

Western Queens Power for the People Campaign  
47-01 Greenpoint Ave. #174  
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(718) 512-5442

July 24, 2007

Hon. Jaclyn A. Brillling  
Secretary  
NYS Department of Public Service  
3 Empire State Plaza  
Albany, NY 12223-1350

Re: NOTICE REQUESTING COMMENTS ON REIMBURSEMENT TARIFF  
CASE 06-E-0894 – Proceeding on Motion of the Commission to Investigate the  
Electric Power Outage of Consolidated Edison Company of New York, Inc.'s  
Long Island City Electric Network.

CASE 06-E-1158 – In the Matter of Staff's Investigation of Consolidated Edison  
Company of New York, Inc.'s Performance During and Following the July and  
September Electric Utility Outages.

Dear Secretary Brillling,

To reiterate and expand upon Western Queens Power for the People's position of the Con Edison Reimbursement Tariff:

1. We request a study of actual economic losses inflicted during the July 2006 LIC outage be conducted immediately, as an essential step required to fairly determine a reasonable tariff.
2. We request that the tariff be tied to a cost of living indicator as forecast on an annual basis for New York City, and that the tariff be increased every year.
3. We request that the tariff be expanded to include non-perishable goods losses such as computers, refrigeration, compressors and other electrical equipment, as well as documented personal injury losses such as medical expenses and loss of wages.
4. We request that the tariff provide reimbursement for hourly and per diem employees and contractors in an affected area who cannot work because of power losses.
5. We request that the tariff be expanded to be more flexible to allow for differences in the nature of outage impacts eg: tariff to be adjusted for outages of long duration, outages where power goes off, on and off again, etc.

6. We request that the tariff provide for additional reimbursements for each day that an outage continues, and that Con Edison provide a family per diem reimbursement for lodging and food expenses.
7. We request that customers that sustained damages during the July 2006 LIC outage be retroactively reimbursed for actual losses, including but not limited to, perishable goods, non-perishable goods, medical expenses and lost wages.
8. We assert that the Company's argument that the current tariff is a long-standing policy and is thereby adequate, is not valid. Electrical dependence has radically increased in the past three decades and therefore power outages have greater consequences.
9. We assert that Con Edison's waiver of requiring receipts for perishable losses by residents for the July 2006 outage was not a demonstration of a liberal, flexible policy, only a expression of the unreasonableness of the expectation that residents keep receipts for the food in their fridge, and an attempt to mitigate a public relations nightmare.
10. We request that perishable goods losses for residents not be required to provide itemized proof of purchase. To request same is unreasonable.
11. We assert that Con Edison's request that its customers rely on the courts to seek compensation and redress for losses is unreasonable and merely an attempt to avoid liability.
12. We disagree that food and medicine should be considered the same "perishable goods" expense, and we request that a tariff be established by which Con Edison will reimburse customers for any and all losses of prescription drugs and medical expenses incurred as a result of their failure to provide services.

Respectfully submitted,

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cc: To all parties on service list via email