



December 12, 2023

**VIA ELECTRONIC MAIL**

Hon. Michelle L. Phillips, Secretary  
New York State Public Service Commission  
3 Empire State Plaza  
Albany, New York 12223-1350  
[secretary@dps.ny.gov](mailto:secretary@dps.ny.gov)

**Re: Case 22-E-0064 – Proceeding on Motion of The Commission as to the Rates, Charges, Rules, and Regulations of Consolidated Edison Company of New York, Inc. for Electric Service.**

Dear Secretary Phillips:

Advanced Energy United (United) and the Alliance for Clean Energy New York (ACE NY) submit for filing the attached reply comments in response to comments filed by NY-BEST and NineDot Energy with the New York State Public Service Commission (Commission) on November 21, 2023, in the above referenced proceeding.

Respectfully submitted,

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**STATE OF NEW YORK  
PUBLIC SERVICE COMMISSION**

**Proceeding On Motion of The Commission )  
As to the Rates, Charges, Rules, and Regulations ) Case No. 20-E-0064  
Of Consolidated Edison Company of New York, Inc.)  
For Electric Service. )**

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## Reply Comments of Advanced Energy United and Alliance for Clean Energy New York Supporting the Comments of NY-BEST and NineDot Energy

# Introduction

Advanced Energy United (United) is a national association of businesses that works to accelerate the move to 100% clean energy and electrified transportation in the U.S. Advanced energy encompasses a broad range of products and services that constitute the best available technologies for meeting our energy needs today and tomorrow. These include electric vehicles, energy efficiency, demand response, energy storage, solar, wind, hydro, nuclear, and smart grid technologies. United represents more than 100 companies in the \$374 billion U.S. advanced energy industry, which employs 3.2 million U.S. workers, including 157,000 individuals in the Empire State.

The Alliance for Clean Energy New York (ACE NY) is a member-based organization with a mission of promoting the use of clean, renewable electricity technologies and energy efficiency in New York State to increase energy diversity and security, boost economic development, improve public health, and reduce air pollution. ACE NY's diverse membership includes companies engaged in the full range of clean energy technologies as well as consultants, academic and financial institutions, and not-for-profit organizations interested in their mission.

Our reply comments follow. Our decision to not address specific topics or other parties' comments does not imply agreement or disagreement regarding those topics and/or comments.



## Reply Comments

United and ACE NY appreciate the thoughtful comments by NY-BEST and NineDot Energy (NineDot) in their responses to the Petition of Consolidated Edison Company of New York, Inc. for Authorization and Cost Recovery for the Reliable Clean City – Idlewild Project<sup>1</sup> filed by Con Edison on August 22, 2023, in the above referenced proceeding. We support both parties' comments. Specifically, we share the concern that Con Edison has not fully explored nor considered non-traditional solutions and that the Commission should require Con Edison to strongly consider a solution similar to the Brooklyn-Queens Demand Management (BQDM) project in lieu of the proposed Idlewild Project.

We agree that Con Edison should be required to consider non-traditional investments to manage demand growth and that the Commission adopt incentives to encourage Con Edison to contract for third-party services, reduce overall project costs, and allow industry input through a Request for Information to inform the cost competitiveness and viability of a portfolio of third-party and customer-side solutions to meet a utility-identified issue, allowing the markets to bring forward the best options to achieve broad policy objectives identified by the State. NY-BEST and NineDot specifically identify the roles of storage and non-wires alternatives (NWAs) as solutions. United and ACE NY agree that The Jamaica substation's low load factor represents the ideal use case for peak shaving capability of battery energy storage systems and other demand response solutions. We agree that additional NWA projects could drive cost savings and contribute to meeting system reliability and capacity needs.

United and ACE NY also acknowledge and share the collective concern for ensuring reliability and planning for load growth from increased electrification of transportation and buildings. In addition, we would further emphasize that we continue to take the position that Con Edison should maintain the ability to add capacity in anticipation of load growth to ensure their system

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<sup>1</sup> Con Edison Idlewild Petition, August 22, 2023, <https://documents.dps.ny.gov/public/Common/ViewDoc.aspx?DocRefId={B0B81E8A-0100-CC67-8F61-5E885C254A5A}>



is ready for electric vehicles, while sharing the concern that Con Edison has not fully explored non-traditional solutions. In short, we believe that pursuing NWAs in a comprehensive manner, especially for a project of this magnitude, while also planning for timely system expansion in anticipation of electrification load, where that is the most cost-effective option, are not mutually exclusive.

Finally, United and ACE NY agree with NY-BEST and NineDot Energy in their encouragement of the Commission to use the opportunity of a non-wires program to consider establishing utility compensation to achieve Commission joint policy goals of reliability, clean energy, and customer cost savings as it did in the BQDM order. This could include (1) a return on any deferred Program costs at its overall rate of return authorized as part of its most recent electric rate proceeding, (2) a basis point incentive on Program investments, and (3) a percentage share of the annual net savings realized.

## Conclusion

United and ACE NY appreciate the opportunity to provide these reply comments and look forward to continuing to engage in this important project.

