determination may require revisions of the proposed amount of the increases applicable to particular classifications of service or changes in rates applicable to those classifications for which no increase is proposed by the companies. The complete NYSEG filing may be examined on NYSEG's Web site (nyseg.com). The complete RG&E filing may be examined on RG&E's Web site (rgc.com). Both filings are available for review at the PSC's Albany office.

Lisa Stephan-Kozlowski

---

of the City of Buffalo, New York, being duly sworn, deposes and says that he/she is Principal Clerk of THE BUFFALO NEWS, DIV. OF BERKSHIRE HATHAWAY, INC., Publisher of the BUFFALO NEWS, a newspaper published in said city, that the notice of which the annexed printed slip taken from said newspaper is a copy, was inserted and published therein 4 times, the first insertion being on the 7th day of February, 2009 and the last insertion being on the 23rd day of, February 2009.

Lisa Stephan-Kozlowski

Dates Ad Ran: 2/7,11,19,23

Sworn to before me this 2<sup>nd</sup> day  
of, February 2009

Shukriyyah Hawkins  
Notary Public, Erie County, New York

SHUKRIYYAH HAWKINS  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires 9/30/09

STATE OF NEW YORK,  
COUNTY OF STEUBEN, SS.:

The undersigned is the Publisher of The Leader, a public newspaper,  
published in said County, and that the

**New York State Electric & Gas Corporation**

**Public Notice Purpose to Propose changes to  
electricity and natural gas delivery rates**

notice of which the annexed is a printed copy, cut from said newspaper, was printed and  
published in a daily newspaper 1 time(s) each week for 4 week(s).

The first publication being on the 7th day of February 2009,

and the last upon the 23rd day of February 2009

The text of the notice as published in The Leader is as in the annexed exhibit.

**This newspaper has been designated by the Clerk of Steuben County for this purpose.**

(Signature) Jennie Regan  
Authorized designee of Dennis Bruen, Publisher of The Leader

(Printed Name) Jennie Regan

Subscribed and sworn to before me, this 23rd day of  
February 2009

(Signature) Tammy J. Simons Expiration Date 11/13/2010  
Notary Public

(Printed Name) Tammy J. Simons  
Notary Public - Qualified in the State of New York - County of Steuben

STATE OF NEW YORK  
Cortland County  
City of Cortland



S.S.:

..... **STEPHEN W. CLARK** ..... being duly sworn, deposes and says that he resides in County of Cortland and State of New York, and resided there during the time of the publication of the notice hereinafter mentioned; that he is over twenty-one years of age; that he now is and during the time of the publication of the notice hereinafter mentioned was the . . . **LEGAL CLERK** . . . . . of the *Cortland Standard Printing Co., Inc.*, the publisher and proprietor of the newspaper called "Cortland Standard," a public newspaper printed and published daily except Sundays, in said city; that a notice, of which a true copy is hereto annexed, was published in said newspaper on **FEBRUARY 11, 19.23** .....

*Stephen W. Clark*

Subscribed and sworn to before me  
this 12 day of February, 2009  
*Pamela J. Williams*  
Notary Public

PAMELA J. WILLIAMS  
NOTARY PUBLIC, STATE OF NEW YORK  
NO. 01410127740  
QUALIFIED IN CORTLAND COUNTY  
(NY) 01/26/09

**AFFIDAVIT OF DISTRIBUTION**

STATE OF NEW YORK )

COUNTY OF SCHENECTADY )

CITY OF SCHENECTADY )

I, W. John Prokop, being duly sworn on oath now and during all times herein stated, have been the publisher and designated agent of the publication known as,

Schenectady Gazette Newspaper

And have full knowledge of the facts herein stated as follows:

A 4 column X 5 inch ROP ad for New York State Electric & Gas was distributed to the Publication's full circulation on the 7th day of February 2009.

By: W. John Prokop

Subscribed and sworn to before me  
This 24th day of February, 2009.

Notary Seal:

Jerry J. Nieckarz  
Notary Public

**JERRY J. NIECKARZ**  
Registration No. 4747319  
Notary Public, State of New York  
Residing in Schenectady County  
My Commission Expires 7/31/09

**AFFIDAVIT OF DISTRIBUTION**

STATE OF NEW YORK )

COUNTY OF SCHENECTADY )

CITY OF SCHENECTADY )

I, W. John Prokop, being duly sworn on oath now and during all times herein stated, have been the publisher and designated agent of the publication known as,

Schenectady Gazette Newspaper

And have full knowledge of the facts herein stated as follows:

A 4 column X 5 inch ROP ad for New York State Electric & Gas was distributed to the Publication's full circulation on the 11th day of February 2009.

By: W. John Prokop

Subscribed and sworn to before me  
This 24th day of February, 2009.

Notary Seal:

Jerry J. Nieckarz  
Notary Public

**JERRY J. NIECKARZ**  
Registration No. 4747319  
Notary Public, State of New York  
Residing in Schenectady County  
My Commission Expires 7/31/09

**AFFIDAVIT OF DISTRIBUTION**

STATE OF NEW YORK )

COUNTY OF SCHENECTADY )

CITY OF SCHENECTADY )

I, W. John Prokop, being duly sworn on oath now and during all times herein stated, have been the publisher and designated agent of the publication known as,

Schenectady Gazette Newspaper

And have full knowledge of the facts herein stated as follows:

A 4 column X 5 inch ROP ad for New York State Electric & Gas was distributed to the Publication's full circulation on the 19th day of February 2009.

By: W. John Prokop

Subscribed and sworn to before me  
This 24th day of February, 2009.

Notary Seal:

Jerry J. Nieckarz  
Notary Public

**JERRY J. NIECKARZ**  
Registration No. 4747319  
Notary Public, State of New York  
Residing in Schenectady County  
My Commission Expires 7/31/09



**AFFIDAVIT OF DISTRIBUTION**

STATE OF NEW YORK )

COUNTY OF SCHENECTADY )

CITY OF SCHENECTADY )

I, W. John Prokop, being duly sworn on oath now and during all times herein stated, have been the publisher and designated agent of the publication known as,

Schenectady Gazette Newspaper

And have full knowledge of the facts herein stated as follows:

A 4 column X 5 inch ROP ad for New York State Electric & Gas was distributed to the Publication's full circulation on the 23rd day of February 2009.

By: W. John Prokop

Subscribed and sworn to before me  
This 24th day of February, 2009.

Notary Seal:

Jerry J. Nieckarz  
Notary Public

**JERRY J. NIECKARZ**  
Registration No. 4747319  
Notary Public, State of New York  
Residing in Schenectady County  
My Commission Expires 2/21/09

**AFFIDAVIT OF PUBLICATION**

STATE OF NEW YORK ) ss:  
County of Ontario )

Tammy Bovenzi, being duly sworn, deposes and says that she is Accounts Receivable Representative of Messenger Post Media, Inc., Publisher of the Daily Messenger, a public newspaper published daily except Saturday in Ontario County; and Messenger Post Newspapers, eighteen community newspapers published weekly in Monroe County, and two community newspapers published weekly in Wayne County, published in the City of Canandaigua, NY in the County of Ontario, and that the notice of which the annexed is a true copy, clipped from said newspapers, was regularly published in said newspapers on the following dates:

Daily Messenger - 2/6/09  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Tammy Bovenzi  
Tammy Bovenzi, Account Receivable Representative

Subscribed and sworn to before me this  
10 day of February, 2009

Barbara S. Connelly  
Notary Public in and for New York State

Account NYSEG  
Account # 344907

**BARBARA S. CONNELLY**  
Notary Public In The State Of New York  
Monroe County  
Commission Expires Jan 21, 2010

**AFFIDAVIT OF PUBLICATION**

STATE OF NEW YORK ) ss:  
County of Ontario )

Tammy Bovenzi, being duly sworn, deposes and says that she is Accounts Receivable Representative of Messenger Post Media, Inc., Publisher of the Daily Messenger, a public newspaper published daily except Saturday in Ontario County; and Messenger Post Newspapers, eighteen community newspapers published weekly in Monroe County, and two community newspapers published weekly in Wayne County, published in the City of Canandaigua, NY in the County of Ontario, and that the notice of which the annexed is a true copy, clipped from said newspapers, was regularly published in said newspapers on the following dates:

Daily Messenger 2-11-09  
\_\_\_\_\_  
\_\_\_\_\_  
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Tammy Bovenzi  
Tammy Bovenzi, Account Receivable Representative

Subscribed and sworn to before me this  
17 day of February, 2009

Barbara S. Connelly  
Notary Public in and for New York State

Account Smith Marketing  
Account # 344907

**BARBARA S. CONNELLY**  
Notary Public In The State Of New York  
Monroe County  
Commission Expires Jan 21, 2010

**AFFIDAVIT OF PUBLICATION**

STATE OF NEW YORK ) ss:  
County of Ontario )

Tammy Bovenzi, being duly sworn, deposes and says that she is Accounts Receivable Representative of Messenger Post Media, Inc., Publisher of the Daily Messenger, a public newspaper published daily except Saturday in Ontario County; and Messenger Post Newspapers, eighteen community newspapers published weekly in Monroe County, and two community newspapers published weekly in Wayne County, published in the City of Canandaigua, NY in the County of Ontario, and that the notice of which the annexed is a true copy, clipped from said newspapers, was regularly published in said newspapers on the following dates:

2/19/09 Daily Messenger  
\_\_\_\_\_  
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\_\_\_\_\_

Tammy Bovenzi  
Tammy Bovenzi, Account Receivable Representative

Subscribed and sworn to before me this  
26 day of February, 2009

Barbara S. Connelly  
Notary Public in and for New York State

Account NYSeq  
Account # 344907

**BARBARA S. CONNELLY**  
Notary Public In The State of New York  
Monroe County  
Commission Expires Jan. 31, 2011

**AFFIDAVIT OF PUBLICATION**

STATE OF NEW YORK ) ss:  
County of Ontario )

Tammy Bovenzi, being duly sworn, deposes and says that she is Accounts Receivable Representative of Messenger Post Media, Inc., Publisher of the Daily Messenger, a public newspaper published daily except Saturday in Ontario County; and Messenger Post Newspapers, eighteen community newspapers published weekly in Monroe County, and two community newspapers published weekly in Wayne County, published in the City of Canandaigua, NY in the County of Ontario, and that the notice of which the annexed is a true copy, clipped from said newspapers, was regularly published in said newspapers on the following dates:

2/23/09 Canandaigua Messenger  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Tammy Bovenzi  
Tammy Bovenzi, Account Receivable Representative

Subscribed and sworn to before me this  
4 day of March, 2009

Barbara S Connelly  
Notary Public in and for New York State

Account Smith mfg - NYSEG  
Account # 344907

**BARBARA S. CONNELLY**  
Notary Public In The State Of New York  
Monroe County  
Commission Expires Jan 21, 2010

AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk

Heather Slate being duly sworn, deposes and says that she is the Principal Clerk for Ogden Newspapers of New York, Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following

Dates:

February 7, 11, 19, 23, 2009

Signed: Heather Slate  
Heather Slate, Advertising Coordinator

Signed before me this 10<sup>th</sup> day of March, 2009

Barbara J. Russo  
Notary Public

BARBARA J. RUSSO  
Notary Public, State of New York  
Qualified in Chautauque County  
Commission Expires 5/4/11

STATE OF NEW YORK )  
COUNTY OF CHEMUNG)

SS

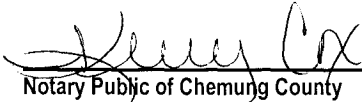
Philip Husick of said County, being duly sworn, deposes and says he is the Display Advertising Manager of the Elmira Star-Gazette, Division of Gannett Newspaper Subsidiary, publishers of the Star-Gazette newspaper printed and published daily in Elmira, and of general circulation in said county, and that a NOTICE, of which the annexed is a printed copy, out from said newspaper, has been published in said newspaper commencing on February 7, 2009 for New York State Electric + Gas.



Philip Husick

Sworn to before me, the 26<sup>th</sup>

Day of February, 2009



Notary Public of Chemung County

**KERRY L. COX**  
Notary Public, State of New York  
Qualified in Chemung County  
Reg. No. 01CO6012199  
My Comm. Expires Aug. 24, 2010

AD # 396922

PUBLISHED DATES:

2/7/09  
2/11/09  
2/19/09  
2/23/09  
  /  /    
  /  /

# State of New York,

COUNTY OF ONTARIO  
CITY OF GENEVA

SS.

poration  
ervice  
ansportation Service  
Electric Service  
Electric Service Street Lighting

tion  
ervices  
lectric Service Street Lighting  
lectric Service

city and natural gas delivery rates

lectric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with the  
on (PSC) testimony, exhibits and proposed delivery rate changes to tariff schedules for service.

ld increase revenues by approximately \$135 million from NYSEG's electric operations and by  
any's natural gas operations, to become effective on March 1, 2009.

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is operations, to become effective on March 1, 2009.

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creases applicable to particular classifications of service or changes in rates applicable to those  
posed by the companies.

ed on NYSEG's Web site (nyseg.com). The complete RG&E filing may be examined on RG&E's Web  
r review at the PSC's Albany office.

Brenda Lloyd of the City of Geneva, County of Ontario,  
being duly sworn, doth depose and say that he is Authorized Designee  
Finger Lakes Publishing, Inc., publishers of THE FINGER LAKES TIMES a Daily,  
Newspaper, published in Geneva, in said County: and that the notice of which the  
annexed, is a printed copy, cut from said newspaper, was printed and published in the  
regular edition and issue of said newspaper Finger Lakes Times  
for 4 times

\_\_\_\_\_ successive \_\_\_\_\_ beginning Feb. 11 20 09  
and ending Feb. 16, Feb. 25, + March 2 20 09  
Brenda Lloyd

Subscribed and sworn to before me)  
this 9 day of March 20 09,

Sueann M Strong  
Notary Public, Ontario County, N.Y.

**SUEANN M. STRONG**  
Notary Public, State of New York  
Ontario County No. 01ST 6135617  
Commission Expires October 24, 2014



**ADVERTISING AFFIDAVIT**

I, Colleen M. Reid, Advertising representative for The Evening Tribune, a public newspaper, published and printed daily in Hornell, NY by GateHouse Media, Inc., attest that the advertisements listed on the attached invoice were published in said newspaper The Evening Tribune (or sister publication) on the following dates:

2/11/09 - The Evening Tribune  
2/16/09 - The Evening Tribune  
2/25/09 - The Evening Tribune  
3/2/09 - The Evening Tribune

Colleen M. Reid

Subscribed and sworn to before me this 5<sup>th</sup>  
day of March, 2009

Joy L. Stuart #01ST6116432  
Notary Public, State of New York  
Qualified in Allegany County  
My Comm Expires 10/4/12

Joy L. Stuart

# AFFIDAVIT OF PUBLICATION

## The Ithaca JOURNAL

State of New York, Tompkins County, ss.:

Christine M. Rumsey being duly sworn, deposes and says that she/he resides in Ithaca, county and state aforesaid and that she/he is Clerk of The Ithaca Journal a public newspaper printed and published in Ithaca aforesaid and that a notice of which the annexed is a true copy was published in said paper

2/7/09, 2/11/09, 2/19/09, 2/23/09 for  
New York State Electric & Gas

and that the first publication of said notice was on the 7<sup>th</sup> day of February 2009.

Christine M. Rumsey  
Subscribed and sworn to before me this 26 day of February 2009

Jean Ford  
Notary Public

JEAN FORD  
Notary Public, State of New York  
No. 400410  
Qualified in Tompkins County  
Commission Expires May 31, 20 11

# AFFIDAVIT OF PUBLICATION

from

## The Journal News

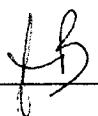
Florence Bonilla

being duly sworn says that he/she is the principal clerk of The Journal News, a newspaper published in the County of Westchester and State of New York, and the notice of which the annexed is a printed copy, was published in the newspaper area(s) on the date(s) below:

**Note:** the code to the left of the run dates indicates the zone(s) that the ad was published.  
(See legend below)

**Zone            Dates**

AN            2/7/09, 2/11/09, 2/19/09, 2/23/09

Signed \_\_\_\_\_ 

Sworn to before me

This 26<sup>th</sup> day of July 2009

  
Notary Public, Westchester County

**JULIA KYLE**  
Notary Public, State of New York  
No: 01KY6198797  
Qualified in Westchester County  
Commission Expires January 5, 2013

### Legend:

#### Northern Area (AN):

Amawalk, Armonk, Baldwin Place, Bedford, Bedford Hills, Briarcliff Manor, Buchanan, Chappaqua, Crompond, Cross River, Croton Falls, Croton on Hudson, Goldens Bridge, Granite Springs, Jefferson Valley, Katonah, Lincolndale, Millwood, Mohegan Lake, Montrose, Mount Kisco, North Salem, Ossining, Peekskill, Pound Ridge, Purdys, Shenorock, Shrub Oak, Somers, South Salem, Verplanck, Waccabuc, Yorktown Heights, Brewster, Carmel, Cold Spring, Garrison, Lake Peekskill, Mahopac, Mahopac Falls, Putnam Valley, Patterson

#### Central Area (AC):

Ardley, Ardsley on Hudson, Dobbs Ferry, Elmsford, Greenburg, Harrison, Hartsdale, Hastings, Hastings on Hudson, Hawthorne, Irvington, Larchmont, Mamaroneck, Pleasantville, Port Chester, Purchase, Rye, Scarsdale, Tarrytown, Thornwood, Valhalla, White Plains

#### Southern Area (AS):

Bronxville, Eastchester, Mount Vernon, New Rochelle, Pelham, Tuckahoe, Yonkers

#### Greater Westchester (GW):

Includes Northern area, Southern area and Central area. (See details below each area)

#### Rockland Area (JN or RK):

Blauvelt, Congers, Garnerville, Haverstraw, Hillburn, Monsey, Nanuet, New City, Nyack, Orangeburg, Palisades, Pearl River, Piermont, Pomona, Sloatsburg, Sparkill, Spring Valley, Stony Point, Suffern, Tallman, Tappan, Thiells, Tomkins Cove, Valley Cottage, West Haverstraw, West Nyack

#### Review Press (BWV):

Bronxville, Eastchester, Scarsdale, Tuckahoe

#### Putnam Express (XPU)

Baldwin Place, Brewster, Carmel, Mahopac, Putnam Valley, Patterson

#### Sound Shore Express (XSS)

Purchase, Port Chester, Rye, Harrison, Mamaroneck, Larchmont, New Rochelle, Pelham

#### White Plains Express (XWP)

Elmsford, Hawthorne, Valhalla, White Plains

#### Yorktown and Cortlandt Express (XYC)

Buchanan, Cortlandt Manor, Crompond, Croton-on-Hudson, Crugers, Jefferson Valley, Lincolndale, Mohgan Lake, Montrose, Ossining, Peekskill, Shenorock, Shrub Oak, Verplank, Yorktown Heights

#### Northern Westchester Express (XNW)

Armonk, Bedford, Bedford Hills, Chappaqua, Katonah, Mount Kisco, Pleasantville, Thornwood

## Public Notice

### **New York State Electric & Gas Corporation**

PSC No. 87 – Gas - Schedule for Gas Service

PSC No. 88 – Gas - Schedule for Gas Transportation Service

PSC No. 120 – Electricity - Schedule for Electric Service

PSC No. 121 – Electricity - Schedule for Electric Service Street Lighting

### **Rochester Gas and Electric Corporation**

PSC No. 16 – Gas - Schedule for Gas Services

PSC No. 18 – Electricity - Schedule for Electric Service Street Lighting

PSC No. 19 – Electricity - Schedule for Electric Service

**Purpose:** To propose changes to electricity and natural gas delivery rates

On January 27, 2009, New York State Electric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with the New York State Public Service Commission (PSC) testimony, exhibits and proposed delivery rate changes to tariff schedules for service.

The changes contained in that filing would increase revenues by approximately \$135 million from NYSEG's electric operations and by approximately \$43 million from the company's natural gas operations, to become effective on March 1, 2009.

The changes contained in that filing would increase revenues by approximately \$66 million from RG&E's electric operations and by approximately \$34 million from the company's natural gas operations, to become effective on March 1, 2009.

The PSC may approve, modify or reject any or all of the proposed tariff changes. Among other things, the PSC's determination may require revisions of the proposed amount of the increases applicable to particular classifications of service or changes in rates applicable to those classifications for which no increase is proposed by the companies.

The complete NYSEG filing may be examined on NYSEG's Web site ([nyseg.com](http://nyseg.com)). The complete RG&E filing may be examined on RG&E's Web site ([rge.com](http://rge.com)). Both filings are available for review at the PSC's Albany office.

STATE OF NEW YORK

ORLEANS COUNTY, } SS, \_\_\_\_\_

Charles Sanderson of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Legal Clerk of

Lockport Union Sun & Journal

A newspaper published in the County and State aforesaid, and that the annexed printed AD # 12364 NYSEG was printed and published in said paper at least once a week for FOUR successive weeks, commencing on the 7th day of FEBRUARY and ending on the 23rd day of FEBRUARY, 2009.

ADS RAN FEBRUARY 7, 11, 19, 23 OF 2009  
Principal Clerk

Subscribed and sworn to me before this 10 day of March, 2009.

Leann S. Belfield 5-18-10  
Notary Public Expiration Date

Leann S. Belfield  
Notary Public, State of New York  
Qualified in Niagara County  
My Commission Expires 5/18/10

## **Public Notice**

### **New York State Electric & Gas Corporation**

PSC No. 87 – Gas - Schedule for Gas Service

PSC No. 88 – Gas - Schedule for Gas Transportation Service

PSC No. 120 – Electricity - Schedule for Electric Service

PSC No. 121 – Electricity - Schedule for Electric Service Street Lighting

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STATE OF NEW YORK

ORLEANS COUNTY, } SS, \_\_\_\_\_

Linda Elliott, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Legal Clerk of

The Medina Journal Register

A newspaper published in the County and State aforesaid, and that the annexed printed legal # 220392 was printed and published in said paper at least once a week for four successive weeks, commencing on the 6<sup>th</sup> day of February and ending on the 23<sup>rd</sup> day of February, 2009.

Linda Elliott  
Principal Clerk

Subscribed and sworn to me before this 10 day of March, 2009.

Leann S. Belfield 5-18-10  
Notary Public Expiration Date

Leann S. Belfield  
Notary Public, State of New York  
Qualified in Niagara County  
My Commission Expires 5/18/10

# THE EVENING SUN

P.O. BOX 151  
NORWICH, NY 13815

Phone: (607) 257-7000

TERMS: Net Cash

SMITH MARKETING SERVICES, LLC  
PAULA TARALLO  
95 BROWN ROAD SUITE 237, BOX 1032  
ITHACA, NY 14850

DATE: 02/06/09  
TIMES: 4

DESCRIPTION	AMOUNT
02/06/09 20" New York State Electric & Gas	\$ 179.00
02/11/09 09-0069 RATE FILINGS	\$ 179.00
02/19/09	\$ 179.00
02/23/09 Order # 12367	\$ 179.00

TOTAL \$ 716.00

## STATE OF NEW YORK, CHENANGO COUNTY} ss:

Lori Chmielowiec of Norwich, in said County, being duly sworn, says she is the principal clerk of The Evening Sun, a Newspaper published daily at Norwich, in said County, and that the Display Ad to a printed copy of which this affidavit is annexed, was published 4 days successfully, in said paper, and the said ad was first so published on the 6TH day of FEBRUARY 2009 and was so last published on the 23rd day of FEBRUARY 2009.

Lori Chmielowiec

Sworn to before me this 27 day of

February, 2009  
Dianne C. Marrone Notary Public.

DIANNE C. MARRONE  
Notary Public, State of New York  
No. 01MA6032981

Qualified in Chenango County  
Commission Expires Nov. 8, 2009

ce  
street Lighting  
street Lighting  
gas delivery rates  
poration (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with  
imony, exhibits and proposed delivery rate changes to tariff schedules for service.  
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s operations, to become effective on March 1, 2009.  
proposed tariff changes. Among other things, the PSC's determination may require  
able to particular classifications of service or changes in rates applicable to those  
companies.  
s Web site (nyseg.com). The complete RG&E filing may be examined on RG&E's  
at the PSC's Albany office.



# AFFIDAVIT

Advertiser:

Smith Marketing  
95 Brown Road  
Box 1032, Suite 237  
Ithaca, NY 14850

County of Cattaraugus )

I, Cathy Powley, being duly sworn, deposes and says that she is Legal Clerk of Olean Times Herald, publishers of The Times Herald, a newspaper published in Olean, New York, having a general circulation in Cattaraugus and Allegany Counties, and that the attached advertisement was published 4 time(s) on 02/07/09; 02/11/09; 02/19/09; 02/23/09.

Cathy Powley  
Legal Clerk

Subscribed and Sworn to before me this 23rd day of February, 2009

Lesli L. Linderman

LESLI L. LINDERMAN  
Notary Public, State of New York  
Qualified in Cattaraugus County

My Commission Expires 5-24-20 11

Olean Times Herald, 639 Norton Drive, Olean, NY 14760 (716) 372-3121

STATE OF NEW YORK

Madison County

City of Oneida

Phil Austin of Oneida, in said County, being duly sworn, says that he/she is the General Manager of:

THE ONEIDA DAILY DISPATCH

which is a public newspaper, and is, and for the last six months and more has been, printed and published daily except Sundays, in the City of Oneida, in said County of Madison.

That a notice, of which the printed slip hereto attached is a copy, has been printed and published in said newspaper.

four week(s) successively, once in each week, commencing on the 7th day of February 20 09 and ending on the 23rd day of February 20 09

Phil Austin

Subscribed and sworn to before me, this 4th day of March 20 09

Richard Hobson

(Notary Public)

NOTARIAL PUBLIC STATE OF NEW YORK APPOINTED IN MADISON COUNTY EXPIRES 9/8/10

## **Public Notice**

### **New York State Electric & Gas Corporation**

PSC No. 87 – Gas - Schedule for Gas Service

PSC No. 88 – Gas - Schedule for Gas Transportation Service

PSC No. 120 – Electricity - Schedule for Electric Service

PSC No. 121 – Electricity - Schedule for Electric Service Street Lighting

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PSC No. 16 – Gas - Schedule for Gas Services

PSC No. 18 – Electricity - Schedule for Electric Service Street Lighting

PSC No. 19 – Electricity - Schedule for Electric Service

**Purpose:** To propose changes to electricity and natural gas delivery rates

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The complete NYSEG filing may be examined on NYSEG's Web site ([nyseg.com](http://nyseg.com)). The complete RG&E filing may be examined on RG&E's Web site ([rge.com](http://rge.com)). Both filings are available for review at the PSC's Albany office.

STATE OF NEW YORK  
COUNTY OF OTSEGO, SS

**Public Notice**

**New York State Electric & Gas**

PSC No. 87 – Gas - Schedule for  
PSC No. 88 – Gas - Schedule for  
PSC No. 120 – Electricity - Sche  
PSC No. 121 – Electricity - Sche

he al-Shabab insurgent group, insisted that "Our fighters have carried out two suicide attacks on the infidels in Mogadishu, inflicting heavy losses."

**Canadian Coast Guard rescues 22**

**Rochester Gas and Electric**  
PSC No. 16 – Gas - Schedule for  
PSC No. 18 – Electricity - Sche  
PSC No. 19 – Electricity - Sche

HALIFAX, Nova Scotia (AP) — A Canadian Coast Guard ship rescued all 22 people from a burning Spanish fishing trawler in the North Atlantic on Sunday, just as the fishermen were leaping into the water.

**Purpose:** To propose changes on January 27, 2009, New York filed with the New York State schedules for service.

The Coast Guard was in the area on a routine fisheries patrol about 250 miles southeast of Newfoundland when it received a distress call from the Monte Galinero trawler.

The changes contained in that and by approximately \$43 million.

The changes contained in that and by approximately \$34 million.

The PSC may approve, modify or require revisions of the rates applicable to those rates.

It was not immediately clear what caused the fire. LeRiche said they arrived about 10 minutes later, just as the Spanish fishermen were jumping into the water or sliding into life rafts.

The complete NYSEG filing on RG&E's Web site (rge.com)

Muse Gelle the Bari re lia's ser Puntland re was traveli ing project



**He STE**

Diane Belsky of West Laurens NY, in said County, being duly sworn, deposes and says that she is an Accounting Clerk for the newspaper called The Daily Star, printed and published in Oneonta NY aforesaid, and that the advertisement of which the annexed is a printed copy has been published in the said newspaper on the

7th, 11th, 19th & 23rd

Day(s) of FEBRUARY  
2009

Diane Belsky

Sworn to before me the 9th  
Day of MARCH 2009

Debra A. Balantic  
NOTARY PUBLIC

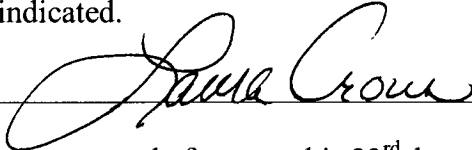
DEBRA A. BALANTIC  
Notary Public, State of New York  
No. 01BA4852171  
Qualified in Otsego County  
Commission Expires February 18, 2010

**State of New York,  
Clinton County, ss.:**

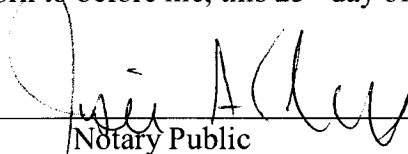
**NYSEG**

**Display**  
**Legal Advertising**  
Ad Ran: 02/07,02/11,02/19  
& 02/23/09

*Laura Crouse* of the City of  
Plattsburgh, in said county, being duly sworn, doth depose and  
say that she is a clerk of The PLATTSBURGH PUBLISHING  
CO., publishers and printers of a newspaper entitled The Press-  
Republican, printed and published daily and Sunday in the City  
of Plattsburgh, in said county, and that the advertisements  
covered on the attached copy have appeared in said newspaper  
on the dates indicated.



Subscribed and sworn to before me, this 23<sup>rd</sup> day of February 2009



Notary Public

**JOSIE A. TRIPP**  
Notary Public State of New York  
No. 01TR6179927  
Qualified in Clinton County  
Commission Expires January 7, 2010



# The Poughkeepsie Journal

Poughkeepsie, N.Y.

## AFFIDAVIT OF PUBLICATION

State of New York  
County of Dutchess  
City of Poughkeepsie

Theresa M. Constantino, Credit Manager  
of the City of Poughkeepsie,

Dutchess County, New York, being duly sworn, says that at the several times hereinafter mentioned she was and still is the Principal Clerk of the Poughkeepsie Newspapers Division of Gannett Satellite Information Network, Inc., publisher of the POUGHKEEPSIE JOURNAL, a newspaper printed and published every day in the year \_\_\_\_\_ in the city of Poughkeepsie, Dutchess County, New York, and that the annexed NOTICE was duly published in the said newspaper for \_\_\_\_\_ weeks successively, in each week, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 19 2009 and \_\_\_\_\_, on the following dates thereafter, namely, on:

Reference to left

And ending on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, both days inclusive.

*Theresa M. Constantino*

Subscribed and sworn to before me  
this 9th day of March, 2009  
*Maureen Ciesluk*  
Notary Public

My commission expires 10.14.09

NYS Electric & Gas  
#384670-55

Adv'g run --

Feb 7  
11  
19  
23

4 x 5 = 20 total column inch

Public Notice -- Rate Filings  
I/O #0000046228

MAUREEN CIESLUK  
NOTARY PUBLIC, STATE OF NEW YORK  
NO. 01615096485  
QUALIFIED IN DUTCHESS COUNTY  
EXPIRES OCTOBER 14, 2009

**IN BRIEF**

READ THE LATEST HEADLINES AT [www.poughkeepsiejournal.com](http://www.poughkeepsiejournal.com)

**Ginsburg will return to bench this month**

WASHINGTON — Supreme Court Justice Ruth Bader Ginsburg plans to be back on the court's next public session on Feb. 23, less than three weeks after surgery for pancreatic cancer, court spokeswoman Kathy Arberg said Friday.

The 75-year-old justice is currently recuperating at a New York hospital after undergoing surgery on Thursday. Arberg had no other information on Ginsburg's condition.

**Palin's husband, aides pulled in contempt**

JUNEAU, Alaska — The Alaska Senate on Friday found Gov. Sarah Palin's husband and nine state employees, including some of her top aides, in contempt for ignoring subpoenas to testify in the Legislature's Troopergate investigation.

The Senate said it would seek no punishment for the witnesses' failure to appear before the Senate Judiciary Committee last fall in an investigation into the governor's firing of her public safety commissioner, Walt Monegan.

**3 officers shot dead in Mexican ambush**

MEXICO CITY — A state police commander and two officers were shot and killed as they headed to arrest a suspect in the western state of Sinaloa, a prosecutor's spokesman said Friday.

The three officers were gunned down in the town of Palo Verde, said spokesman Martin Gastelum. Two other officers were wounded in the apparent ambush. Officials had no suspects.

The children were stricken with fever, convulsions, diarrhea and vomiting and were unable to urinate after being given the My Plinkin Baby Teething Mixture.

**Teething formula cited in Nigerian outbreak**

LAGOS, Nigeria — Nigerian health workers hunted down errant bottles of a poisonous teething formula Friday as the government reported 64 infants and children have now died after swallowing a syrup laced with a chemical normally found in antifreeze.

The children were stricken with fever, convulsions, diarrhea and vomiting and were unable to urinate after being given the My Plinkin Baby Teething Mixture.

**'Godfather' video game suit settled**

LOS ANGELES — The estate of "The Godfather" author has accepted an offer it couldn't refuse.

Mario Puzo's estate tentatively settled a \$1 million lawsuit against Paramount Pictures over profits from "The Godfather: The Game," Puzo estate attorney Bert Fields said Friday. The suit was originally filed June 18 in Los Angeles Superior Court.

**Aristide allies barred from April 19 election**

PORT-AU-PRINCE, Haiti — Haiti's electoral council has barred members of former President Jean-Bertrand Aristide's popular political party from running in the upcoming Senate election, prompting statements of concern from the United States and Canada.

All candidates of Aristide's Fami Lavalas Party were rejected for the April 19 election — in most cases because their documents lacked the signature of party leader Aristide, council president Feanz G. Verret said Friday.

— Journal wire services

# '08 bank bailout faulted

## Geithner to reveal Treasury's changes to plan

The Associated Press

WASHINGTON — The Bush administration overpaid tens of billions of dollars for stocks and other assets in its massive bailout last year of Wall Street banks and financial institutions, a new study by a government watchdog says.

The Congressional Oversight Panel, in a report released Friday, said last year's overpayments amounted to a taxpayer-financed \$78 billion subsidy of the firms.

The findings added to the frustrations of lawmakers already wary of the \$700 billion

rescue plan, known as the Troubled Asset Relief Program. Congress approved the plan last fall, but members of both parties criticized spending decisions by the Bush administration and former Treasury Secretary Henry Paulson.

Financially ailing insurance giant American International Group, which the Treasury Department deemed to be too big to be allowed to fail, received \$40 billion from the Treasury for assets valued at \$14.8 billion, the oversight panel found.

In December, in response to questions from the oversight panel, the department wrote that the value of preferred stock purchased by the government was "at or near par," meaning Treasury paid \$1 for every \$1 of asset.

**Numbers don't add up**

"The way the Treasury secretary described it does not fit with the numbers that were produced in our much more extensive valuation analysis," panel chairwoman Elizabeth Warren said Friday. "The secretary of the Treasury described it in Decem-

ber that these were par transactions, and that is not supported by the numbers."

The continued scrutiny comes as new Treasury Secretary Timothy Geithner prepares to place the Obama administration's imprint on the program with a sweeping new framework for helping banks, loosening credit and helping reduce foreclosures, Geithner plans to unveil the changes Monday.

While Paulson is gone and Geithner is in charge, the program itself remains in the hands of Neel Kashkari, a holdover from the Bush administration.

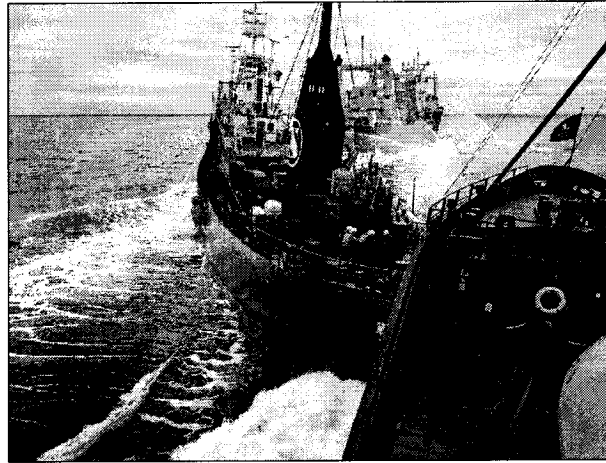
**Highlights**

■ The same banks that received capital infusions from Treasury have already paid \$271 million in dividends to the federal government and are expected to pay \$1.5 billion more in dividends this month.

■ Wells Fargo, which received a \$25 billion infusion, has already announced it would pay Treasury \$371 million in dividends this month.

— The Associated Press

## HIGH DRAMA ON THE HIGH SEAS



The Sea Shepherd's ship, the Steve Irwin, foreground, collides Friday with a Japanese harpoon ship as another Japanese ship, rear, processes a newly caught minke whale in the Antarctic Ocean.

## Whalers, activists collide in Antarctic

### Clash comes amid ongoing dispute

The Associated Press

SYDNEY — A group of radical anti-whaling activists said they were pitched with bloody chunks of whale meat and blubber after their boat collided Friday with a Japanese whaling vessel in a dramatic Antarctic Ocean clash Japan condemned as "unforgivable."

It was the second battle this week between the whalers and their foes. No one was injured, but the skirmishes mark the resumption of potentially life-threatening run-ins in a contentious fight that has become an annual fixture in the remote, icy and dangerous waters at the bottom of the world.

"The situation down here is getting very, very chaotic and very aggressive," activist Paul Watson, captain of the Sea Shepherd Conservation Society's vessel, said Friday by satellite phone.

The clashes come as diplomatic efforts to resolve the controversy surrounding Japan's scientific whaling program appear to have stalled.

Japan — which has described the protesters as terrorists — plans to har-



Watson

are simply a cover for commercial whaling, which was banned in 1986.

Watson said Friday's fracas began as his crew tried to maneuver their boat into a position that would have prevented the Japanese from dragging a whale on board their whaling vessel. Another Japanese ship shot in front of Watson's boat, causing a collision, Watson said.

"We can see the blood pouring out by the barrel," Watson said from his boat — named after the late Australian conservationist and TV personality Steve Irwin — as he watched the Japanese haul another whale onto their vessel. Earlier in the day, he said, the Japanese buried pieces of blubber and whale meat at the Steve Irwin.

Japan blamed Sea Shepherd for the crash, characterizing the incident as a "deliberate ramming."

**On the Web**

- The Sea Shepherd Conservation Society: [www.seashepherd.org](http://www.seashepherd.org)
- Japan Fisheries Agency: [www.jfa.maff.go.jp/whale/](http://www.jfa.maff.go.jp/whale/)

Shigeaki Takaya, a Fisheries Agency spokesman for whaling in Japan, accused the conservationists of "appalling and unforgivable" acts.

"We will ask concerned countries, including Australia, to immediately stop them from carrying out such horrendous acts," Takaya said.

Protesters aboard the Steve Irwin set off from Australia in early December for the Antarctic Ocean, chasing the whaling fleet for about 2,000 miles before stopping two weeks ago in Tasmania to refuel. The group found the whalers again on Sunday and resumed their pursuit.

During the initial chase, Watson's crew pelleted the Japanese with bottles of butyric acid, produced from rancid butter. In one December clash, Japan accused the Sea Shepherd crew of ramming one of its vessels, causing minor damage to the ship.

## Biden: Afghan plight shared

The Associated Press

WILLIAMSBURG, Va. — En route to a security conference in Germany, Vice President Joe Biden warned Friday the United States faces daunting economic and security problems in Afghanistan and will need help from allies to deal with them.

"We've got to make Afghanistan the world's responsibility, not just the United States' responsibility," Biden told a House Democratic retreat before heading to Munich as the new administration's first envoy to Europe.

Afghanistan will be high on Biden's priority list at the security conference, where he will speak to the gathering of world leaders today and hold bilateral meetings with Russia, Georgia, Germany, France and Britain. He will be joined by retired Marine Corps Gen. James Jones, President Barack Obama's national security adviser.

**More troops coming**

The U.S. has some 33,000 soldiers in Afghanistan, and Obama is expected to send another 30,000 this year as his administration shifts its focus from the war in Iraq to the Afghan conflict.

Coming more than two weeks after Biden and Obama took office, the trip will allow Biden to begin mulling the role U.S. expects to play in simmering issues across the region, and to set the stage for much anticipated policy shifts from the Bush administration.

In his speech today, Biden is expected to call on allies to join with the U.S. in confronting a wide array of international problems, including Afghanistan.

"As the president said throughout the campaign, he wants to strengthen our alliances and build a spirit of cooperation," said White House senior adviser David Axelrod. "It's going to take a spirit of cooperation to face the great challenges that the world faces."

## Chavez's anti-Israel views spawning anti-Semitism

The Associated Press

CARACAS, Venezuela — As President Hugo Chavez intensifies his anti-Israel campaign, some Venezuelans have begun threatening Jews in the street and vandalizing the largest synagogue in Caracas, from which they stole a database of names and addresses.

Now many Jewish people in Venezuela fear the worst is yet to come.

Chavez has personally taken care not to criticize Israelis or Jews while accusing Israel's government of genocide against the Palestinians. He denies inciting violence.

But Venezuela's Jewish leaders, the Organization of American States and the U.S. State Department say Chavez's harsh criticism has inspired a growing list of hate crimes, including a Jan. 30 invasion of Caracas' largest synagogue.

About 15 people overpowered two security guards at the Tiferet Israel Synagogue, shattering religious objects and

spray-painting "Jews, get out" on the walls. Most worrisome, according to Elias Farache, president of the Venezuelan-Israelite Association, was their theft of a computer database containing many names and addresses of Jews in Venezuela.

A pro-Chavez columnist, Emilio Silva, exhorted Venezuelans to treat Jews as anti-government conspirators. "Publicly challenge every Jew that you find in the street, shopping center or park," he wrote, "shouting slogans in favor of Palestine and against... Israel."

Silva called for protests at the synagogue and a boycott of Jewish-owned businesses.

Hate crimes have escalated despite Chavez's declaration that his government "rejects any type of aggression against any temple, be it Jewish, Catholic, Protestant, or any other."

An attorney general's statement Friday gave no details about any progress investigating a list of more than a dozen threats against Jews.

**Public Notice**

- New York State Electric & Gas Corporation**  
 PSC No. 87 — Gas - Schedule for Gas Service  
 PSC No. 88 — Gas - Schedule for Gas Transportation Service  
 PSC No. 120 — Electricity - Schedule for Electric Service  
 PSC No. 121 — Electricity - Schedule for Electric Street Lighting

- Rochester Gas and Electric Corporation**  
 PSC No. 16 — Gas - Schedule for Gas Services  
 PSC No. 18 — Electricity - Schedule for Electric Service Street Lighting  
 PSC No. 19 — Electricity - Schedule for Electric Service

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**IN BRIEF**

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**Panel summons exec from peanut company**

WASHINGTON — A congressional committee issued a subpoena Tuesday for the top executive of a small company that allegedly shipped the tainted peanut products responsible for a national salmonella outbreak.

The House Energy and Commerce Committee voted to compel Peanut Corp. of America President Stewart Farnell to appear at a hearing today as an investigation focuses on who was responsible for an outbreak that has sickened at least 600 people.

**New Pentagon lawyer is Ketcham graduate**

WASHINGTON — The U.S. Senate Monday confirmed a former Dutchess County resident to be the Pentagon's general counsel.

Jeb Charles Johnson, a 1975 graduate of Roy C. Ketcham High School in Wappingers Falls, was confirmed along with Robert Hale as Pentagon comptroller and Michele Flournoy as head of the Defense Department's policy office.

Johnson earned \$2.6 million last year as a partner with the international law firm Paul, Weiss, Rifkind, Wharton and Garrison.

**Oklahoma tornado carves swath through state**

OKLAHOMA CITY — A tornado damaged homes and businesses and knocked down power lines Tuesday afternoon as severe storms moved through central Oklahoma. No serious injuries were reported.

Six homes were damaged or destroyed near Edmond, north of Oklahoma City. Schoolchildren were kept at schools until the storm passed. Damage was also reported in northwest Oklahoma City.

**Russian supply ship headed for outpost**

An unmanned Russian supply ship is on its way to the International Space Station after blasting off early Tuesday from the Baikonur Cosmodrome in Kazakhstan. The Progress M-66 cargo spacecraft is scheduled to dock with the station at 2:19 a.m. Friday.

The spaceship is carrying nearly 2.5 tons of equipment and life support supplies. Another vehicle, called Progress 31, left the station Feb. 5 carrying trash and waste. It burned up on re-entry into Earth's atmosphere.

**Maine claims a spot as nation's coldest**

AUGUSTA, Maine — Teeth are chattering in New England, where scientists just spent about a month scrutinizing weather data before proclaiming Tuesday that, yes, Maine has pulled even with Vermont in bragging rights for the region's lowest recorded temperature: 50 below zero.

The frigid reading was recorded Jan. 16 at Big Black River, about four miles from the Canadian border. It ties the record set in 1933 in Bloomfield, Vt. for New England's lowest temperature in roughly a century of record-keeping.

**Beefed-up security guards KFC recipe**

LOUISVILLE, Ky. — Colonel Sanders' handwritten recipe for fried chicken was back in its Kentucky home Tuesday after five months in hiding while KFC upgraded security around its top corporate secret.

The iconic recipe is now protected by an array of high-tech security gadgets and cameras that allow guards to monitor the vault around the clock.

**21 dead in Mexico; drug war suspected**

CUADRA JUAREZ, Mexico — A drug gang kidnaped and killed six people near a town in the U.S.-Mexican border region Tuesday, prompting a series of gunbattles with soldiers that left 15 others, including one soldier, dead.

The violence started when gunmen kidnaped nine members of a rival drug gang in Villa Ahumada and later executed six of them.

**Judge strikes award for prison mattress**

EMADISON, Wis. — A judge has slashed the \$295,000 award a jury gave to a Wisconsin prisoner who claimed his rights were violated by being forced to sleep on a moldy, stinky mattress.

— Journal news services

# Reeling economy has a pivotal day

## Obama, Senate and Fed act to halt nation's slide



Associated Press

"The situation ... could not be more serious," President Barack Obama said Tuesday in Fort Myers, Fla.

**The Associated Press**

WASHINGTON — On a single day filled with staggering sums, the Obama administration, the Federal Reserve and the Senate attacked the deepening economic crisis Tuesday with actions that could throw as much as \$3 trillion more in government and private funds into the fight against frozen credit markets and rising joblessness.

"It's gotten worse," President Barack Obama said of the recession at a campaign-style appearance in Fort Myers, Fla. "The situation we face could not be more serious."

The president spoke shortly after Senate passage of an \$838 billion emergency economic stimulus bill cleared the way for talks with the House on a final compromise. In a display of urgency, White House chief of staff Rahm Emanuel traveled to the Capitol in mid-afternoon for meetings with Democratic leaders as well as moderate senators whose views — and votes — will be key to any compromise.

Separately, Treasury Secretary Timothy Geithner outlined plans for spending much of the \$350 billion in financial bailout money recently cleared by Congress, and the Federal Reserve announced it would commit up to \$1 trillion to make loans more widely available to consumers.

Taken together, the events marked at least a political watershed if not an economic turning point.

The vote was 61-37 in the Senate to pass the stimulus. Majority Leader Harry Reid and House Speaker Nancy Pelosi, the Democrat leaders, have long pledged to have legislation on Obama's desk by mid-month. "We need to get this done as fast as we can," Reid said.

The House measure includes roughly \$70 billion more spending than the Senate's but lacks Senate-approved tax breaks for new-car buyers, home purchasers and upper-middle-income families.

"The plan now goes into tough House-Senate negotiations before a final vote that could be by this weekend."

— Journal wire services

**Winners**

Homebuilders, automakers and green-energy firms could be big winners in the stimulus sweepstakes once Congress gives final approval to the economic stimulus measure that President Barack Obama has been pushing.

The plan now goes into tough House-Senate negotiations before a final vote that could be by this weekend.

— Journal wire services

### HONORING THE EMANCIPATOR



Sen. Dick Durbin of Illinois walks by a display featuring a set of four 42-cent U.S. postage stamps commemorating the life of Abraham Lincoln. The stamps were unveiled at a ceremony in Springfield, Ill., on Monday.

## Lincolnmania sweeps nation

**The Associated Press**

CHICAGO — Two centuries after Abraham Lincoln's birth, everybody suddenly wants a piece of him.

He's the subject of an avalanche of new books. New Lincoln pennies are being minted. The U.S. Postal Service issued four new Lincoln stamps. And it seems like every state is staking a claim — no matter how tenuous — to his legacy.

Libraries, orchestra halls and museums across the country are all hosting their own parties for Thursday's big 2-0-0 Celebrations years in the making have been energized by President Barack Obama, a fellow Illinoisian who refers constantly to Lincoln in

speeches and even borrowed his Bible to take the oath of office.

Delaware, Wyoming, Pennsylvania, Idaho and Hawaii are among the states planning bicentennial celebrations that state their own claim to Lincoln — whether they were states at the time or not.

"More than any other state, Idaho is related to Abraham Lincoln," said the state's bicentennial Web site, which explains that not only did Lincoln establish the Idaho Territory, he helped select the name "Idaho."

Kentucky will have its share of activities, starting with the presentation by the U.S. Mint of the redesigned penny — one of four — that reflects Lincoln's birth and early childhood in Kentucky.

Hawaii is putting on display a letter Lincoln wrote to King Kamehameha expressing condolences for the death of the Hawaiian monarch's brother.

In Washington, perhaps the two biggest events are the reopening of Ford's Theatre after an 18-month renovation and a display at the East Roundabout Gallery of the National Archives of the original Emancipation Proclamation signed by Lincoln.

## 2 parties claim victory in Israeli election

**The Associated Press**

JERUSALEM — Foreign Minister Tzipi Livni and hard-line rival Benjamin Netanyahu both claimed victory Tuesday in Israel's parliamentary election, which early returns suggested was too close to call.

With 67 percent of votes counted, Livni's centrist Kadima Party had 29 seats in the 120-seat parliament, while Netanyahu's hawkish Likud

Party was right behind with 28, according to Israel's Channel 11 television.

However, soldiers' votes on bases across the country won't be tallied until Thursday evening, which could shift the results by a seat or two.

Regardless of who gets the most votes, Netanyahu's Likud Party appeared to have the upper hand in forming a ruling coalition thanks to a strong showing by other

right-wing parties. "With God's help, I will lead the next government," Netanyahu told a crowd of cheering supporters early today.

Soon after, Livni took the stage before a crowd of flag-waving supporters and flashed a V-for-victory sign. "Today the people chose Kadima ... We will form the next government led by Kadima," she declared.

Israeli exit polls have not always been reliable, especially when the vote is close, but the projected results marked a dramatic slide for Netanyahu, who had held a solid lead in opinion polls heading into the election.

Israelis vote for parties, not individuals. Since no party won a parliamentary majority, the leader of one of the major parties must try to put together a coalition with other factions — a process that can take up to six weeks.

## Medicare reform gets low marks

**The Associated Press**

CHICAGO — An ambitious effort to cut costs and keep aging, sick Medicare patients out of the hospital mostly did not work, a government-contracted study has found.

The disappointing results show how tough it is to manage older patients, who often take multiple prescriptions, see many doctors and sometimes get conflicting medical advice. The study showed how hard it is to change the habits of older patients and their sometimes inflexible doctors.

Most of the patients studied had serious but common chronic illnesses including diabetes, heart disease and lung disease. Programs were set up at 15 centers around the country. Only two cut the number of times these patients were hospitalized, and those are still in operation. None saved Medicare any money.

The authors of the study called the results "underwhelming." An editorial in the Journal of the American Medical Association, where the study appears today, used the term "sobering."

**Behavior modification**

"The only way you can really do it is by changing patients' behavior and by changing physicians' behavior, and both things are really hard to do," said study author Randall Brown, a researcher for Mathematica Policy Research Inc. in Princeton, N.J., which was hired to evaluate the programs.

Often, these patients need to stop smoking, or lose weight, exercise more, eat healthier foods — a challenge even for healthy people.

As for physicians, Brown said a lot of them feel like they know how to take care of patients, so why do they need a nurse ... asking them why the patient isn't on some certain medication?"

In 2002 alone, half of Medicare patients had been treated for five or more ailments, and they accounted for 75 percent of Medicare spending, the study authors noted.

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# Paterson: Health cuts still needed

Stimulus alone said not enough

By Joseph Spector  
Journal Albany bureau

ALBANY — Gov. David Paterson warned health-care groups Wednesday that the federal stimulus package won't be the panacea for proposed cuts to hospitals and nursing homes, saying the state still needs to redirect funding from acute care to prevention programs.

Paterson responded to groups who are running a statewide ad campaign against his budget cuts, accusing them of using scare tactics to suggest he wants to close health-care facilities. He did, however, indicate a good portion of the cuts may be avoided because of the infusion of federal cash.

But Paterson said the state can save on its \$46 billion health-care system, which is almost one-third of state's overall budget — by allocating more aid to prevention programs and primary care in an effort to keep New Yorkers healthy.

"They would have you believe that to decrease funding for high-costing inpatient procedures would somehow close down emergency rooms, lay off workers and strike fear into the hearts of patients," Paterson said in a speech in Manhattan to the New York Academy of Medicine on HealthCare Spending and Reform.

The fear that is being struck into the hearts of patients is coming from the inaccuracy of the advertising.

Health-care groups and unions are running ads that blast Paterson's proposal to cut \$3.5

**'Hospitals are not going to go bankrupt over this plan.'**

Gov. David Paterson on hospital revenue cuts under his plan

billion in health-care spending in the 2009-10 fiscal year, which starts April 1.

The Healthcare Education Project, an initiative of the Greater New York Hospital Association and 109 SEIU Union Healthcare Workers East, announced Wednesday a second round of television ads, which call on Paterson to use federal stimulus money to avoid health cuts.

New York is set to receive \$24.6 billion in federal aid. Of that, \$1 billion can be designated to help the state pay for Medicaid.

"If Governor Paterson uses

the Medicaid funds in the stimulus bill as they are intended on Medicaid beneficiaries and the institutions that serve them, we can avoid health-care cuts that will unquestionably lead to layoffs, elimination of services and departments, and the outright closure of facilities," hospital association President Kenneth Raskes said.

Paterson said the money is not required to go to Medicaid and stressed the state has a variety of needs, including programs that prevent illness.

He said under his plan, hospitals' revenues would be cut only 2 percent through a slower rate in the growth of reimbursements.

"Hospitals are not going to go bankrupt over this plan," he said.

Reach Joseph Spector at jspector@journal.com

## STATENEWS

NORTHERN & WESTERN NY

**Priest found not guilty of sexual molestation**

FONDA, Montgomery County — A Catholic priest accused of molesting three boys was acquitted on two felony sex charges but convicted of endangering the welfare of a child, a misdemeanor.

A jury returned its verdict Wednesday afternoon against John W. Broderick, who faces up to one year in jail when sentenced and could receive probation.

Broderick, of Broome County, was accused of molesting three boys under 12 years old while he was their mother's spiritual adviser.

**Pilot unhurt as plane taxis away from him**

BYRON, Genesee County — A pilot escaped injury when the small airplane he was warming up taxied out of control

across a cornfield and into an apple tree.

Sheriff's deputies say John Sackett Jr. had just spun the propeller to start the two-seater and was revving the engine from outside the cockpit when the plane jumped a piece of wood blocking one of its wheels.

**Judge withdraws from man's murder retrial**

OWEGO, Tioga County — A new judge was appointed Wednesday to hear the case of a Southern Tier businessman facing a retrial on murder charges stemming from the disappearance of his wife eight years ago.

Judge Martin Smith decided not to preside over Calvin Harris' non-jury trial. Smith said he had "consciously or not" rendered a not guilty verdict after testimony of a defense witness who said he may have seen Michele Harris hours after the prosecution said Calvin Harris killed his estranged wife.

— Journal wire services

## Details sketchy on money for trains

By Brian Tumulty  
Journal Washington bureau

WASHINGTON — The \$8 billion for high-speed rail in the recently enacted stimulus bill probably will be spent on incremental improvements to existing inter-city passenger service, transportation experts said Wednesday.

But where and how the money will be spent has yet to be determined.

The Federal Railroad Administration hasn't announced how states and transit agencies can apply for the money.

Transportation officials and elected officials from Mississippi, Georgia and Pennsylvania told reporters in a conference call Wednesday they expect much of it to be spent on new switching equipment, signaling devices and track upgrades that would shorten the time it takes to get from one city to another.

"It's simple things," said John

Robert Smith, mayor of Meridian, Miss., whose community is located along the Amtrak Crescent line between Atlanta and New Orleans. "It's passing siding. There's double tracking. There's switch work."

The officials said developing an interstate high-speed rail network will take years, and they'll need annual infusions of about \$1 billion after the stimulus money is spent.

Amtrak defines 110 mph as high speed, but passenger trains achieve or surpass that in only a few sections of track located in New York, New Jersey, Maryland, Delaware, Rhode Island and Massachusetts.

For most of the nation — including tracks between Albany and Buffalo — the top speed for passenger rail is 79 mph.

A passenger on Amtrak's Maple Leaf, which leaves Penn Station in Manhattan daily at 7:15 a.m., can expect to spend six hours, 45 minutes making the 370-mile trip to Rochester.

Although the train reaches a speed of 110 mph on a section of track between Poughkeepsie and Albany, the average for the trip is about 55 mph.

Amtrak passenger trains traveling between New York City and Washington achieve 135 mph on certain sections of track around Princeton, N.J. and parts of Delaware and Maryland. New signal equipment could lengthen the sections where trains achieve that speed, Amtrak spokesman Cliff Black said.

Trains traveling from New York to Boston hit 150 mph in certain parts of Rhode Island and Massachusetts because of newer overhead electrified lines not used on tracks south of New Haven, Conn.

Reach Brian Tumulty at btumulty@journal.com

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## METRONEWS

METROPOLITAN NEW YORK

**Subway 'groper' gets 2 years to life in prison**

NEW YORK — A convicted sex offender described by prosecutors as a serial New York City subway "grinder" and "groper" has been sentenced to two years to life in prison.

Freddie Johnson was sentenced Wednesday in Manhattan state Supreme Court after pleading guilty last month to persistent sexual abuse. Police arrested the 39-year-old ex-con on a train at 59th Street and Lexington Avenue in April 2008 as he shoved his pelvis into a young woman's buttocks.

Police said Johnson had been arrested 53 other times, mostly on charges of groping women. Because of his conviction record and guilty plea to persistent sexual abuse, the judge was allowed to impose a sentence that will keep Johnson on parole for life if he is released.

**2 guilty in negligence deaths of firefighters**

NEW YORK — An apartment building owner and manager were found guilty Wednesday of criminally negligent

homicide for allowing construction of a deadly maze of illegal walls that forced two firefighters to jump to their deaths to escape a surging blaze.

Cesar Rios, the building's manager and former owner, dodged a manslaughter conviction that could have sent him to prison for 15 years, the Bronx District Attorney's office said. He faces up to four years in prison on the criminally negligent homicide charge and a year on the reckless endangerment charge.

**Teen at prep school in NYC jumps to death**

NEW YORK — Police say a 17-year-old student at a prestigious Manhattan prep school has jumped to his death.

The teen attended The Dalton School. Authorities said he went to an 11th floor dance studio, opened a window and jumped on Wednesday.

The high school junior had won academic awards and was involved in school activities, including its Web site. His brother also attends Dalton.

The school said in a statement it was providing counseling and was "deeply saddened by the tragedy."

— Journal wire services

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The Poughkeepsie Journal is owned and published daily and Sunday by Poughkeepsie Newspaper Division of Garnett Satellite Information Network, Inc. Principal place of business is 85 Civic Center Plaza, P.O. Box 1231, Poughkeepsie, N.Y. 12602. Contents ©2009 Poughkeepsie Journal.

Officers are: Barry Rothfeld, president; Michael A. Hart, treasurer; and Todd A. Mayhan, secretary. The address of Hart and Mayhan is: Garnett Co., Inc., 7950 Jones Branch Drive, McLean, VA 22107. Periodicals postage paid at Poughkeepsie, N.Y.

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Postmaster: Send address changes to The Poughkeepsie Journal, Box 1231, Poughkeepsie, N.Y. 12602.

Suggested price - Single copy: 75 cents Monday-Saturday; \$1.50 Sunday/Thanksgiving.

Subscription rate - Guaranteed rate \$18.50 per month, by mail, daily and Sunday: 3 months, \$52.50; 6 months, \$105.00; 1 year, \$210.00. By mail, Sunday only: 3 months, \$40.20; 6 months, \$80.20; 1 year, \$160.80.

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dpietra@poughkeepsiejournal.com

Newsroom .....437-4800

newsroom@poughkeepsiejournal.com

GETTING IT RIGHT

The Poughkeepsie Journal corrects errors of fact. To report a correction or clarification, call 845-437-4833.

LOTTERY RESULTS

Saturday's numbers

New York

Lotto: 4, 11, 35, 52, 56, 57

Bonus: 30 Extra: 43

Take 5: 7, 10, 14, 19, 29

Connecticut

Play 4 Night: 7410

Play 3 Night: 029

Cash 5: 3, 12, 22, 27, 33

Powerball: 13, 31, 41, 45, 46

Ball: 21

Sunday's numbers

New York

Mid-day 4: 9948 Sum: 30

Evening 4: 9300 Sum: 12

Evening 3: 728 Sum: 17

Pick 10: 4, 15, 17, 18, 29, 31, 34, 35, 41, 43, 45, 48, 49, 52, 57, 59, 60, 64, 71, 75

Connecticut

Play 4 Day: 8999 Play 3 Day: 750

Note to readers

Some lottery numbers were unavailable at press start. For a complete listing, call the Journal hot line at 845-437-4992 or visit www.poughkeepsiejournal.com

Madoff: Statements seemed convincing

Continued from 1A

Damon is trying to understand two things. First, how did she and others not see what was really going on? And then, how will she get her money back, and how much?

She's out a lot. "My balance was around half a million," she said.

"I felt so rich," she said. "Never once did I say, 'Judy, the whole country's losing money, everybody's down 20-30 percent,' how does Madoff always produced positive returns day in and day out?"

The answer, according to statements made by the Bankruptcy Court-appointed trustee, Irving Picard, in Manhattan Friday, was that the monthly statements showing Madoff was making stock trades for his clients were fiction.

"We have no evidence to indicate securities were purchased for customer accounts" in the past 13 years, Picard said.

A lawyer working for Picard also warned the trustee would seek to recover—or "claw back"—phony profits earned by some investors so they can be redistributed to others.

"There wasn't any stock bought or sold," said the attorney, David Sheehan. "It was all just made up. You got somebody else's money."

Picard said about 2,400 people have filed claims—a total expected to rise sharply before the July 2 deadline. Some reports have placed the potential list at 13,000 accounts.

To Damon, the monthly statements Madoff's office sent her now "look like something out of third grade."

She would look at the statements and go to the bottom line and beyond that, she didn't pay much attention. "None of us wanted to," she added.

"It was too good to be true," Damon said. "He (Madoff) had so much credibility himself. He did so well with the Nasdaq."

"We would say, please withdraw this amount, and they would send us the checks," she said. "It was really an investment that felt very solid to us."

Rep. Louise Slaughter, D-Fairport, said Western New York has been in economic decline for a couple of decades, and the recession is making conditions worse.

"I want (Obama) to first say we are going to be all right," she said. "This is the United States. We're not somebody's patsy. We know we've got hard times to face and hard choices to make. And we'd do it. We'll survive this. And I think we have an opportunity to change the way we deliver health care and make a lot of changes in education. And we have an

opportunity with the infrastructure that has been neglected for 30 or 40 years."

Congressional Republicans opposed the stimulus package that Obama lobbied Congress to enact. House Republicans unanimously opposed it and only three members of the Senate GOP supported it.

Freshman Rep. Chris Lee, one of only three Republicans left in New York's congressional delegation, said he opposed the bill

because it didn't include enough tax cuts for small businesses. "It's important that the president sets the right tone with regard to the economy," Lee said.

"Unfortunately, his hope was that the stimulus bill would have a positive effect on the stock market. But it hasn't."

The Dow Jones Industrial Average ended the week at a six-year low.

Lee said that's the evidence that



Bernard Madoff leaves Federal Court in New York City in January. Madoff is accused in a Ponzi scheme that affected as many as 13,000 accounts.

Madoff said she thought the undoing of Madoff was that the long downturn in the economy had gotten worse.

"If the economy was not so poor, it would have kept going," she said of the firm. "If it's poor, you can't get new investors," and it ends.

Money may be recovered

Getting some money back is a possibility, one the bankruptcy court is working on as the Federal Bureau of Investigation continues to probe the criminal case.

In a bankruptcy, creditors have varying degrees of claim on whatever assets the debtor retains.

Then there's the federal Securities Investor Protection Corp., which can pay up to \$500,000 to a client of a failed brokerage. But there are limits in this case, because many of the gains investors believed they had weren't real. So, officials have said, claims may be limited to just the cash invested by the clients.

Damon is also looking into whether she can claim a loss on her income taxes.

Damon has a background in psychotherapy including work with the Pathworks spiritual helping movement that grew out of Phoenix in Ulster County. She has been pondering how the mind works in situations like this.

"We went to think it was always going to make money," she said. "Where did that come from? Where was reality?"

She's not alone. Other local people on the list include Jose and Darlene Concepcion in Wappingers Falls and Don Rinsky in Red Hook. Rinsky declined to comment and the Concepcions could not be reached.

Institutions who were hit include Bard College in Annandale, which reported a \$3 million bite out of its \$270 million endowment fund.

For Damon, the loss—whether full or partial, temporary or permanent—of her main investment asset is a heavy burden.

"The way I feel, I'll never invest again in anything," she said.

But she's practical.

"I'm putting together some little income streams," she said, listing Social Security, a reverse mortgage and other investments, plus part-time work at minimum wage in a program for senior citizens.

"Now I need to just live it and see if I can support myself this way. I'm pretty sure I can," Damon said. "I don't know that for a fact."

"For me," she said, "It's a life lesson."

The Associated Press contributed to this report. Reach Craig Wolf at cwoolf@poughkeepsiejournal.com or 845-437-4815.

Obama: GOP blasts stimulus

Continued from 1A

ship at the altar of free trade agreements" that destroy American jobs and instead force the Chinese to float their currency and make sure other foreign governments stop subsidizing their home industries.

Rep. Louise Slaughter, D-Fairport, said Western New York has been in economic decline for a couple of decades, and the recession is making conditions worse.

"I want (Obama) to first say we are going to be all right," she said. "This is the United States. We're not somebody's patsy. We know we've got hard times to face and hard choices to make. And we'd do it. We'll survive this. And I think we have an opportunity to change the way we deliver health care and make a lot of changes in education. And we have an

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On the Web

■ Northeast Midwest institute snapshot of the New York economy: www.nemw.org/ny.htm

■ Bureau of Labor Statistics: New York's economy at a glance: www.bls.gov/eag/eag.ny.htm

■ U.S. economy at a glance: www.bls.gov/eag/eag.us.htm

■ New York State Labor Department January news release on unemployment: www.labor.state.ny.us/workforceindex-trydata/pressreleases/prustat.htm

President Barack Obama listens Friday as Vice President Joe Biden addresses mayors in the East Room of the White House.

York gets its fair share," Lee said.

He said he's concerned state officials in Albany will use too much of the money to plug their own budget shortfall and won't spend it in communities around the state.

Reach Biden Thornhill at btornhill@poughkeepsiejournal.com

911: General inquiries take time away from true emergencies

Continued from 1A

he said.

If someone is having chest pains or was just in a car accident or smells smoke, those are reasons to call 911, Murphy explained.

When he started in dispatch back years ago, Murphy said they used to get calls asking what time bingo started at the fire house.

"To them that was an emergency," he said. "That is their emergency, but that is not the fire department's emergency."

The problem with these kinds of calls is they tie up resources for actual emergencies, Bernard said.

The city 911 call center got 2,211 hang-ups last year, out of a total of 17,037 calls.

211 better for information

Both Bernard and Murphy said dispatchers will help people who are calling with non-emergency situations. But the state's 211 service is better for general information calls dealing with health and human services, such as where someone can find the nearest hospital.

"We're not denying anyone service," Murphy said. "We're not going to say, 'this is stupid' and hang up on them. But that time has been taken away from another call."

Non-emergency calls also tie up the responders.

When someone dials 911 and doesn't speak or hangs up, or says it was an accident either by them or a child, police must still respond to the scene.

"There could be an emergency where they're not able to

talk," Bernard said.

Detective Lt. Louis Musmeo of the City of Beacon Police Department said he's not always a waste to follow up on 911 calls,

even when if caller says "sorry, I dialed 911 accidentally."

Often it will be a domestic dispute, he said. "We've had our share of legit calls."

Murphy said his call center once got a call from a woman who said she had dialed the wrong number. The dispatcher who took the call had a bad feeling about the call and police were sent.

When police arrived, the caller turned out to be a woman who was eight months pregnant and had been severely beaten.

"You listen to the tape, there is no indication that the woman

is hurt," Murphy said. "If we abandoned those calls just because they say they aren't hurt and they are, when we're going to find them? That's why we need someone to every call."

Crime Beat, which explores law enforcement issues and cases worked by police in the mid-Hudson Valley, appears each Monday. To suggest a topic, call 845-437-4877. Journal assistant social editor Marie Bumbach contributed to this report. Reach Emily Shewar at eshear@poughkeepsiejournal.com or 845-437-4892.

Public Notice

New York State Electric & Gas Corporation

PSC No. 87 - Gas - Schedule for Gas Service

PSC No. 88 - Gas - Schedule for Gas Transportation Service

PSC No. 120 - Electricity - Schedule for Electric Service

PSC No. 121 - Electricity - Schedule for Electric Service Street Lighting

Rochester Gas and Electric Corporation

PSC No. 16 - Gas - Schedule for Gas Services

PSC No. 18 - Electricity - Schedule for Electric Service Street Lighting

PSC No. 19 - Electricity - Schedule for Electric Service

Purpose: To propose changes to electricity and natural gas delivery rates

On January 27, 2009, New York State Electric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with the New York State Public Service Commission (PSC) testimony, exhibits and proposed delivery rate changes to tariff schedules for service.

The changes contained in that filing would increase revenues by approximately \$135 million from NYSEG's electric operations and by approximately \$43 million from the company's natural gas operations, to become effective on March 1, 2009.

The changes contained in that filing would increase revenues by approximately \$66 million from RG&E's electric operations and by approximately \$34 million from the company's natural gas operations, to become effective on March 1, 2009.

The PSC may approve, modify or reject any or all of the proposed tariff changes. Among other things, the PSC's determination may require revisions of the proposed amount of the increases applicable to particular classifications of service or changes in rates applicable to those classifications for which no increase is proposed by the companies.

The complete NYSEG filing may be examined on NYSEG's Web site (nyseg.com). The complete RG&E filing may be examined on RG&E's Web site (rge.com). Both filings are available for review at the PSC's Albany office.



The Associated Press

President Barack Obama listens Friday as Vice President Joe Biden addresses mayors in the East Room of the White House.

York gets its fair share," Lee said.

He said he's concerned state officials in Albany will use too much of the money to plug their own budget shortfall and won't spend it in communities around the state.

Reach Biden Thornhill at btornhill@poughkeepsiejournal.com

CIGAR SPECIAL CARBON COPY COHIBA'S CIGARS all sizes... ONLY \$1.99 + tax SMOKES 4 LESS... Open 7 Days

# AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK  
COUNTY OF COLUMBIA  
CITY OF HUDSON

Janice Haynes of  
The City of Hudson, County of Columbia and State of New York, bring duly sworn  
deposes and says the he/she is a principal clerk of Hudson Register Star, a daily  
newspaper, printed and published in the City of Hudson, County of Columbia and State of  
New York, and that the notice, of which the annexed is a printed copy, has been duly and  
regularly published in said newspaper: in each week for one successive week(s), said  
publication commencing on the 7<sup>th</sup> day of February, 2009.

Janice Haynes  
Principal Clerk

Sworn to me before this 9<sup>th</sup> day of March, 2009.

Jose P. Yzquierdo  
Notary Public, Columbia County, NY

ANNE C. YZQUIERDO  
Notary Public, State of New York  
Reg.# 01YZ4762187  
Commission Expires June 30, 2011

M \_\_\_\_\_  
20 \_\_\_\_\_

HUDSON REGISTER STAR  
A Division of Hudson Catskill Newspapers  
364 Warren St, Hudson, NY 12534 (518) 828-1616

<u>2/7/09</u>	<u>4 col. x 5 inch</u>	<u>Rate Filing</u>	<u>N45EG</u>

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CITY OF HUDSON

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newspaper, printed and published in the City of Hudson, County of Columbia and State of  
New York, and that the notice, of which the annexed is a printed copy, has been duly and  
regularly published in said newspaper: in each week for one successive week(s), said  
publication commencing on the 11 day of February, 2009.

Janice Haynes  
Principal Clerk

Sworn to me before this 9th day of March, 2009.

Anne C. Yzquierdo  
Notary Public, Columbia County, NY

ANNE C. YZQUIERDO  
Notary Public, State of New York  
Reg.# 01YZ4762187  
Commission Expires June 30, 2011

M \_\_\_\_\_  
20 \_\_\_\_\_

HUDSON REGISTER STAR  
A Division of Hudson Catskill Newspapers  
364 Warren St, Hudson, NY 12534 (518) 828-1616

2/11/09	4 col x 5 week ad	Rate Filing	- NYSEE

# AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK  
COUNTY OF COLUMBIA  
CITY OF HUDSON

Janice Haynes of  
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deposes and says the he/she is a principal clerk of Hudson Register Star, a daily  
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New York, and that the notice, of which the annexed is a printed copy, has been duly and  
regularly published in said newspaper; in each week for one successive week(s), said  
publication commencing on the 19<sup>th</sup> day of February, 2009.

Janice Haynes  
Principal Clerk

Sworn to me before this 9<sup>th</sup> day of March, 2009.

Yusef Y. Yegorov  
Notary Public, Columbia County, NY

**ANNE C. YZQUIERDO**  
Notary Public, State of New York  
Reg.# 01YZ4762187  
Commission Expires June 30, 2011

M  
20\_\_\_\_\_

HUDSON REGISTER STAR  
A Division of Hudson Catskill Newspapers  
364 Warren St, Hudson, NY 12534 (518) 828-1616

2/19/09	4col x 5	Rate Filings	NYSEG

# AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK  
COUNTY OF COLUMBIA  
CITY OF HUDSON

Janice Haynes of  
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New York, and that the notice, of which the annexed is a printed copy, has been duly and  
regularly published in said newspaper; in each week for one successive week(s), said  
publication commencing on the 23<sup>rd</sup> day of February, 2009.

Janice Haynes  
Principal Clerk

Sworn to me before this 9<sup>th</sup> day of March, 2009.

Anne C. Yzquierdo  
Notary Public, Columbia County, NY

M \_\_\_\_\_  
20 \_\_\_\_\_  
ANNE C. YZQUIERDO  
Notary Public, State of New York  
Reg. # 01Y24762187  
Commission Expires June 30, 2011

HUDSON REGISTER STAR  
A Division of Hudson Catskill Newspapers  
364 Warren St, Hudson, NY 12534 (518) 828-1616

2/23/09	4x5	Rate Filings	NYSEG

STATE OF NEW YORK, COUNTY OF SARATOGA

ELAINE PEARSON BEING DULY SWORN, DEPOSES AND SAYS: THAT SHE IS THE PRINCIPLE CLERK OF THE SARATOGIAN, THE OFFICIAL NEWSPAPER; THAT THE FORGOING ~~ISSUE~~ ADVERTISING WAS PUBLISHED IN SAID NEWSPAPER ON

February 2, 11, 19 + 23 2009  
SUBSCRIBED AND SWORN TO BEFORE ME:

Elaine Pearson

THIS 6<sup>th</sup> DAY OF March ~~FEBRUARY~~, 2009

Linda M Harsha  
NOTARY

LINDA M. HARSHA  
Notary Public, State of New York  
No. 01HA5075930  
Qualified in Saratoga County  
Commission Expires 8/10/2010



# The Post-Standard

## PROOF OF PUBLICATION

This is to certify the publication of advertising in the Post-Standard as follows:

Advertiser: NYSEG/SMITH MARKETING

Account #: 0040592

Run Dates: 02/07/2009

Reference #: 0000064540

PO #:

Product: Post-Standard-Full Run

Placement: Main News

Tag Line: MUST BE FF, RHP IS POSS. RATE FILING AD

Ad Size: 4 X 5.00 in

Total Charge: 3,013.25

ROP Display

 3/8/2010

Date: 3/9/2009

KIMBERLY D. VELASCO  
Notary Public in the State of New York  
No. 01VE6071325  
Qualified in Madison County  
My Commission Expires March 18, 2010

# The Post-Standard

## PROOF OF PUBLICATION

This is to certify the publication of advertising in the Post-Standard as follows:

Advertiser: NYSEG/SMITH MARKETING

Account #: 0040592

Run Dates: 02/11/2009

Reference #: 0000064540

PO #:

Product: Post-Standard-Full Run


Placement: Main News

Tag Line: MUST BE FF, RHP IS POSS. RATE FILING AD

Ad Size: 4 X 5.00 in

Total Charge: 3,013.25

ROP Display

 3/18/2010

KIMBERLY D. VELASCO  
Notary Public in the State of New York  
No. 01VE6071325  
Qualified in Madison County  
My Commission Expires March 18, 2010

Date: 3/9/2009

# The Post-Standard

## PROOF OF PUBLICATION

This is to certify the publication of advertising in the Post-Standard as follows:

Advertiser: NYSEG/SMITH MARKETING

Account #: 0040592

Run Dates: 02/19/2009

Reference #: 0000064540

PO #:

Product: Post-Standard-Full Run


Placement: Main News

Tag Line: MUST BE FF, RHP IS POSS. RATE FILING AD

Ad Size: 4 X 5.00 in

Total Charge: 3,013.25

ROP Display

 3/18/2010

Date: 3/9/2009

KIMBERLY D. VELASCO  
Notary Public in the State of New York  
No. 01VE6071325  
Qualified in Madison County  
My Commission Expires March 18, 2010

# The Post-Standard

## PROOF OF PUBLICATION

This is to certify the publication of advertising in the Post-Standard as follows:

Advertiser: NYSEG/SMITH MARKETING

Account #: 0040592

Run Dates: 02/23/2009

Reference #: 0000064540

PO #:

Product: Post-Standard-Full Run

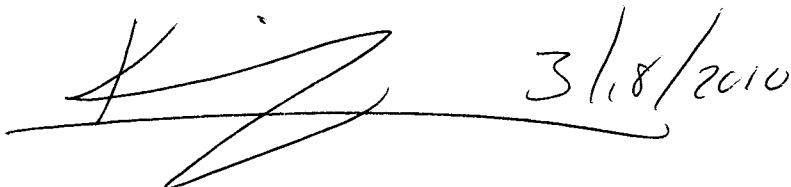
Placement: Main News

Tag Line: MUST BE FF, RHP IS POSS. RATE FILING AD

Ad Size: 4 X 5.00 in

Total Charge: 3,013.25

ROP Display



A handwritten signature in black ink, followed by the date 3/18/2010 written in the same ink.

KIMBERLY D. VELASCO  
Notary Public in the State of New York  
No. 01VE6071325  
Qualified in Madison County  
My Commission Expires March 18, 2010

Date: 3/9/2009

# TIMES HERALD-RECORD

P.O. Box 2046 , 40 Mulberry Street, Middletown, NY 10940

State of New York:  
County of Orange: ss:

**Patricia A. Foddrill**

Being duly sworn deposes and says that the ORANGE COUNTY PUBLICATIONS Division of Ottawa Newspapers-Radio, Inc. is a corporation organized under the laws of the State of New York and is, at all the times hereinafter mentioned, was the printer and publisher of The Times Herald-Record, a daily newspaper distributed in the Orange, Ulster, Rockland, Dutchess, Pike, PA, Delaware and Sullivan Counties, published in the English language in the City of Middletown, County of Orange, State of New York, that deponent is the

**Legal Advertising Rep.**

of said The Times Herald-Record acquainted with the facts hereinafter stated, and duly authorized by said Corporation to make this affidavit; that the

**Public Notice**

a true printed copy of which is attached, has been duly and regularly published in the manner required by law in said The Times Herald-Record in each of its issues published upon each of the following dates, to wit:  
In its issues of

2/7/09, 2/11/09

2/19/09, 2/23/09

Signature of Representative:

Patricia A. Foddrill

Sworn in before me this

27

Day of

Feb

2009

Lorraine A. Twitty  
Notary Public, Orange County

LORRAINE A. TWITTY  
Notary Public, State of New York  
No. 01TW6138930  
Qualified in Orange County  
Term Expires December 27, 2009

# AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK,  
Rensselaer County,  
City of Troy.

} SS:

R. Willett  
of the City of Troy, in the County of Rensselaer and  
State of New York, being duly sworn, deposes and says that she is the  
Principal Clerk of the **TROY PUBLISHING COMPANY**, a Corpora-  
tion duly organized under the laws of the State of New York; that said  
Corporation is the publisher of **The RECORD**, a daily newspaper printed  
and published in the City of Troy and County of Rensselaer, and that  
the notice of which the annexed is a printed copy, has been regularly  
published in **The RECORD**.

ONCE WEELY \_\_\_\_\_ FOUR WEEKS \_\_\_\_\_  
\_\_\_\_\_ for \_\_\_\_\_  
successively commencing on the 7th day of February, 2009

Sworn before me, this

6TH day of MARCH, 2009 } *Ruth Willett*  
*Linda D. Gunther* }  
Notary Public

LINDA D. GUNTHER  
Notary Public #1000000000  
State of New York  
My Commission Expires 8/30/10

Affidavit of Publication

STATE OF New York}  
COUNTY OF ONEIDA}

I, Mary Lourdes Scholefield, do solemnly swear that I am Credit Manager for the Observer-Dispatch printed at Utica, in the State of New York, and that from my own personal knowledge and reference to the filed of said publication, the legal advertisement of NYSEG was inserted in the newspaper of February 7, 11, 19 and 23<sup>rd</sup>, in the space of 4x5 inches.

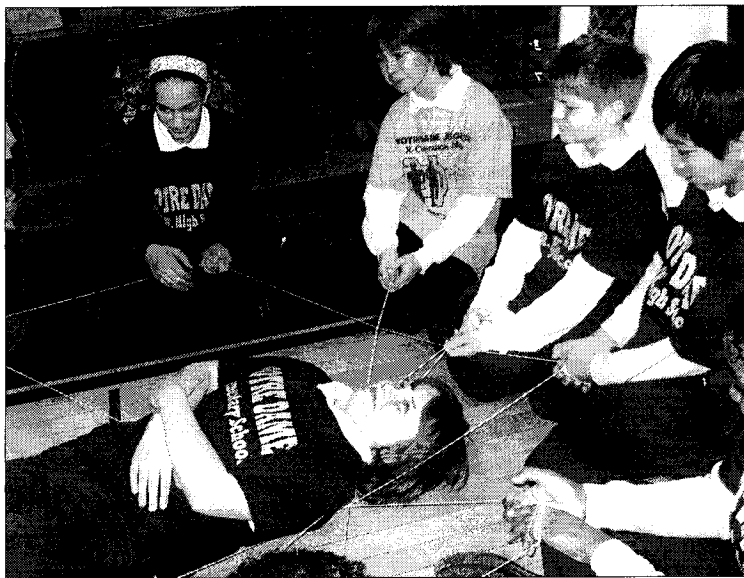
Subscribed and sworn before me this 9th day of March, 2009.

Mary Lourdes Scholefield

Elizabeth Leone-Naimat

Notary Public

ELIZABETH LEONE-NAIMAT  
Notary Public  
Expiration 12 31 10



## Students from Catholic grade schools gather

Observer-Dispatch

UTICA — Students, staff and parents from the area's three Catholic elementary schools gathered Friday morning in a sign of unity during a Mass at Notre Dame Junior/Senior High School. Last month, the Roman Catholic Diocese of Syracuse announced St. Mary's, St. Peter's and Our Lady of Lourdes elementary schools would merge in September. They will become Notre Dame Elementary School and be located at the current Lourdes school.

ABOVE: St. Mary's student Kevin Jones, 11, prepares to be lifted off the ground by a group of students holding him on crisscrossed levels of string during a Mass on Friday at Notre Dame Junior/Senior High School in Utica. RIGHT: Our Lady of Lourdes kindergarten students, from left, McKenna Allen, 5, Jayden Platt, 5, and Christopher Testa, 5, participate in a prayer during a Mass on Friday at Notre Dame Junior/Senior High School.



ANGELICA A. MORRISON  
Observer-Dispatch

## Mother who killed kids reaches apparent plea

By FRANK ELTMAN  
The Associated Press

MINEOLA — A mother who drowned her three young children has apparently reached a plea agreement that would send her to a psychiatric facility rather than prison.

Prosecutors and a defense attorney declined to confirm whether an agreement had been reached in the case of 28-year-old Leatrice Brewer, but the father of two of the victims issued a statement Friday saying he had been informed of the agreement, and noting his displeasure.

"I am shocked that the district attorney would allow Ms. Brewer to plead insanity and be found not guilty without a trial," said the father, Innocent Demesieux. "The question of whether she is guilty or not guilty by reason of insanity should be decided by regular people on a jury and not by lawyers and politicians."

Brewer is due in court Monday,

where she faces murder charges in the deaths of 5-year-old Michael and his 18-month-old brother, also named Innocent Demesieux. She is also charged with killing her 6-year-old daughter, Jewell Ward.

### Mental incapacity plea?

Eric Phillips, a spokesman for Nassau County District Attorney Kathleen Rice, declined comment on a plea, but said any decision would be based on "independent psychiatric and medical evaluations of the defendant and on the law as it pertains to criminal culpability in cases involving obvious mental disease or defect."

Michelle Armstrong, Brewer's court-appointed attorney, also declined to comment on a plea, but said there was little doubt her client was not criminally responsible.

"There is overwhelming evidence in support of her mental incapacity," Armstrong said. "If it

comes to bear that the district attorney signs off on a plea agreement, it would be a testament to the justice system."

If she is permitted to plead to being not responsible because of mental incapacity or defect, Brewer would likely be sent to the Mid-Hudson Forensic Psychiatric Center, where she will be evaluated at least three times in her first 13 months there. Subsequent evaluations about her mental health would occur every two years.

### Record of drugs, assault

Brewer, who had a long history of contacts with social workers and a checked arrest record for drugs and assault, is suspected of drowning her three children in a bathtub inside their New Cassel apartment Feb. 24, 2008.

She also told authorities she slashed the little girl's throat before drowning her.

Brewer said she then tried to take her own life by swallowing a

concoction of bleach, other cleaning chemicals and a bottle of aspirin, and laid down on the bed with the children.

She awoke about four hours later, and realizing that she had vomited and was still alive, called 911 before jumping out a second-story window in a second failed suicide bid. When police arrived, they found Brewer suffering from back injuries. "I jumped out the window and I killed my kids," she told officers.

The deaths prompted a review of social services procedures after it was learned that two days before the killings, caseworkers had been dispatched to the victims' apartment because of reports the mother was acting irrationally.

After finding no one home, the caseworkers left and failed to schedule a follow-up visit until after the children were dead.

## Escort service boss in Spitzer case gets prison sentence

By DAVID B. CARUSO  
The Associated Press

NEW YORK — The boss of the prostitution ring that ensnared former New York Gov. Eliot Spitzer was sentenced on Friday to 2½ years in prison, the toughest penalty anyone is likely to serve in the scandal.

Mark Brenner, 63, gray-haired and balding, apologized to the court before learning his fate. He pleaded guilty last year to two conspiracy counts involving prostitution and money laundering.

His lawyer portrayed the ruffled former tax consultant as a lifelong loser who bumbled into the sex trade and committed a "victimless crime" after failing in business and losing his wife to cancer.

U.S. District Judge Denny Chin was unmoved.

"I certainly don't think that prostitution is a victimless crime," the judge said. "It may go on all the time... But it's certainly my view that a lot of people are significantly hurt by this."

Spitzer's name was never uttered during the hearing, but Brenner's lawyer, Murray Richman, said his client was clearly "collateral damage" in a probe that was originally aimed at the governor.

Investigators initially began looking into Spitzer's affairs after noticing unusual activity — later shown to be payments to prostitutes — in the governor's bank accounts.

Prosecutors had asked for a prison term of at least two years for the man they said was the "driving force" behind the Emperors Club VIP, a lucrative escort service that employed prostitutes in New York, Miami and Europe.

When Brenner was arrested, agents found nearly \$1 million in cash stashed in his apartment in Cliffside Park N.J.

His high-paying customers included Spitzer, referred to in court papers as "Client 9." He resigned March 12 after the details of a tryst with one of Brenner's call girls in a Washington, D.C., hotel were revealed publicly.

### 'He was confused'

The son of a Holocaust survivor Brenner was born in Russia, then moved as a young man to Israel, where he served in the armed forces and got a master's degree in business. Later he emigrated to the United States with his wife and son and became a tax consultant.

The details of how Brenner made the shift from tax work to prostituting young women are still unclear, but Richman sug-

"All his life, he's been totally unsuccessful in everything he's done."

Murray Richman  
lawyer for Mark Brenner

gested yesterday his client had become "rudderless" after the death of his wife in 1987 left him traumatized and deep in debt.

"All his life, he's been totally unsuccessful in everything he's done," he said, noting that his client's tax business had not done well, leaving his wife as the main breadwinner. "He couldn't find himself. He was confused."

Eventually Brenner remarried, divorced, and then in 2004 took a college student as a girlfriend. That woman, Cecil Suwal, eventually assumed the day-to-day task of managing the escort service.

Suwal's lawyers said her aging companion exercised a cruel degree of psychological control over the young woman, who had the words "Property of Mark Brenner" tattooed on her body.

But Richman suggested that Suwal was more in control than she let on, saying he was too disorganized to run the business himself.

"He is not an evil person. He is a good person who's done a bad thing."

Chin appeared put off by the attempt to deflect some blame on Suwal, who was barely out of her teens when she became involved in the business.

"No matter how bright she was, no matter how organized she was, she was a victim, as well," Chin said.

### 11 months already served

Brenner has been in jail since his arrest last March, meaning he has already served 11 months of his sentence. He will serve two years on probation after his release. Chin also ordered him to pay a \$5,000 fine.

Prosecutors announced in November that they would bring charges against Spitzer.

The small group of women who helped Brenner run the operation have been treated relatively leniently by the court. Suwal was sentenced last month to six months in jail. Tanya Hollander, who had worked as a booking agent for the service, got a year's probation. One more defendant, the booking agent Temeka Lewis, has yet to be sentenced.

None of the prostitutes faced charges. Assistant U.S. Attorney Daniel Stein suggested in a court filing that those women had, in fact, been "victimized" by the ring — a sentiment he expanded during Friday's court session.

"We're all the victims," he said.

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**Purpose:** To propose changes to electricity and natural gas delivery rates

On January 27, 2009, New York State Electric & Gas Corporation (NYSEG) and Rochester Gas and Electric Corporation (RG&E) filed with the New York State Public Service Commission (PSC) testimony, exhibits and proposed delivery rate changes to tariff schedules for service.

The changes contained in that filing would increase revenues by approximately \$135 million from NYSEG's electric operations and by approximately \$43 million from the company's natural gas operations, to become effective on March 1, 2009.

The changes contained in that filing would increase revenues by approximately \$66 million from RG&E's electric operations and by approximately \$34 million from the company's natural gas operations, to become effective on March 1, 2009.

The PSC may approve, modify or reject any or all of the proposed tariff changes. Among other things, the PSC's determination may require revisions of the proposed amount of the increases applicable to particular classifications of service or changes in rates applicable to those classifications for which no increase is proposed by the companies.

The complete NYSEG filing may be examined on NYSEG's Web site (nysag.com). The complete RG&E filing may be examined on RG&E's Web site (rgc.com). Both filings are available for review at the PSC's Albany office.



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TOTAL COST: 2,933.00            AD SPACE: 20.000 INCH  
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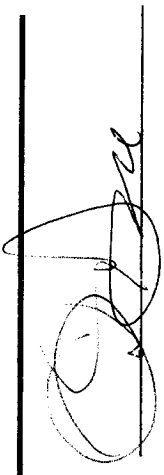
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