



David Warner  
Associate Counsel

December 21, 2017

*By Email for Electronic Filing*  
Honorable Kathleen H. Burgess  
Secretary to the Commission  
New York State Public Service Commission  
Three Empire State Plaza  
Albany, New York 12223-1350

Re: Case 17-E-0428 – In the Matter of an Investigation into the April 21, 2017  
Metropolitan Transportation Authority Subway Power Outage and Consolidated  
Edison Company of New York, Inc.’s Restoration Efforts.

Dear Secretary Burgess:

Consolidated Edison Company of New York, Inc. (“Con Edison”) submits this request for an extension pursuant to Ordering Clause 31 of the Public Service Commission’s *Order Directing Steps to Safeguard and Maintain Adequate Utility Service to the Subway System* (“Order”), issued November 10, 2017 in the above referenced proceeding, which grants the Secretary the authority to extend deadlines set forth in the Order. Con Edison has discussed this extension request with DPS Staff and the Metropolitan Transit Authority (“MTA”), and they support this extension request.

The Order provides in Ordering Clause 7 that “Con Edison shall perform the work described in the Appendix to this order under the title ‘Ordering Clause 7 – Scope of Work’ by May 9, 2018, subject to the MTA providing Con Edison access to MTA’s facilities as required.” Con Edison notes that a significant amount of work will be completed by the dates in the Order, but requests this extension of time for certain limited items contained in that Scope of Work as follows:

- Section C, “Relay Rooms,” subsection (1) (ii) (“Transfer Panels”) provides that the contractors will identify, inspect and test currently installed ATPs for the remaining locations and retrofit and/or repair as needed. The “identify, inspect and test” work will be completed by May 9<sup>th</sup>. Con Edison, MTA and DPS Staff agree that any retrofit and/or repair work, however, may extend beyond May 9, 2018 for the remaining locations.
- Subsection C.2, “Signal Power Locations,” provides under subsection (i) that the contractors will install sag correctors to support MTA signal power as needed pursuant to the recommendations in the EPRI report. Con Edison, MTA and DPS Staff agree that installation of the sag correctors to support MTA signal power will extend beyond May 9, 2018.

- Subsection C.3, “Protection/Disconnects,” provides in subsection (vii) that besides the 162 quick connects being installed, Con Edison, MTA and DPS will review the remaining locations that provide signal power to determine the most effective way to provide alternate electric service, including whether additional quick connects are needed. The review will be complete by May 9<sup>th</sup>, but Con Edison, MTA and DPS Staff agree that any construction work required following this review may extend beyond May 9, 2018.

For each of these items discussed above that will continue beyond May 9, 2018, Con Edison requests an extension to a date that will be determined jointly by Con Edison, MTA and DPS Staff. This proposed method for determining these dates is consistent with ordering clause provisions for other items in the Order, i.e., jointly by the three entities. *See, e.g.*, Ordering Clauses 13, 16. Con Edison, DPS Staff, and MTA have agreed to determine the dates for completion by March 31, 2018. However, if we are unable to determine a completion date by March 31, 2018, Con Edison will request an extension from the Secretary.

Thank you for your consideration of this request.

Sincerely,

A handwritten signature in blue ink, appearing to read "D.P.W.", is written below the word "Sincerely,".

cc: Michael Worden