

UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

Broadwater Energy LLC)	Docket No. CP06-54-000
Broadwater Pipeline LLC)	Docket No. CP06-55-000
)	Docket No. CP06-56-000

**MOTION TO INTERVENE AND COMMENTS OF CONSOLIDATED EDISON
COMPANY OF NEW YORK, INC.**

Pursuant to Rules 212 and 214 of the Commission's Rules of Practice and Procedure (18 C.F.R. Sections 385.212 and 385.214) and 18 C.F.R. § 157.10, Consolidated Edison Company of New York, Inc. ("Con Edison") moves to intervene and offers comments in the above-named dockets.

I.

Communications and correspondence with regard to this motion should be addressed to:

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II.

Con Edison is a combination gas, electric, and steam utility company whose rates and services are regulated by the Public Service Commission of the State of New York. Its gas distribution system serves over one million customers in New York City and Westchester County in New York State. Additionally, as agent for Orange and Rockland Utilities, Con Edison supplies natural gas to more than 100,000 customers.

III. Statement of Issues

1. Con Edison should be permitted to intervene in this proceeding because it meets the standards established in the Commission's regulations. 18 C.F.R. § 385.214(b)(2).

IV. Motion to Intervene

On January 30, 2006, Broadwater Energy filed an application under Section 3 of the Natural Gas Act ("NGA") seeking authorization to site, construct and operate an offshore LNG receiving terminal and associated facilities ("Floating Storage and Regasification Unit" or "FSRU") in Long Island Sound, approximately nine miles from the shore of Long Island in New York State waters, as a place of entry for the importation of LNG. Broadwater Energy states that its proposed terminal is intended to facilitate the importation of LNG from foreign nations into the United States.

Also on January 30, 2006, Broadwater Pipeline filed an application requesting: (i) in Docket No. CP06-55-000 a certificate of public convenience and necessity, pursuant to the Commission's regulations, authorizing Broadwater Pipeline to construct, own, operate and maintain a 30-inch, 22 mile sub-sea lateral (and related facilities) as a single-use pipeline; and (ii) in Docket No. CP06-56-000 a blanket certificate under

Section 7(c) of the NGA and Part 157, Subpart F of the Commission's regulations to perform routine activities in connection with the future construction, operation and maintenance of the proposed 22-mile pipeline.

Broadwater Pipeline seeks authorization for its proposed pipeline to be operated as a single-use pipeline. That is, the pipeline would be used only to transport natural gas approximately 22 miles from the FSRU to a sub-sea interconnection with Iroquois Gas Transmission System, L.P. ("Iroquois"). As a utility providing electric, natural gas and steam service in the state of New York and supplied in part by Iroquois, Con Edison is concerned about the long- and short-term gas supply for both electricity generation and for the natural gas customers it serves and has an interest that cannot be represented adequately by any other party in this proceeding.

V. Comments

Con Edison continuously monitors the availability of gas supplies to our area and is concerned that as demand for natural gas increases and supplies tighten, reliability of supply and prices will be adversely impacted for our customers. Accordingly, Con Edison offers the following comments with regard to the Broadwater LNG project. It is imperative that any project such as the Broadwater LNG project meet all applicable regulatory requirements at the local, state and federal levels, including those requirements related to environmental and safety issues.

The availability of a long-term and reliable supply of gas in near proximity to our market would have a beneficial impact on both security of supply and price stability in our region. In this regard, we believe that LNG imports to the Northeastern United States would be beneficial to offset anticipated declines in overall US and Canadian gas

supplies. Also, additional supplies of natural gas in the Northeast can provide electric generators greater certainty of having access to clean-burning fuel. Thus, the Broadwater project proposed for Long Island Sound could positively impact the market in which Con Edison purchases gas supplies.

Con Edison currently anticipates having ongoing needs for new supplies, which could be supplied from Broadwater. Con Edison would consider a supply proposal sourced from Broadwater, as it would from other potential suppliers, to satisfy a portion of the natural gas requirements for its customers.

Con Edison has indicated to the project developers that it has outstanding gas quality issues concerning LNG and is currently working with Shell NA LNG, Inc. and Iroquois to address them. While it expects to be able to resolve these issues, Con Edison will bring unresolved issues, if any, to the Commission's attention in the future for potential resolution assistance.¹

VI.

On the basis of the foregoing, Con Edison has a direct and substantial interest in the above docket and may be affected by its ultimate determination. Con Edison will not be represented adequately by any other party and may be adversely affected or bound without opportunity to present its position unless it is permitted to participate fully in the proceedings.

¹ Pursuant to 18 C.F.R. § 157.10(a)(1), Con Edison states that it is not seeking a formal hearing on the application at this time. However, it remains possible that such a hearing may be required to resolve gas quality issues.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Commission in this proceeding.

Dated at Washington, DC, this 10th day of March, 2006.

/s/

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