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January 23, 2008

Ms. Jaclyn Brillling, Secretary  
State of New York  
Department of Public Service  
3 Empire State Plaza  
Albany, NY 12223

Re: Petition for Extension of a Rehearing Petition in the Matter of:  
Kaled Management v. Con Edison  
PSC Case 05-E-1133, January 18, 2008

Dear Secretary Brillling:

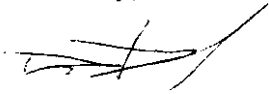
Please be advised that complainant requests an extension of the filing time for a Petition to rehear the above referenced case in accordance with Section 22 of Public Service Law. Section 22 of PSL clearly gives the Commission the flexibility to extend this deadline. For the reasons stated herein we request an extension until such time as the matter presently before the Supreme Court under index 10114-07 (Kaled Management, Beechwood Needham Management and Franklyn Square Company v. Public Service Commission and Consolidated Edison Company of New York, Inc.) is decided.

The issue in the instant proceeding is substantially the same as the issues presently before the Supreme Court of the State of New York in the above mentioned case. Since the determination of the Supreme Court and any appeal thereafter will have a direct impact on the final outcome of this matter, and Public Service Law Sections 65 and 66 require that all similarly situated consumers be treated the same, we believe it is appropriate for the Commission to extend the deadline for the filing of a Petition for Rehearing until thirty (30) days subsequent to the final outcome of Supreme Court case 10114-07.

Ms. Jaelyn A. Brillling  
January 23, 2008  
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Please advise the undersigned in writing if the Commission will extend the deadline as requested herein.

Sincerely,

A handwritten signature in black ink, appearing to read "Douglas DiCeglio", with a long, sweeping flourish extending to the right.

Douglas DiCeglio  
President

DDC:wp

C: Mr. Andrew Wood, Con Edison Company  
Mr. Jonathan Feinberg, Law Department, Public Service Commission