



Consolidated Edison Company
of New York
4 Irving Place
New York, NY 10003
www.conEd.com

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06-G-0918
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G+W

October 16, 2006

Jaclyn A Brillling, Secretary
State of New York
Public Service Commission
Three Empire State Plaza
Albany, NY 12223

Dear Secretary Brillling:

Consolidated Edison Company of New York, Inc. ("the Company") hereby submits proof of newspaper publication in the filing regarding Case 06-G-0918 to extend, until further notice the Company's Capacity Release Service Program for Gas Marketers effective on November 1, 2006, in the form of notarized statements (original and 3 copies) attesting to the publication of the appropriate legal notice, once per week for four consecutive weeks in a newspaper having general circulation in the Company's service area. Attached to each notarized statement is the legal notice for one of the four successive weeks.

Respectfully submitted,

CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

By: Christine Colletti
Christine Colletti
Director
Rate Engineering Department

Enclosures

State of New York

COUNTY OF NEW YORK

SS:

Maranda Greene being duly sworn,
says that he/she is the principal Clerk of the Publisher
of the

New York Post

a daily newspaper of general circulation printed and
published in the English language, in the County
of New York, State of New York; that advertisement
hereto annexed has been regularly published in
the said "NEW YORK POST" once,

on the 18, 25 day of September 2006
also once on the 2, 9 day of October 2006

Maranda Greene

Sworn to before me this 9 day
of October 2006

[Signature]

NOTARY PUBLIC

BYRON STEVENS
Notary Public, State of New York
No. 01ST6117803
Qualified in New York County
Commission Expires November 1, 2008

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EVERY WEEK



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NEWS AMERICA
MARKETING
A NEWS CORPORATION

'Bunker-kidnap pervert' busted



VINSON FILYAW
Yesterday's mug shot.

By JEFFREY COLLINS

LUGOFF, S.C. — Authorities early yesterday arrested a man they suspect kidnapped a 14-year-old girl who was rescued from a booby-trapped bunker where she had been held for up to 10 days.

Investigators arrested 37-year-old Vinson Filyaw about 24 hours after rescuing Elizabeth Shoaf, said Sheriff Steve McCaskill.

Filyaw — who already was wanted for an alleged sex crime against a 12-year-old girl — will be charged with kidnapping, possession of an incendiary device and impersonating an officer, he said.

Deputies found Shoaf about a mile from her home, in a 15-foot-deep hole in the side of a hill that was covered with ply-



HELL HOLE: The bunker where 14-year-old Elizabeth Shoaf (right) was held captive for some 10 days.

wood. McCaskill said Shoaf appeared to be unharmed but was taken to Kershaw County Medical Center for evaluation.

The sheriff said the girl was traced after sending a text message to her mother Friday from Filyaw's cell-phone.

Police were tipped off to Filyaw's location yesterday after getting a call from a woman who said he tried to carjack her.

Filyaw was on foot — about five miles from his

house — carrying a pellet gun, a Taser and a long hunting knife when police captured him.

Investigators said Filyaw posed as a police officer when he met Shoaf. He used handmade grenades and a flare gun to threaten her while she was in the bunker, McCaskill said.

The sheriff told CNN that the bunker, which was protected by a booby-trap, was about 20 feet long with front and back doors.

AP

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CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

Broadway's one singular revival



OH, GOD, THEY NEED THIS JOB: The cast (above) of the Broadway revival of "A Chorus Line" imitates the 1975 original cast's (below right) iconic lineup photograph.

'A Chorus Line' returns tonight

By BARBARA HOFFMAN
From the moment it opened on Broadway in 1975 until its final curtain — 15 years and 6,137 performances later — "A Chorus Line" was one singular sensation, helping to shape an entire generation of performers, choreographers and fans.

And now it's back. Kicking off its first preview tonight, a newly recast "A Chorus Line" opens Oct. 5 at the Schoenfeld Theatre.

Legendary theater photographer Martha Swope was

there at the beginning, snapping the iconic, black-and-white lineup shot that was embossed on everything from T-shirts to kitchen towels to promote the Michael Bennett-choreographed and -directed work.

"I never got tired of seeing it," she said of the show. "Like 'Casablanca,' there's not one false note. You wouldn't want to change one dot, one word."

And not a word has been changed in the new production. Even those references to "Peyton Place" and "Oh, my

God, Robert Goulet!" have made it into the revival intact.

Only the actors are different. As the show's 19 hopeful theater dancers, or "gypsies," did all those years ago, the new cast strikes the same poses — from that first rehearsal lineup to their triumphant, top-hat-flourishing finish. Helping matters is that fact that one of those original cast members — Baayork Lee, fourth from left in Swope's original lineup shot — is overseeing the choreography.

barbara.hoffman@nypost.com

'One' for the ages

Top ticket price in 1975: \$12. Now: \$110

Original Broadway budget: \$1.1 million

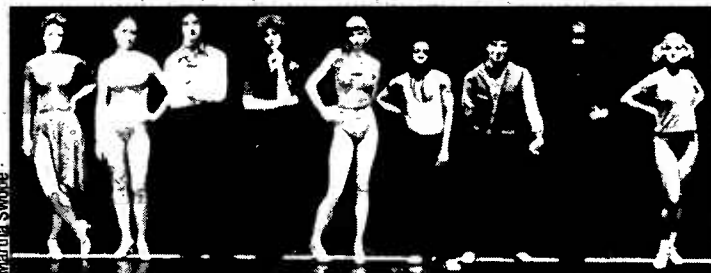
Estimated cost of revival: \$8 million

Original Broadway run: 1975-1990

Estimated Broadway audience during that run: 6,642,400

Number of countries in which the show played: 22

Awards won: Nine Tonys (including for Best Musical), 1 Pulitzer Prize



Space base gets 'wings'

HOUSTON — Shuttle Atlantis undocked from the International Space Station yesterday to end a stay in which the Atlantis crew installed a massive solar-power unit, resuming station construction after a nearly four-year hiatus.

The shuttle gently backed away from the station docking port and, before flying off, was to circle the complex taking photographs for NASA engineers to study.

The station is now sporting a pair of 240-foot-long solar-panel "wings" which will convert sunlight into electricity for the station.

■ A Russian spacecraft blasted off this morning carrying the first female space tourist — an Iranian-American telecommunication entrepreneur. Anousheh Ansari, 40, of Dallas, joined a Russian cosmonaut and U.S. astronaut in a Soyuz spacecraft for a flight to the space station. — Post Wire Services

FOOD FOR TORT

\$13M cafeteria suit served up vs. college

By PATRICK GALLAHUE
Kingsborough Community College is embroiled in a multimillion-dollar food fight over its cafeteria after the Brooklyn school replaced its long-time operator. J.P.R. Cafeteria, which ran the facility at Kingsborough for 28 years, is accusing school administrators of patronage after the company was dumped in favor of a rival firm with a troubling history. In a \$13 million lawsuit, the firm says its replacement, Panda House, is run by "a personal friend and longtime associate" of college bigwigs. — That person is identified

in the legal papers as Len Kusnetz.

The lawsuit names as defendants Panda House, Kusnetz, Kingsborough and school President Regina Peruggi, the first wife of former Mayor Rudy Giuliani.

It also identifies several college administrators, not including Peruggi, as his pals.

Court papers charge the school with lying to a student committee that was evaluating potential bidders last year for the \$19 million contract.

The operations manager for J.P.R., James Jennett, said college staff told the students that its kitchen



REGINA PERUGGI
Kingsborough president.

was infested with vermin and insects.

The lawsuit accuses the school of "switching the essential positive points of J.P.R. and attributing them

to Panda House ... and vice versa, attributing the negative facts and points of Panda House ... with J.P.R."

Past complaints about Panda House landed the company in a 2004 WCBS/Channel 2 exposé that revealed dead roaches, mice and leaky waste pipes at the Queens College cafeteria while the firm was running it.

Panda House fared significantly better on subsequent Health Department investigations.

The city Law Department insisted that J.P.R.'s lawsuit is "without merit." It added the company

finished last in a four-way evaluation.

"The evaluation committee, consisting of students and faculty, found that the defendant, Panda House, had the highest score of the four vendors, including J.P.R., who submitted proposals," said Kingsborough lawyer Eric Jewell.

"J.P.R. was rated the lowest of the four proposers."

He added that Panda House pledged "to make a substantial capital investment" that would boost revenues for the college.

Representatives of Panda House did not return call seeking comment.

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MEDIA CITY

Phone: 212-930-8271

Ingredients for success

Like high-powered trophy stoves in well-to-do homes, food magazines often seem to feed the eye more than the stomach. This crop of cooking magazines, though, try hard to provide easy to make recipes for the time-pressed.

Cooking Light is filled with warm, earthy dishes like potpies, stuffed baked potatoes and fruit turnovers. The magazine is so packed with tips on nutrients and eating right that even the most well-fed among us would start to feel malnourished. Take the story on lycopene. The antioxidant has been found to reduce the risk of certain cancers, so naturally, anyone would want to eat the 30 milligrams a day needed to enjoy its full benefits. Tomatoes are packed with them, so a plate of your favorite pasta dish a day would cover you — or three Bloody Marys.

Martha Stewart's **Everyday Food** may be small in size, but it packs a punch, with plentiful recipes and useful tips. A favorite: a shopping list for one visit to the market designed to provide enough food for dinner for the family for a week. Most of the recipes in the user-friendly mag call for a half-dozen ingredients

or less, making even the cooking-challenged feel they have a shot at making the dishes come out right.

"Oh look! That's where he keeps his bread. And over there, do you see his eggs?" Ever wonder what actor Denise Quaid keeps in his fridge? Neither do we. As much as we like "Rach," her fake-it, don't-bake-it approach to food doesn't make for the most interesting reading in **Every Day With Rachael Ray**. Sandwiched between page after page of recipes, shots of a smiling Rachael chopping veggies begin to look like nothing more than filler. Worse, you have to question whether TV's latest talk show star is letting fame go to her head when the mag runs shots of her chilling at home with rocker Rob Thomas and his model wife.

The New Yorker believes the ever-expanding coverage of food is akin to porn. A piece by Bill Buford questions why so many Americans are riveted to TV food shows while being totally ignorant of food — and what goes into it. The piece points out that the Food Network's hottest star, the aforementioned Rachael Ray, isn't even a chef. Another story visits

On the newsstand a weekly magazine summary

Cooking Light
★★

everyday
★★★

EVERY DAY
WITH RACHAEL RAY
★★



THE
NEW YORKER
★★★

NEW YORK
★★

Newsweek
★★

TIME
★★★

one of the world's last untapped hoard of diamonds and other gems lying just beneath the surface on the island of Madagascar. Precious stones are abundant for the taking, and fortune hunters are turning the island into a Wild West, with "murder, claim-jumping, sex, violence, scandal, corruption."

The second necessity of life — shelter — is causing lots of worry as the housing bubble slowly deflates. **New York's** cover

story offers ways to navigate the declining real estate market, and provides a guide to the best deals in what's become a buyer's and renter's market. Elsewhere, a profile on rising pol Barack Obama, the senator from Illinois, lays out his odds of becoming the nation's first post-baby boom president. Another piece delves into the prospects of a subway series between the Mets and Yankees, and says that whoever cheers the loudest may swing the decision.

An item in **Intelligencer** says Bloomberg LP, the media company, is mired in more discrimination suits from employees who had babies. Three top execs, Jill Patricot, Tanyas Lancaster and Monica Prestia, claim in lawsuits they were harassed, demoted and discriminated against upon their return from maternity leave.

Time brings home war's smaller horrors with a cover story by correspondent Michael Weisskopf on his ordeal

of losing a hand while covering the fighting in Iraq. The cover, showing a close-up of his prosthetic, is titled "How I Lost My Hand But Found Myself." Elsewhere, the mag interviews Venezuelan President Hugo Chavez to learn how serious he is about being a global Johnny Appleseed of anti-Americanism. On the political front, **Time** says that while Iraq burns, politicians change the subject to almost anything but that. It also offers a special report on the mysterious deaths of California sea otters.

Newsweek's cover takes a breather from global despair, offering a package on celebrity photographer Annie Leibovitz, with 18 pages of photos. It includes intimate looks at her relationship with the late Susan Sontag. Back on topic, **Newsweek** interviews the presidents of Iraq and Iran, which underscores a deepening impasse in solving their respective problems. In the ongoing terrorist-torture controversy, **Newsweek** says as many as 20 CIA officials and contractors could face legal problems in Germany for their capture and torture of a Canadian citizen wrongly suspected of being a terrorist.

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CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

Law firm returns downtown

By LOIS WEISS

In another sign of healing, Twin Towers refugees are returning to downtown offices.

The law firm Harris Beach has just sealed a deal to move into 46,171 feet at the sleek, black and white 100 Wall St. — albeit nearly as far east as it could get from the painful memories of five years ago.

The firm will move and expand next spring from 805 Third Ave. where it had settled in October 2001,

into a portion of the 22nd floor and the entire 23rd and 24th floors of the downtown skyscraper now owned by Beacon Capital.

Cushman & Wakefield teams handled both sides of the deal with Mitchell Konsker, Matthew Astrachan and Josh Glick for the tenant and Frank Cento and Josh Kuriloff for the ownership. CoStar Group lists asking rents as \$42 a foot.

"They were eager to return to lower Manhattan," said Konsker. "That's where they started and

they are a big believer in the rebuilding efforts. Going back is a big commitment."

The 100-person law firm was in the process of moving into the 85th floor of the south tower on Sept. 11, 2001. Six of the 19 employees at the location died.

The firm, which for some time dedicated a portion of its Web page to the memory of its lost employees, now hosts conferences on the dynamics of law firm disaster planning and preparedness.

Nothing but Nets for Vonage

By HOLLY M. SANDERS

Like the incessant "woo hoo, woo hoo" refrain in its ads, Vonage is making it hard for people to ignore its wide-ranging sponsorship of the New Jersey Nets.

The Internet phone company will be attached to the team in pretty much every way after signing on to become the Nets' first full-season "presenting sponsor."

For the next three years, the team will be announced at games as "Nets basketball presented by Vonage." Vonage's name will appear in all ads, including upcoming TV spots with Vince Carter and Jason Kidd, along with press releases, and printed materials from ticket stubs to paper cups. Vonage paid a low seven-figure sum for the deal, a source said.

Business

BUSINESS BRIEFS

Zale off hook

Jewelry retailer Zale Corp. said the SEC has ended its investigation of the company without recommending any enforcement action. Zale said April 10 the SEC was looking into the retailer's accounting, executive pay and severance agreements. The agency's staff notified the retailer that the investigation was terminated, the company said.

Chery picking

DaimlerChrysler is in talks with China's state-owned Chery Automobile Co. to sell Chinese-built subcompact cars in the U.S. and Europe, a person familiar with the negotiations said. DaimlerChrysler is seeking to broaden its line of inexpensive fuel-efficient cars as sales of its sport-utility vehicles and pickup trucks drop because of high gasoline prices.

Going diesel

Honda aims to leapfrog rivals by introducing the world's cleanest diesel car and a fuel-cell-powered sports car within three years. A 2009 model four-cylinder Honda will be the first to meet EPA and stricter California diesel exhaust rules, President Takeo Fukui told reporters. The car has 30 percent better fuel economy than an equivalent gas model, he said.

Wrong call

Mutual fund investors, captivated by oil's 88 percent appreciation in two years, increased energy holdings in 2006 just in time to lose \$4.5 billion. That's the damage U.S. oil and gas funds recorded as crude fell 23 percent from a record in July, according to data from Bloomberg.

Mix 'n match

A new video-editing service will let anyone sit in the director's chair to edit and mix copyrighted videos, and even allow users to share their works online. Hollywood may chafe, but Cuts Inc. says its offering is legal.

Sources: AP, Bloomberg, Reuters, N.Y. Post

COMMODITY JANE

Editrix extraordinaire to launch in Sirius orbit

EXCLUSIVE

Pratt file

Jane mag founder Jane Pratt (pictured here with her signature nametag) is off to the stars — a show of her own on Sirius Satellite Radio, the subject of a Post exclusive last year.

By KEITH J. KELLY

Jane Pratt, the founder and former editor-in-chief of Jane magazine, has finally landed her own radio show on the Sirius Satellite Radio Network.

Sirius is expected to announce today that she will be chatting it up once a week in a live, three-hour show called Jane Radio that will feature music, rants, and plenty of call-ins.

The Post reported last year that Pratt was in talks with Sirius.

One of the segments will be called "Jane Needs Help," in which the ex-mag diva solicits listener advice to deal with one of her own personal problems.

"I want the show to be all about how young woman talk to each other when their boyfriends or husbands aren't listening," Pratt said.

A start date has yet to be announced; Sirius officials confirmed only it will start "in the fall."

Throughout her career, Pratt has managed to shake things up with her irreverent, nonconformist take on matters of sex, romance and life.

In her late 20s, Pratt was the founding editor-in-chief of Sassy, a hit with teen readers. Many of those readers became Jane devotees, which she launched in 1997. She was the top editor for 16 years — eight years at each.

"I like to get into a little trouble, push the boundaries a little, but all in good

fun," she told The Post from Hollywood, where she was visiting at the home of actors Courtney Cox and David Arquette.

Pratt eased out of her namesake mag at

Fairchild/Condé Nast in July 2005, but stuck around for a short while to hand the reins to her successor, Brandon Holley.

Shortly before Pratt

left, she had also suffered a miscarriage. She has a three-year-old daughter, Charlotte Jane, but has expressed the desire to have more children. Her longtime boyfriend is

filmmaker Andrew Shaifer.

Andrew

"I've had a rough couple of years, but it will all help at the end, helping other women to deal with their problems," said Pratt.

Radio traditionally skews to male listeners — whether it is news, sports or talk radio — but Sirius is making a decided effort to bring women into the mix.

"We're getting more women listeners and more women's advertising," said Scott Greenstein, the president of entertainment and sports at Sirius.

Sirius is betting that the legions of fans who've given Pratt an almost cult-like following in print will migrate with her to the new medium.

Pratt will join a lineup that includes writer Candace Bushnell's "Sex Success and Sensibility," which debuts next month, Martha Stewart Radio and Cosmo Radio. There are also two shows featuring journalist Barbara Walters and a Saturday morning program with Regan Media editrix Judith Regan.

Jane Radio will be on Sirius Channel 102.

Pratt and Sirius declined to say exactly how long her contract runs, but Greenstein said, "We're looking to have a long run with Jane."

New York-based Sirius hopes to boost its subscriber base from 4.7 million to 6.3 million by the end of the year, when it expects to be cash-flow positive for the first time.

keith.kelly@nypost.com



Pump this: Regular gas at only \$2.42 a gallon

By PAUL THARP

Gas pumps got more friendly this weekend as a gallon of regular edged lower to \$2.42, marking the biggest seasonal decline in more than a year.

The national average for regular fell 24 cents in the past two weeks, according to a survey of the nation's gas stations by analyst Trilby Lundberg.

The lowest pump price in the immediate New York City area yesterday was \$2.45 a gallon at a Hess station in Hoboken, N.J., just three



WE CALLED IT
Our forecast in August.

miles from Midtown and a favorite for city taxi drivers.

Pump prices have skidded 60.5 cents a gallon from a record high in late July of about \$3.50 a gallon in Manhattan.

Wholesale gasoline fell here Friday to its lowest level in seven months, after gasoline inventories continued to rise for a fifth straight week. A report by the U.S. Energy Department said inventories of the motor fuel for the week ended Sept. 15 rose to 207.6 million barrels, 6.2 percent higher than a year earlier.

Analysts say refineries have increased output to meet an expected rise in demand that didn't materialize, which has held down prices and given politicians some breath-

ing room as the nation heads into elections in six weeks.

In January, the lowest gas pump prices in the New York area stood at about \$2.25 a gallon. Gasoline's lowest price in recent years came on Christmas Day following the 9/11 attacks, selling here at \$1.11 a gallon.

Crude oil futures fell 8.6 percent in the past two weeks to \$60.55 a barrel on the New York Mercantile Exchange. They're down 21.4 percent from a record closing price of \$77.03 a barrel on July 14.

Late Nights



No train service between Broadway Junction and 8 Av

October 3 - 6
12:01AM to 5AM, Tuesday to Friday

Because of signal work, shuttle buses will serve **L** stations between Broadway Junction and Lorimer St.

To travel between Manhattan and Brooklyn, take the shuttle bus to:

- Broadway Junction for the **A** or **J**.
- Wyckoff Av for the **M**. The **M** runs to Broad St during this time.

Shuttle buses will also connect the Bedford Av and Lorimer St **L** stations and Marcy Av **J** **M** station.

In Manhattan, take the **M14** crosstown bus for service along 14th St. The **M14** runs more frequently during this time.

For more details pick up a take-one at your station.

Every week, look for our Late Night Service Changes posters located near the station booth or go to www.mta.info and click on *Service Advisories*.

This work is part of MTA New York City Transit's ongoing effort to upgrade and maintain the subway system. We regret any inconvenience you may experience.

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Op 'botched'

Mom sues doc & L.I. hosp

By IKIMULISA LIVINGSTON

A 30-year-old Queens woman is suing her doctor, claiming routine surgery turned into a race to save her life — and ended any chance of her having another baby.

The woman, who is being identified only as Catalina, had a girl by Caesarean section followed by an emergency hysterectomy that doctors undertook to stop her bleeding.

"I can't give her brothers or sisters. I feel like she's missing something in life and that makes me sad," said Catalina.

Catalina — who is suing for unspecified damages — blames Dr. Andre Saad and North

Shore Long Island Jewish Medical Center.

When she got pregnant following a miscarriage, she says Saad recommended that her cervix be stitched shut to avoid another pregnancy being cut short.

Months later, when the stitches were being removed, Catalina said she could tell something was wrong. "The entire bed was soaked with blood," she said.

She had a second surgery to stop the bleeding. After that was over, and she was still gushing blood, she demanded that her baby be removed by C-section.

But she claims the bleeding still wouldn't

stop, and so Saad removed her uterus in a hysterectomy.

Her lawyer, Ezra Glaser, said, "It's clear to us [Dr. Saad] cut the uterine artery and caused the bleeding," adding that Catalina came perilously close to dying after losing 10.5 liters of blood. "He seems to have a history of cutting people."

Saad is on trial now in Nassau County for another surgical procedure that allegedly went awry.

Officials at North Shore LIJ said they could not comment on either lawsuit. Messages to Saad were not returned by press time.

ikimulisa.livingston@nypost.com

Playboy Bunnies make comeback

LAS VEGAS — The Playboy Club, killed off two decades ago by rising feminism and a fading nightclub scene, is rising from the dead with a new version set to open Friday in Las Vegas.

"Things that become old-fashioned in a certain time frame, in a new time frame take on a whole new kind of mystique," said Hugh Hefner, the 80-year-old founder and majority shareholder of

Playboy Enterprises Inc.

The new Playboy Club, in the Palms hotel-casino, pays homage to the past with its Bunny outfits, while introducing its swinging-bachelor lifestyle to a new generation. AP

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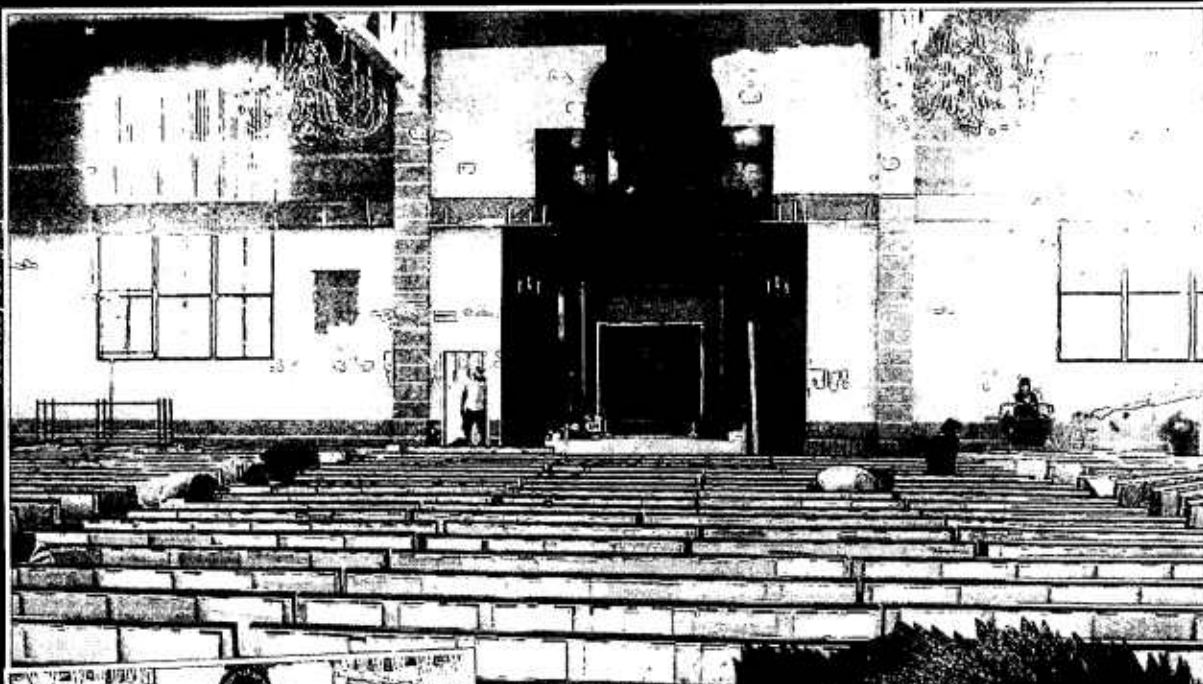
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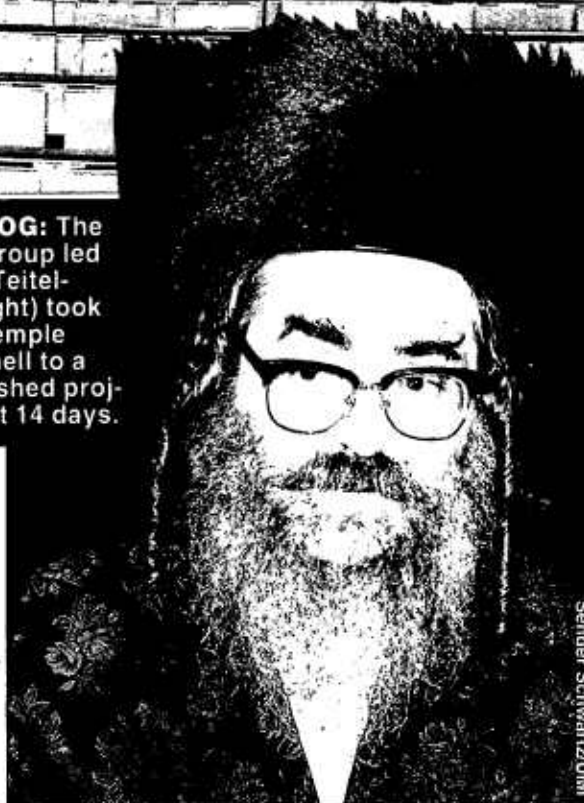
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New customer offer. Limit four shirts per customer. Shipping charges extra. Cannot be combined with other offers. Expires 11/30/06.

It's a house of 'Gosh!'



SYN-AGOG: The Satmar group led by Aron Teitelbaum (right) took its new temple from a shell to a semi-finished project in just 14 days.



B'klyn Jews slam up temple in 14 days

By PATRICK GALLAHUE

A massive synagogue has risen in Williamsburg and its congregants are boasting they built the \$2 million house of worship in just 14 days.

"We had people working around the clock, maybe 16 to 18 hours a day," said Moishe Indig, a member of the Hasidic Satmar congregation.

"We had more than 200 people, maybe 125 employees and 80 volunteers," he added. "Everybody gave a hand — sheet rockers, concrete guys, plumbers, electricians, everybody."

The breakneck pace sometimes ignored

Buildings Department rules.

The builders were hit with violations including working without a sidewalk shed, straying from approved plans and continuing construction while a stop-work order was in effect after a laborer was hurt, the department said.

But the congregation denied breaking any rules.

"Everything is fine," said one of its members, Isaac Weinberger.

The structure, which can hold 7,000 people, is not quite finished.

But that didn't stop thousands of worshippers from celebrating Rosh

Hashana in the Hooper Street synagogue — just 14 work days, not including the Sabbath, after construction started.

Many speculate the new synagogue is intended to be a show of strength for one faction of the badly divided Satmar community.

The congregation is split in a succession dispute between the late Grand Rebbe Moses Teitelbaum's two sons, Aron

and Zalmen. The new synagogue will become the main temple for Aron's supporters.

One Zalmen backer dismissed the building, saying, "It's just sheet rock and brick." He suggested it took longer than 14 days to build, adding, "Even if it was 14 days, so what? They did it for the hoopla."

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'Fat Al-burst' headphones get airline sued

By ZACH HABERMAN

Hey, hey ... huh?

A Continental Airlines passenger claims she almost went deaf when an explosive sound rushed through the headset she'd purchased to watch the movie "Fat Albert" during a cross-country flight.

"The headset had been

crackling for a while, and, all of a sudden, there was this loud bang. I literally threw the headset off my ear and screamed," said Vanessa Saunders, 51, who's suing the airline for unspecified damages.

The real-estate agent from Piermont was flying from Las Vegas to Newark in March 2005 when she

paid \$5 for the headphones to watch the film based on the Bill Cosby TV cartoon.

She was left in excruciating pain, and the sound was knocked out in the row, she said, yet when no one else complained, the flight attendants "kind of treated it like it was a big nuisance — but my ears were bleeding."

Saunders, who also runs a culinary school, filed a report with Port Authority cops after landing in Newark and was later treated for a perforated eardrum. She filed suit last week in Brooklyn Federal Court.

Continental could not be reached for comment.

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I RAPED LUCE KID, 13



SHOCKING: John Palcewski admits he had sex with a then-13-year-old Victoria Barlow — at her mom's urging.

1967 confession

By PHILIP RECCHIA

A former lover of Time magazine heiress Leila Luce says he bedded the socialite's daughter when she was just 13 — at the urging of the child's mother.

John Palcewski says he "committed statutory rape" by having sex with Victoria Barlow in 1967 after Leila Luce allegedly told him, "Maybe it would be better if she lost her virginity to someone like you."

But Palcewski says the girl wasn't a virgin — and that the whole incident was wrapped up in the mores of the "swinging '60s."

His confession comes as a pre-emptive strike against "sensationalized media reports" he fears will emerge from the sex-abuse suit against Leila Luce and her late husband, Time magazine scion Henry Luce III, filed by her younger daughter, Caroline Nicholson, and Nicholson's daughter.

"I don't want my 15 minutes of fame to be as some perverted child molester," Palcewski, 64, told The Post. "I want to set the record straight."

The \$20 million suit, which was filed in Manhattan Supreme Court in 2003 and could go to trial this year, alleges sisters Nicholson, 47, and Barlow, 52, were repeatedly molested as kids by their mom.

It also alleges Henry Luce III, 81, sexually abused Nicholson's daughter, now 17.

Nicholson's claim against her mom was tossed because it exceeded the state's statute of limitations, but the judge allowed her daughter's claim to stand. Palcewski

says he was 24 when he met Leila Luce, then 42 and an editor at now-defunct Diplomat magazine.

Soon after he pitched her a story idea, he moved into the mother of four's 1160 Fifth Ave. penthouse as they began a three-month affair.

At the time, Leila Luce was separated from her then-husband, Yver Hyatt Smither.

In a recent deposition for her sister's suit, Barlow says Leila Luce purposely incited Palcewski's lust for her.

One day, while Barlow was in the hallway on her way to her room after taking a shower, Leila Luce "pulled the towel off me in front of John," she says.

That incident was part of "a pattern ... of [Leila] setting up situations in which we children would be abused," Barlow says in her sworn deposition.

The night of the towel incident, Barlow says in her deposition, "I walked into the den ... to talk with him ... and we had sex ... He didn't pin me down."

Palcewski does not dispute Barlow's account of his single sexual encounter with her. He moved out of the Luce home shortly after and did not have contact with Barlow until 32 years later, when she sent him an e-mail: "You raped me and I would like an apology," she told Palcewski, according to her deposition. "He apologized. And I said, 'I forgive you.'" When asked about her relationship with Palcewski — and his with Barlow — Leila Luce said, "don't deny it, but I have no recollection of it."

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Shocking Brooklyn street slay

By BRIGITTE WILLIAMS

A disabled Brooklyn man who lived with his elderly mother was gunned down yesterday morning as he returned from walking his girlfriend to a bus stop, cops and witnesses said.

Curtis White, 49, of 10 Amboy St. in Brownsville was shot in the chest and died only 100 feet from his house at around 2 a.m., police said.

His girlfriend, whom friends and family identified only as Valerie, told cops she heard three gunshots just after White left her at the Pitkin Avenue bus stop down the street.

She turned to find him lying in the street.

White, who walked with a cane as a result of knee and back injuries, died at the scene. The former city Housing Department employee lived with his mother, Gertrude White.

"They killed my baby," the distraught mother cried yesterday.

The victim's daughter, Tranesha McCullen-White, 21, vented her rage over her dad's senseless death.

"I won't rest until I know who killed him," she said, weeping. "There are too many unsolved cases, and my father can't be one of them."

Cops have no suspects and are unclear if White was the intended target.

Additional reporting by Jamie Schram

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Amish killer's pals in '91 slay

By HEATHER GILMORE
in Georgetown, Pa., and
DAN MANGAN in N.Y.

As a teen, Amish schoolhouse killer Charles Roberts worked at a restaurant with two people involved in the brutal murder of a 16-year-old girl in 1991, it was revealed yesterday.

That was the most lurid crime in bucolic Lancaster County, Pa., before Roberts shot 10 girls, killing five, one week ago today.

In 1990, Roberts was working as a dishwasher at the Good 'N Plenty Restaurant in Smoketown, according to the Lancaster Sunday News. His co-workers included Lawrence Yunkin, then 19, and Yunkin's girlfriend, Lisa Michelle Lambert, then 17. Roberts and Yunkin also reportedly played together in pickup football games on a field at Conestoga Valley HS.

In 1991, Lambert became pregnant by Yunkin and also became deeply jealous of a Conestoga student, Laurie Show, 16, who had briefly dated him.



EERIE: Charles Roberts worked in at this eatery with two teens involved in a girl's murder.

Lambert stalked Show for months before her obsession turned deadly.

On Dec. 20, 1991, Yunkin drove Lambert and another friend, Tabitha Buck, to Show's condo after they duped the girl's mother into going to the high school to speak to a guidance counselor.

Lambert and Buck confronted Show inside the condo, where Lambert slit Show's throat.

Lambert and Buck were

convicted of the killing, and are serving life sentences, while Yunkin served a dozen years in prison for his role in the crime.

On Saturday, Roberts, 32, was buried next to an infant daughter who died nine years ago, as 75 mourners — half of them Amish neighbors — looked on.

"It's the love, the forgiveness, the heartfelt forgiveness they have toward the family. I broke down and

cried seeing it displayed," said Bruce Porter, a fire department chaplain from Morrison, Colo., who came to Pennsylvania to offer help and attend the burial.

Meanwhile, the five surviving girls remain hospitalized. One, age 6, was taken off life support and taken home to die, but her condition reportedly improved and she was returned to the hospital.

With Post Wire Services
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Pols on parade for votes

New York politicians celebrated Columbus Day yesterday by marching in parades in The Bronx and Manhattan.

In the Bronx Columbus Day Parade, Mayor Bloomberg joined Bronx GOP Chairman Joseph "Jay" Savino for a stroll on Morris Park Avenue and Williamsbridge Road.

Bloomberg and GOP attorney-general candidate DA Jeanine Pirro took to the streets of Midtown for the Hispanic Columbus Day Parade, stretching from 44th Street to 86th Street along Fifth Avenue.

That's virtually the same route as today's big Columbus Day Parade, which starts at 11:45 a.m. and goes along Fifth, between 44th and 79th streets.

Post Wire Services

Columbus closings

Today is Columbus Day.

Alternate-side parking rules are suspended. Government offices and courts are closed, as are post offices, except the branch on Eighth Avenue. Garbage collection is suspended.

The New York Stock Exchange and other financial markets are open; most banks are closed. Public transportation is on a weekday schedule.

Con Edison Extends Its Capacity Release Service Program For Gas Marketers

On July 31, 2006, Consolidated Edison Company of New York, Inc. ("Con Edison" or "the Company") filed with the New York State Public Service Commission ("the Commission") proposed tariff revisions to Service Classification ("SC") Nos. 9 and 20 of its Schedule for Gas Service, P.S.C. No. 9 - Gas ("Gas Tariff"). The proposed tariff revisions relate to the Company's Capacity Release Service applicable to Capacity Release Sellers of gas to firm transportation customers. Subject to the Commission's review and approval, these tariff revisions are proposed to become effective on November 1, 2006.

The Company has filed to extend, until further notice, its Capacity Release Service that is set to expire on October 31, 2006. The service provides Capacity Release Sellers (Gas Marketers and Direct Customers) with the opportunity to obtain all or portion of their required upstream pipeline capacity from the Company. The Company also proposes to limit to 20% the amount of change that it is required to accommodate from year to year in the percentage of Capacity Release Sellers' total capacity requirements that are obtained from the Company. The Company proposes to implement this restriction commencing with the 2007-2008 winter period (November 1, 2007 through October 31, 2008). The Company further proposes to move the Capacity Release Service from SC 9 to SC 20.

A complete copy of this filing may be obtained at any Company office where an application for service can be made or at the offices of the New York State Public Service Commission, 90 Church Street, 4th Floor, New York, NY 10007.

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NUMBER 1: Post Su Doku winners (from left) Daniel Soler, Jaclyn Wilson and the Winston-Vasquez family.

Su Doku family affair

An East Side clan took home the family honors at the New York Post's Su Doku competition Saturday.

Paul Winston, 42, a Manhattan math teacher, his wife, Josefina Vasquez, 33, Winston's beaming dad, John Winston, 71, and niece Aloysie Mejia, 11, were the winning team.

"I got my family hooked on Su Doku when The Post started printing it, and even started a Su Doku tournament at my school," Paul Winston said.

Queens College math major Daniel Soler, 25, took home the \$5,000 Grand Master prize, a trophy and a 6-foot Su Doku pencil.

Elizabeth Wolff

A Mississippi man loves ESPN and Joe Montana so much, he's named his first-born son after both the cable-TV network and the football great.

ESPN Montana Real was born last week at Biloxi Regional Medical Center, and Leann Real of D'Iberville promised sports-crazed hubby Rusty Real that he could name their son.

"We were the talk of the hospital," Rusty Real said. "The nurses kept asking my wife if she was really going to let her husband name him ESPN. She said, 'Oh, yes.'"

Last year, the all-sports network cited at least three other people named after it: ESN Malachi McCall in Pampa, Texas; ESN Curiel in Corpus Christi, Texas; and ESN Blondeel in Michigan.

Please don't feed the humans.

Chinese poet Ye Fu, 28, has locked himself in a steel cage surrounded by lions — as a performance-art piece meant to protest the mistreatment of animals.

Ye and a female admirer plan to remain inside the cage for 10 days and will eat nothing but raw meat and water. The goal, said Ye, is to "try to feel the feelings of caged animals, hoping this can arouse people's attention to animal rights."

A repellent that keeps teenagers away with a high-pitched whine, research into why feet smell, and a dissection of the sound of fingernails across a blackboard were honored this week with the Ig Nobel prizes — the comic antidote to this week's Nobel awards.

A new American survey has found that re-gifting — the act of passing an unwanted gift on to someone else as a present — is becoming a fairly acceptable practice.

Over half of 1,505 respondents admitted they re-gift items. A total of 77 percent said they re-gifted because they genuinely thought the recipient would enjoy the present.

But 9 percent said they re-gift because they are just lazy.

One in five British drivers thinks more about sex than about what they happen to be seeing through their windshield, according to a new study.

Stefanie Cohen, Wire Services

MAGGIE CAN STAY

801



IRA MARK
In ownership group.

Wins fight with Village landlords

By DAREH GREGORIAN

A Manhattan judge has given a legal spanking to two Greenwich Village landlords who were trying to evict actress Maggie Gyllenhaal and her family.

The landlords started eviction proceedings against the "World Trade Center" star in February, contending she didn't have a valid lease and, therefore, had to clear out of her full-floor, \$5,000-a-month home on Greenwich Street.

The timing was especially bad for the 29-year-old star because she was pregnant — but that didn't stop her landlords, Mark Family Realty and the Selrob Limited Family Partnership, from pushing forward.

That's because Gyllenhaal, who gave birth to a baby girl last week, was caught directly in the middle of a tug-of-war between the two companies and a third owner of the Greenwich Street building, Anton Sanko, who signed off on the actress's lease.

Now Manhattan Civil Court Judge Marc Finkelstein has come to the rescue of the "World Trade Center" star — who last week became the proud mom of newborn daughter Ramona — ruling that her lease is valid and she doesn't have to go anywhere.

Gyllenhaal's lawyer, Lorraine Nadel, said she was "thrilled" with the decision.

"Maggie should never have been dragged into this," Nadel said. "The owners of the building should have fought it out themselves and left her out of it."

Sanko couldn't be reached for comment.

Gyllenhaal moved into the building back in 2005 — right around the time Sanko's relationship with co-

owners Ira Mark and Selina and Robert Henry went south. Sanko filed suit against them in Manhattan Supreme Court last year, accusing Mark of having "mismanaged the property" and having "harassed sub-tenants of Sanko's who were lawfully on the property."

Mark and the Henrys claimed Sanko's claims were bogus, and they returned fire by seeking to evict Gyllenhaal and her "co-occupant John Doe" — Gyllenhaal's fiancé, "Shattered Glass" star Peter Sarsgaard.

The eviction suit charged her renewal lease wasn't valid because it was signed only by Sanko and should have been signed by all the owners, as the original lease was.

In an affidavit, Gyllenhaal said that wasn't her problem.

"I am residing in the subject premises pursuant to a lease duly executed by one of the owners of the subject premises," she said.

Finkelstein agreed, and noted that "she has paid and continues to pay all the rent under that lease directly to Sanko."

Outside the West Village abode yesterday, Mark declined to comment.

Nadel praised the judge's decision, saying the city "couldn't function if every tenant had to find all the owners of their building and get all their signatures to have a valid lease they could trust."

The lease included a renewal option for Gyllenhaal to stay in the apartment through the end of 2007, but the dispute has apparently soured her on Manhattan living.

She and Sarsgaard reportedly have signed a contract to buy a 3,600-square-foot brownstone in Brooklyn, although it's not clear if the deal has closed yet.

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HOME SAFE:
Maggie Gyllenhaal won't be evicted from her \$5,000-a-month Greenwich Village digs, a judge has ruled. Gyllenhaal gave birth last week.



FAPPIANO
"It was really bad."

Man freed by DNA 'brutalized' in prison

By JANA WINTER
and DAN MANGAN

Newly freed Scott Fappiano said yesterday prison guards brutalized him during the two decades he was locked up for a crime he did not commit, the 1983 rape of a cop's wife.

"It was really, really bad," Fappiano said of the physical

assaults by prison guards, who he claimed targeted him because "as a rapist, a man who raped a cop's wife — I didn't do it, you know — forget about it."

"They would open the cell, they'd all come in. They would take turns doing what they wanted."

But the 44-year-old Brooklyn man — who was re-

leased last week after DNA tests cleared him of the rape — also looked to the future as he spoke to The Post outside his Bay Ridge home.

"I'm a man. It's not too late for me to find a woman in her 30s, to have children, to start a family. That is possible. That is really possible," he said.

"All the guys from this

block, they're either dead or in witness protection. I've got a life. I've got my whole life ahead of me now. They don't have that," said Fappiano, who has several mobster relatives.

Because of the statute of limitations, whoever actually committed the rape cannot be prosecuted now, even if he is identified.