

# Monthly Report on Consumer Complaint Activity



## December 2011

*Garry A. Brown, Chairman*

*Sandra S. Sloane, Director  
Office of Consumer Services*

*January 26, 2012*



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January 26, 2012

Dear Readers:

The Office of Consumer Services closely monitors the number and types of complaints received against all utilities operating in New York State. We strive to ensure that utilities fulfill their obligation to provide effective customer service in compliance with the laws, rules, regulations and policies we enforce.

Each month, this report provides an overview of complaint activity and utility responsiveness during the preceding month which is informative to both consumers and utility companies. Specific details regarding the way we measure the companies' activities are described in the section How Utility Complaint Data Is Reported.

The table titled Complaint Activity of New York's Major Utilities reports on the volume of complaints received against the largest utilities in each industry while the table titled Customer Service Response Index reports on the level of customer service and responsiveness delivered by each service provider under the Commission's jurisdiction.

The chart, Credit Adjustments Received for Consumers, reflects the amount of refunds or credits customers received as a result of our investigations. The Office of Consumer Services also monitors complaints against the competitive energy service companies (ESCO's) operating in New York. These complaints are reported in two tables; Number of Initial Complaints Received Against ESCO's and Number of Escalated Complaints Received Against ESCO's.

I hope this report is helpful in providing you with a summary of utility complaint activity. If you have any questions, please e-mail [Barry.Bedrosian@dps.ny.gov](mailto:Barry.Bedrosian@dps.ny.gov)

Sincerely,

Sandra S. Sloane  
Director  
Office of Consumer Services



# If You Have a Complaint About Your Utility Service

*If you're having difficulty resolving a dispute with your regulated energy, telephone, cable television or water company, the Public Service Commission staff is available to assist you.*

The Office of Consumer Services takes all utility consumer complaints seriously. You can contact us toll-free by telephone, in writing or via the Internet. When you contact our office with a complaint about a utility or other service provider, we take immediate steps to address your concerns.

After we complete entering the details of your complaint we send your complaint to the utility by e-mail or fax. In an effort to ensure that utilities fulfill their obligation to provide effective customer service, we will first ask your utility to contact you and resolve your concern. If your complaint is related to the provision of service, your utility should contact you within two business hours. If your complaint is related to billing or another matter, the utility should contact you by the close of the following business day.

If the utility does not contact you with its initial acknowledgement, does not provide its response to you within two weeks or the matter remains unresolved after you have received a response, you can contact us. We will then further investigate the matter and notify you in writing or by telephone of the decision and the reasons for the decision.

If you believe the initial decision is wrong, you can request an informal hearing. This request may be in writing and made within 15 days of the initial decision. You may be asked to submit certain documents to support your position. If you and the utility are unable to settle the complaint, the hearing officer will make a decision on your complaint and notify you in writing of the decision.

If you believe that the informal hearing officer's decision was wrong, you can appeal it within 15 days of the decision to the Public Service Commission. Your appeal must be in writing and must contend that there was an error made by the hearing officer that affected the decision or that evidence not previously available would affect the decision. The Commission will make a decision on the appeal and notify you in writing of their decision.

If you have a complaint about your utility service you may contact us thru one of the following avenues:

<b>By Telephone</b>	Monday thru Friday 8:30am – 4:00pm	800-342-3377
<b>Via the Internet</b>	24 hours a day	<a href="http://www.dps.ny.gov">www.dps.ny.gov</a> <i>Click the Consumer Assistance Link</i>
<b>In Writing</b>	Please be sure to include as much detail as possible, including your account number, service address, telephone number and the specifics of your complaint.	NYS Public Service Commission Office of Consumer Services Three Empire State Plaza Albany, NY 12223-1350



# How Utility Complaint Data is Reported

*The Office of Consumer Services reports complaint data by volume and by responsiveness. A complaint rate is used to compare small utilities to large utilities. A response index is used to measure how well utilities address consumer complaints we forwarded to them.*

The Office of Consumer Services closely monitors the number and types of complaints received against all utilities operating in New York State. We expect utility companies to be highly responsive to their customers' needs, especially when the customer feels that it is necessary to seek the assistance of the Public Service Commission staff. Each month, this report provides an overview of complaint activity and utility responsiveness which we believe is informative to both consumers and utility companies.

The table titled **Complaint Activity of New York's Major Utilities** reports on the volume of complaints received against the largest utilities in each industry. These utility companies vary in size from just over 10,000 customers to several million customers. Therefore, in order to compare complaint volumes among companies, a complaint rate per 100,000 customers is displayed. This allows the reader to compare the complaints of a large company to that of a small company.

There are two measures of complaints which are reported each month. At first all complaints are recorded and forwarded to the utility for resolution directly with the customer. These are noted as initial complaints (QRS) in the table titled **Complaint Activity of New York's Major Utilities**. If the customer informs us that the utility failed to satisfy their complaint the matter is escalated for further handling and investigation by staff and is noted as escalated complaints (SRS). Both numbers are converted into a complaint rate which allows the reader to compare performance regardless of the size of a company's customer base. The escalation rate is a measure of how successful a utility is in satisfying their customer upon receipt of an initial complaint made through the Office of Consumer Services. The 12 month complaint rate is often used as one of several customer service measures that may be taken into consideration when staff monitors the quality of customer service delivered by an individual utility. This rate represents the average number of escalated complaints received per month per 100,000 customer accounts.

The table titled **Customer Service Response Index** (CSRI) reports on the level of customer service and responsiveness delivered by each service provider under the Commission's jurisdiction. The Customer Service Response Index is determined by measuring four metrics. Complete CSRI data is posted on the first page of the report for those service providers that average ten or more initial complaints per month. For all other service providers, the performance in each area is reported on subsequent pages of the table, less the actual index measures because the index measures for companies with fewer than ten initial complaints have been found to show significant fluctuations on a month to month basis. These fluctuations may result in the reader reaching an inaccurate conclusion as to a service provider's performance. If a company is not listed in a particular monthly report it is because there was no activity for the company in the reporting month.

The **Index** is determined by measuring four metrics:

*The Consumer Satisfaction Metric (CSM)* is a ratio of the number of initial complaints to the number of escalated complaints in the reporting month. A score of 5 points are awarded when a service provider receives no initial complaints during the reporting month. There is no score awarded if a service provider satisfies less than 50% of the customers that the PSC refers to them.

*The Complaint Response Time Metric (CRM)* is the average number of days it took the service provider to respond to initial complaints closed in the reporting month. A score of 2 points is awarded when a provider's average response time for initial complaints is 14 days or less. No points are earned if the average response time for initial complaints is more than 28 days (twice the acceptable reply standard).

*The Escalated Complaint Response Time Metric (ERM)* is the average number of days it took the service provider to respond to escalated complaints closed in the reporting month. A score of 2 points is awarded when a service provider's average response time for escalated complaints is 10 days or less. No points are earned if the average response time for escalated complaints is more than 25 days (two weeks past due).

*The Pending Case Metric (PCM)* is the average age of all cases awaiting response, determined on the last day of the reporting month. A score of 1 point is awarded when a service providers' average age of all cases is 14 days or less. No points are earned if the average age of all cases exceeds 70 days (two months delinquent). A negative score is applied if the average age of all cases is over 70 days.

# COMPLAINT ACTIVITY OF NEW YORK'S MAJOR UTILITIES

## December 2011

Utility Companies	Initial Complaints (QRS)		Escalated Complaints (SRS)		Escalation Rate	12 Month Escalated Complaint Rate
	No.	Rate*	No.	Rate*		
Central Hudson Gas & Electric Corp.	21	7.5	0	0.0	0%	0.2
Con Edison of New York	384	9.9	51	1.3	13%	1.6
National Grid - L I	31	5.6	1	0.2	3%	0.4
New York State Electric & Gas Corp.	45	4.5	1	0.1	2%	0.2
National Grid-Upstate	163	9.7	4	0.2	2%	0.7
Orange & Rockland	24	10.7	1	0.4	4%	0.8
Rochester Gas & Electric Corp.	27	6.7	2	0.5	7%	0.4
National Grid-Metro NY	92	7.6	10	0.8	11%	0.5
National Fuel Gas Distribution	20	3.9	0	0.0	0%	0.1
Citizens Communications	12	6.1	1	0.5	8%	0.5
Frontier Communications of NY	0	0.0	0	0.0	#DIV/0!	0.9
Frontier Telephone of Rochester, Inc.	11	4.3	1	0.4	9%	0.3
Windstream Communications, Inc.	3	5.4	2	3.6	67%	0.5
Verizon New York, Inc.	586	11.8	121	2.4	21%	2.4
AT&T	21		3		14%	
Optimum Voice	2		0		0%	
Time Warner ResCom of New York, LLC	14		1		7%	
Verizon Digital Voice	7		0		0%	
Cablevision Systems	31		1		3%	
Time-Warner Cable	70		14		20%	
Verizon Cable	9		0		0%	
Aqua New York	3	6.8	1	2.3	33%	2.5
Aqua Sea Cliff	0	0.0	0	0.0	#DIV/0!	0.0
Long Island Water Corp.	5	6.8	1	1.4	20%	1.1
United Water - New Rochelle	6	19.1	3	9.5	50%	6.1
United Water - New York	14	19.1	7	9.6	50%	3.0
United Water - Westchester	0	0.0	0	0.0	#DIV/0!	0.7

All complaint rates are based on December 2010 customer populations.

\* - Complaints per 100,000 customer accounts where populations are reported by the utility

This table reports on the volume of complaints received against the largest utilities in each industry.

**Initial Complaints (QRS)** - This is the number (No.) of complaints we receive and forward to the utility company for resolution directly with the customer and the corresponding complaint rate (Rate) per 100,000 customer accounts.

**Escalated Complaints (SRS)** - This is the number (No.) of complaints that we escalated for further handling and investigation because the customer informed us that the utility failed to satisfy their initial complaint after we forwarded the initial complaint to the utility. The corresponding escalated complaint rate (Rate) per 100,000 customer accounts allows the reader to compare one utility to another regardless of the number of customer accounts.

**Escalation Rate** - This is a measure of how successful a utility is in satisfying their customer upon receipt of an initial complaint made through the Office of Consumer Services. The lower the rate the more successful the utility was in resolving initial complaints directly with the customer.

**12 Month Escalated Complaint Rate** - This rate represents the average number of escalated complaints received per month per 100,000 customer accounts. This is often used as one of several customer service measures that may be taken into consideration when staff monitors the quality of customer service delivered by an individual utility.

## Customer Service Response Index December 2011

Service Provider	Initial Complaints	Escalated Complaints	CSM Index	Complaint Response Time	CRM Index	E. Complaint Response Time	ERM Index	Avg. Age of Cases Pending	PCM Index	CSRI
National Grid - Upstate	163	4	4.8	5.2	2.0	9.5	2.0	8.4	1.0	9.8
Central Hudson Gas & Electric Corp.	21	0	5.0	6.1	2.0	6.0	2.0	23.5	0.8	9.8
Orange & Rockland	24	1	4.6	5.1	2.0	1.1	2.0	4.2	1.0	9.6
Hiko Energy, Llc	21	1	4.5	2.9	2.0	0.0	2.0	10.2	1.0	9.5
Broadview Networks	19	1	4.5	9.5	2.0	6.2	2.0	10.9	1.0	9.5
National Grid - L I	31	1	4.7	4.3	2.0	8.7	2.0	34.0	0.6	9.3
Rochester Gas & Electric Corp.	27	2	4.3	4.8	2.0	1.5	2.0	2.3	1.0	9.3
Citizens Communications	12	1	4.2	4.1	2.0	3.7	2.0	4.4	1.0	9.2
Frontier Telephone of Rochester, Inc.	11	1	4.1	6.0	2.0	0.0	2.0	2.5	1.0	9.1
National Fuel Gas Distribution	20	0	5.0	6.1	2.0	20.9	1.0	0.0	1.0	9.0
New York State Electric & Gas Corp.	45	1	4.8	9.5	2.0	20.5	1.0	6.3	1.0	8.8
Time Warner ResCom of New York,LLI	14	1	4.3	11.8	2.0	17.7	1.3	7.7	1.0	8.6
Time Warner - Albany	11	2	3.2	6.2	2.0	8.7	2.0	5.0	1.0	8.2
Cablevision of New York City	14	0	5.0	9.8	2.0	48.0	0.0	9.0	1.0	8.0
AT&T	21	3	3.6	8.1	2.0	17.6	1.3	8.6	1.0	7.9
Verizon Communications	595	121	3.0	11.1	2.0	15.6	1.5	23.2	0.8	7.3
Time Warner - New York City	50	11	2.8	11.2	2.0	40.9	0.0	16.6	0.9	5.7
Con Edison of New York	384	51	3.7	14.3	1.9	62.8	0.0	65.6	0.0	5.6
United Water-New York	14	7	0.0	13.3	2.0	0.0	2.0	41.4	0.4	4.4
XChange Telecom	93	35	1.2	2.5	2.0	2.0	2.0	135.7	-9.0	0.0
National Grid - Metro Ny	92	10	3.9	5.6	2.0	10.4	1.9	96.9	-9.0	0.0
Tristate Bell Inc	10	5	0.0	7.0	2.0	0.0	2.0	103.8	-9.0	0.0

*This table reports on the current level of customer service and responsiveness delivered by each service provider under the Commission's jurisdiction. The Customer Service Response Index is determined by measuring four metrics. Complete CSRI data is posted on the first page of the report for those service providers that average ten or more initial complaints per month. For all other service providers, the performance in each area is reported on subsequent pages of the table, less the actual index measures because the index measures for companies with fewer than ten initial complaints have been found to show significant fluctuations on a month to month basis. These fluctuations may result in the reader reaching an inaccurate conclusion as to a service provider's performance. If a company is not listed on this report it is because there was no activity for the company in the reporting month. Below is an explanation of the data in each column.*

**Initial Complaints** - This is the number of initial complaints we receive and forward to the utility company for resolution directly with the customer.

**Escalated Complaints** - This is the number of complaints that we escalated for further handling and investigation because the customer informed us that the utility failed to satisfy their initial complaint after we forwarded the initial complaint to the utility.

**CSM Index** - The Consumer Satisfaction Index scores the ratio of the number of initial complaints to the number of escalated complaints in the reporting month. A score of 5 points are awarded when a service provider receives no escalated complaints during the reporting month. There is no score awarded if a service provider satisfies less than 50% of the customers that the PSC refers to them.

**Complaint Response Time** - This is the average number of days it took for a utility to respond to initial complaints in the reporting month.

**CRM Index** - The Complaint Response Time Index scores the service providers responsiveness to initial complaints closed in the reporting month. A score of 2 points is awarded when a provider's average response time for initial complaints is 14 days or less. No points are earned if the average response time for initial complaints is more than 28 days (twice the acceptable reply standard).

**E. Complaint Response Time** - This is the average number of days it took for a utility to respond to escalated complaints in the reporting month.

**ERM Index** - The Escalated Complaint Response Time Index scores the service providers responsiveness to escalated complaints closed in the reporting month. A score of 2 points is awarded when a provider's average response time for escalated complaints is 10 days or less. No points are earned if the average response time for escalated complaints is more than 25 days (two weeks past due).

**Avg. Age of Cases Pending** - This is the average age of all the cases awaiting a response from the service provider.

**PCM Index** - The Pending Case Index scores the average age of all cases awaiting response by the service provider. A score of 1 point is awarded when a service providers' average age of all cases is 14 days or less. No points are earned if the average age of all cases exceeds 70 days (two months delinquent). A negative score is applied if the average age of all cases is over 70 days.

**CSRI** - The Customer Service Response Index is the overall score received by the service provider. It is the sum of the four indices.



## Customer Service Response Index December 2011

<b>Service Provider</b>	<b>Initial Complaints</b>	<b>Escalated Complaints</b>	<b>CSM Index</b>	<b>Complaint Response Time</b>	<b>CRM Index</b>	<b>E. Complaint Response Time</b>	<b>ERM Index</b>	<b>Avg. Age of Cases Pending</b>	<b>PCM Index</b>	<b>CSRI</b>
3462 Third Avenue Owner Realty LLC	0	0		0.0		0.0		111.0		
Accent Energy Midwest, LLC	1	0		12.0		0.0		0.0		
Access Point, Inc.	0	1		137.0		0.0		16.0		
ACN Communication Services, Inc.	1	0		2.0		0.0		0.0		
Agway Energy Services, LLC.	2	0		3.0		0.0		0.0		
Airespring, Inc.	1	0		0.0		0.0		16.0		
Ambit Energy	8	1		4.0		0.0		12.0		
Ap Gas & Electric (ny), Llc	0	0		24.0		0.0		0.0		
Aqua New York	3	1		381.0		0.0		112.2		
Automatic Meter Reading, Inc	0	0		0.0		0.0		453.0		
BCN Telecom, Inc.	0	0		0.0		0.0		74.0		
Berkshire Telephone Corp.	2	0		0.0		0.0		12.5		
Birch Communications, Inc.	6	2		10.6		0.0		13.5		
BluCo Energy, LLC	0	0		0.0		0.0		77.3		
BlueRock Energy, Inc.	2	0		5.5		0.0		0.0		
Brown's Fuel	2	0		3.0		0.0		0.0		
BTI Communications, Inc. d/b/a TELZE	9	4		9.6		0.0		17.7		
C&C Affordable Management LLC	0	0		0.0		0.0		109.0		
Cablevision - MediaOne - Rockland	2	1		6.0		7.6		11.0		
Cablevision - MediaOne - US Cablevisi	0	0		0.0		9.0		0.0		
Cablevision Lightpath, Inc.	3	0		3.0		0.0		5.0		
Cablevision of Brookhaven	1	0		0.0		10.2		3.0		
Cablevision of Hauppauge	1	0		2.0		0.0		59.0		
Cablevision of Long Island	8	0		8.2		0.0		47.8		
Cablevision of Southern Westchester	1	0		10.9		0.0		0.0		
Cablevision of Westchester	4	0		7.5		0.0		29.5		
Censtar Energy Corp.	1	0		0.0		0.0		4.0		
Charter Communications	1	0		0.0		0.0		76.5		
Chautauqua & Erie Telephone Corp.	1	0		0.0		0.0		19.0		
Choice One Communications of New Y	1	0		0.0		0.0		26.0		
Citizens Choice Energy, LLC	4	0		5.8		1.3		0.0		
City of Jamestown Board of Public Utiliti	0	0		0.0		0.0		138.3		
City Power & Gas, LLC	0	0		2.0		0.0		0.0		
Clear World Communications Corporat	0	0		0.0		0.0		132.0		
Clinton Hills Owners Corp	0	0		0.0		0.0		105.5		
Comcast Cable of New York - CATV	1	0		2.0		0.0		9.0		
Comcast Phone of New York, LLC D/B.	0	0		6.0		0.0		152.0		
Common Ground	0	0		0.0		11.8		0.0		
Cooper Square Realty	0	0		0.0		0.0		47.0		
CornerStone Telephone Company, LLC	2	0		0.0		0.0		12.0		
Corning Natural Gas Corp.	2	0		4.0		0.0		0.0		
Covista Communications, Inc.	2	0		0.0		0.0		36.5		
CTC Communications Corp.	1	0		8.0		0.0		0.0		
Delhi Telephone	0	0		16.0		0.0		0.0		
DigiZip.Com, Inc.	1	2		25.0		0.0		96.8		
Direct Energy Business, LLC	1	0		21.0		0.0		11.0		
Direct Energy Services LLC	2	0		9.0		0.0		10.0		
Empire One Telecommunications, Inc.	0	0		0.0		0.0		58.0		
ENERGY DISCOUNTERS, LLC	1	0		0.0		0.0		4.0		
Energy Plus Holdings LLC	4	0		6.2		0.0		0.0		
Enhanced Communications Group, LLC	1	0		4.0		0.0		0.0		
Fairfield Towers Condominium Corpora	0	0		0.0		0.0		292.0		
Family Energy, Inc.	4	0		1.2		0.0		0.0		
Forest Park Water Co. Inc.	1	1		12.0		0.0		0.0		
Frontier Communications of NY/fka Hig	0	0		6.2		0.0		0.0		
Gateway Energy Services Corp.	3	1		13.0		0.0		7.0		
Global Tel*Link Corporation	1	0		4.0		0.0		0.0		
Granite Telecommunications, LLC	1	0		5.0		0.0		0.0		
Great Eastern Energy	5	2		19.8		0.0		14.5		
Green Mountain Energy	0	0		0.0		0.0		311.0		
Greenlight Energy Inc.	1	0		1.0		0.0		0.0		
Grenadier Realty Corp	0	0		0.0		0.0		209.0		
Gumley Haft	0	0		0.0		5.8		0.0		
H&H Budd Earth Moving and Excavatir	1	0		0.0		0.0		9.0		
Hopewell Service Corporation	0	0		0.0		0.0		165.0		
Hudson Valley Water Co.	1	0		4.0		0.0		0.0		
I Talk Global Communications, Inc.	0	0		0.0		0.0		139.0		
IDT America Corp.	1	0		7.5		0.0		77.0		
IDT Energy, Inc.	5	0		1.5		0.0		0.0		
IGS Energy	1	0		2.0		0.0		0.0		
INDEPENDENCE ENERGY GROUP, L	1	0		7.0		0.0		0.0		

## Customer Service Response Index December 2011

<b>Service Provider</b>	<b>Initial Complaints</b>	<b>Escalated Complaints</b>	<b>CSM Index</b>	<b>Complaint Response Time</b>	<b>CRM Index</b>	<b>E. Complaint Response Time</b>	<b>ERM Index</b>	<b>Avg. Age of Cases Pending</b>	<b>PCM Index</b>	<b>CSRI</b>
Infinite Energy, Inc.	0	0		1.0		0.0		0.0		
Jay Telecom, Inc.	1	0		8.0		0.0		0.0		
Just Energy New York Corp	5	2		13.4		4.9		9.2		
Liberty Power Corp.	1	0		13.6		0.0		0.0		
Long Island Water Corporation D/b/a L	5	1		9.0		0.0		2.0		
Major Energy Services LLC	3	0		11.5		0.0		89.8		
Marathon Energy Corporation	0	0		29.0		0.0		0.0		
Master Call Communications, Inc.	0	0		0.0		0.0		160.7		
Matrix Telecom, Inc Db a Trinsic Comm	3	2		13.3		0.0		3.0		
MCI	1	0		53.9		0.0		0.0		
Meadow Wood at Gateway	0	0		0.0		0.0		184.0		
Metropolitan Telecommunications	3	1		6.0		0.0		99.4		
Mid Hudson Cablevision, Inc.	0	0		0.0		0.0		132.0		
Mountain Lodge Park Water Corp.	0	0		0.0		0.0		54.5		
Mpower Energy LLC	4	2		8.0		0.0		33.0		
MXenergy	3	0		7.5		0.0		179.3		
My Tel Co, Inc.	1	1		4.0		0.0		16.0		
National Aqueous	1	1		7.0		0.0		0.0		
Network US, Inc. d/b/a CA Affinity	0	0		0.0		0.0		495.0		
New Energy Services Llc	1	0		0.0		0.0		0.0		
New Horizons Communications Corp.	1	0		0.0		0.0		0.0		
New York Coin Telephone Company, Ir	0	0		0.0		0.0		313.0		
NextEra Energy Resources, LLC	1	0		0.0		0.0		18.0		
Nobelcom Db a Noble	0	0		0.0		0.0		54.0		
NYSEG Solutions, Inc.	1	0		0.0		0.0		0.0		
Oasis Power LLC, d/b/a Oasis Energy	2	0		8.0		0.0		0.0		
Optimum Voice	2	0		12.6		0.0		306.0		
Paetec Communications, Inc. Db a Win	5	0		15.0		0.0		5.0		
Painted Apron Water Co.	1	0		134.0		0.0		10.0		
Penelec (A First Energy Company)	1	0		7.0		0.0		0.0		
Plymouth Rock Energy LLC	2	0		1.0		0.0		0.0		
Precision Pipeline Solutions LLC	0	0		0.0		0.0		0.0		
Qtel, LLC	0	0		7.0		0.0		0.0		
Queens Fresh Meadow Electric	0	0		0.0		0.0		0.0		
Rcn Telecom Services Of New York, Lt	0	0		25.0		0.0		0.0		
Resdntl Comms. Netwrk of NY	1	0		18.0		0.0		0.0		
Roosevelt Island Associates	0	0		0.0		0.0		289.0		
Sea Park West Lp	0	0		0.0		0.0		44.0		
Selectel, Inc.	2	0		0.0		0.0		15.5		
Single Billing Services, Inc. D/B/A Asiar	1	0		2.0		0.0		0.0		
Smart One Energy, LLC	1	0		6.0		0.0		0.0		
Spark Energy, L.P.	6	0		5.2		0.0		75.0		
Spectrotel, Inc.	0	0		23.0		0.0		0.0		
Sprint Communications	0	0		15.0		0.0		0.0		
St. Lawrence Gas	1	0		0.0		0.0		0.0		
Starion Energy NY, Inc.	1	0		10.0		0.0		0.0		
Stonehenge Management	0	0		0.0		0.0		307.0		
Taconic Telephone Corp.	2	0		0.0		0.0		25.0		
Talkspan Inc.	9	3		5.5		0.0		103.7		
TDS Metrocom, Inc.	1	1		17.0		0.0		0.0		
Tech Valley Communications	1	0		0.0		0.0		0.0		
Telecon Communications Corp	0	0		0.0		0.0		184.0		
Teleport Communications	0	0		31.0		0.0		0.0		
The Future Condominium	0	0		0.0		0.0		466.3		
Time Warner - Buffalo	1	0		10.4		0.0		0.0		
Time Warner - Rochester	2	1		13.8		0.0		9.3		
Time Warner - Syracuse Division	6	0		4.5		0.0		3.0		
Titan Gas, LLC	1	1		43.0		0.0		27.0		
Titan Outdoor Com, Inc.	0	0		0.0		0.0		277.0		
Trinsic Db a Matrix Telecom, Inc Db a E	2	0		12.0		0.0		0.0		
U.S. Gas & Electric, Inc.	0	0		7.5		0.0		0.0		
United Water Westchester Inc.	0	0		35.5		0.0		66.0		
United Water-New Rochelle	6	3		32.3		0.0		98.0		
Verizon Communications (LD)	0	0		0.0		0.0		366.0		
Verizon Communications (PayPhones)	1	0		12.8		0.0		3.0		
Verizon Digital Voice	7	0		5.4		0.0		0.0		
Village of Frankfort	1	0		0.0		0.0		0.0		
Village of Freeport Electric	1	0		4.0		0.0		0.0		
Wedgwood Tenants Corp.	0	0		0.0		0.0		138.0		
Westelcom Network, Inc.	1	0		1.0		0.0		0.0		
Windstream Communications, Inc.	3	2		17.2		0.0		11.0		

**Customer Service Response Index  
December 2011**

<i>Service Provider</i>	<i>Initial Complaints</i>	<i>Escalated Complaints</i>	<i>CSM Index</i>	<i>Complaint Response Time</i>	<i>CRM Index</i>	<i>E. Complaint Response Time</i>	<i>ERM Index</i>	<i>Avg. Age of Cases Pending</i>	<i>PCM Index</i>	<i>CSRI</i>
XO Communications, Inc.	2	0		8.5		0.0		0.0		
Zone Telecom, Inc.	0	0		0.0		0.0		58.0		
Zoom-I-Net Communications, Inc.	1	0		2.0		0.0		0.0		

**2011**  
**Credit Adjustments Received**  
**For Consumers**

*As a result of our investigation into consumers' complaints, when staff determines that a consumer was overbilled, the utility is directed to refund to the consumer, any monies it collected above and beyond what was allowed by tariffs, rules and regulations.*

*The chart below identifies the credits obtained on behalf of consumers.*

Jan-11	\$	414,421.24
Feb-11	\$	199,048.04
Mar-11	\$	1,118,439.20
Apr-11	\$	231,018.10
May-11	\$	556,291.25
Jun-11	\$	66,432.78
Jul-11	\$	540,399.19
Aug-11	\$	164,008.42
Sep-11	\$	413,063.25
Oct-11	\$	371,768.61
Nov-11	\$	131,381.29
Dec-11	\$	420,285.60
<b>2011 Total</b>	<b>\$</b>	<b>4,626,556.97</b>

Number of Initial Complaints Received Against ESCO's

CODE	FULL NAME	2011	2010	Dec-11	Nov-11	Oct-11	Sep-11	Aug-11	Jul-11	Jun-11	May-11	Apr-11	Mar-11	Feb-11	Jan-11	Dec-10	
D128	Accent Energy Midwest, LLC	28	30	1	0	1	3	2	3	2	3	2	3	3	3	5	2
D249	Affordable Power, L.P.	3	0	0	0	0	1	0	0	0	0	0	0	1	1	0	
D001	Agway Energy Services, LLC	41	18	2	1	2	2	5	3	5	4	2	4	8	3	0	
5985AL	Alpha Gas and Electric, LLC	1	0	0	0	0	1	0	0	0	0	0	0	0	0	0	
D230	Ambit Energy	62	29	8	6	8	5	4	0	1	8	4	1	11	6	3	
D002	Amerada Hess Corp.	1	3	0	0	0	0	0	0	0	1	0	0	0	0	0	
D240	Ameristar Energy, LLC	1	1	0	0	0	0	0	0	1	0	0	0	0	0	0	
6023AP	AP Gas & Electric	2	0	0	2	0	0	0	0	0	0	0	0	0	0	0	
D222	BluCo Energy, LLC	4	2	0	1	1	0	1	0	0	0	0	0	1	0	0	
D217	BlueRock Energy, Inc.	3	0	2	0	0	0	0	0	0	0	0	1	0	0	0	
D113	Brown's Fuel	32	5	2	0	3	3	2	1	2	2	7	3	5	2	0	
5246BU	Buy Energy Direct, LLC	2	0	0	1	0	0	1	0	0	0	0	0	0	0	0	
D262	Censtar Energy Corp.	2	0	1	1	0	0	0	0	0	0	0	0	0	0	0	
5325CI	Citizens Choice Energy, LLC	33	0	4	5	4	5	3	3	2	2	1	4	0	0	0	
5592CI	City Power & Gas, LLC	7	0	0	1	1	1	0	0	2	0	1	0	1	0	0	
D231	Columbia Utilities Power, LLC - elec	31	21	0	2	2	1	1	4	0	1	4	5	2	9	4	
D040	Columbia Utilities, LLC - gas	13	15	0	1	1	2	1	0	0	0	0	4	2	2	1	
D086	Con Edison Solutions	4	3	0	0	1	0	1	0	0	0	0	1	0	1	0	
D084	Constellation NewEnergy	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	
5308DI	Direct Energy Business, LLC	11	7	1	1	1	1	3	0	2	0	0	0	0	2	1	
D176	Direct Energy Services, LLC	35	34	2	0	4	4	5	2	1	3	5	5	3	1	0	
D251	Discount Energy, LLC	3	0	0	0	0	1	1	0	0	0	0	0	0	0	1	0
D087	Energetix, Inc.	12	12	0	1	0	0	1	1	0	1	1	5	1	1	1	
D183	Energy Cooperative of New York	1	2	0	0	0	0	0	0	0	0	1	0	0	0	0	
6031EN	Energy Discounters, LLC	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	
D243	Energy Plus Holdings	127	80	4	8	6	11	13	10	3	10	13	17	25	7	3	
D137	Energy Service Providers	0	12	0	0	0	0	0	0	0	0	0	0	0	0	0	
5424EN	Energy Solutions Co. LLC	2	1	0	0	0	0	1	0	0	0	0	0	0	1	1	
4920FA	Family Energy, Inc.	40	1	4	3	4	4	0	4	1	4	4	4	6	2	1	
4664FR	Frontier Utilities	12	0	0	1	2	2	1	1	3	1	1	0	0	0	0	
D046	Gateway Energy fka Econnergy	27	21	3	4	4	1	2	1	2	1	1	4	2	2	3	
D104	Great Eastern Energy	23	24	5	2	0	3	1	2	3	0	3	2	0	2	0	
4877GR	Greenlight Energy, Inc.	9	3	1	1	0	0	0	0	1	2	1	0	0	0	3	0
D127	Green Mountain Energy	5	6	0	1	0	0	0	1	0	0	2	1	0	0	2	
5112GR	Gridway Energy Corp.	1	0	0	0	0	0	0	0	0	0	0	1	0	0	0	
4925GR	Griffith Energy, Inc.	2	1	0	0	1	0	0	0	0	0	1	0	0	0	1	
D254	High Rise Energy Group, LLC	6	1	0	0	0	0	0	1	0	2	2	0	0	1	0	
5302PR	Hiko Energy, LLC	79	0	21	13	24	12	4	3	1	1	0	0	0	0	0	
D120	Hudson Energy Services, LLC.	68	30	0	0	3	2	3	2	6	6	7	11	23	5	4	
D177	IDT Energy, Inc.	64	34	5	6	8	7	8	4	3	11	6	2	1	3	2	
6130IN	Independence Energy Group, LLC	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	
D167	Infinite Energy, Inc.	6	13	0	1	0	1	0	2	0	0	0	2	0	0	0	
D234	Integrus Energy Services, Inc.	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	
D188	Interstate Gas Supply of New York, Inc.	4	4	1	0	0	1	0	0	0	1	0	0	0	1	0	
D213	Just Energy (fka U.S. Energy Savings Cor	180	142	5	10	12	19	14	7	15	9	19	24	22	24	14	
5520LE	Lexington Power & Light, LLC.	1	0	0	0	0	0	0	1	0	0	0	0	0	0	0	
D117	Liberty Power Corp.	26	18	1	2	3	3	1	1	3	2	4	2	2	2	2	
D147	M&R Energy Resources Corp.	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	
D214	Major Energy Services, LLC	38	29	3	2	3	2	1	3	4	4	3	5	6	2	1	
6007MA	Marathon Energy Corp.	1	0	0	1	0	0	0	0	0	0	0	0	0	0	0	
D267	Mpower Energy LLC	7	0	4	2	1	0	0	0	0	0	0	0	0	0	0	
D032	MX Energy, Inc.	59	61	3	1	1	4	5	2	8	7	5	9	5	9	8	
D020	Natgasco, Inc.	0	3	0	0	0	0	0	0	0	0	0	0	0	0	1	
5388NE	New Energy Services, LLC	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	
4987NE	NextEra Energy Resources, LLC	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	
D148	Noco Natural Gas, LLC	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	
D239	NorthEastern Energy Corp.	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	
D103	NYSEG Solutions, Inc.	24	22	1	3	1	0	2	1	2	2	4	3	2	3	2	
4921OA	Oasis Power, LLC	29	20	2	1	2	3	2	0	5	1	2	3	3	5	0	
D237	Platinum Plus Energy Resources	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	
D171	Plymouth Rock Energy, LLC	8	7	2	0	1	0	1	0	0	1	0	2	1	0	0	
D263	Public Power & Utility of NY	2	9	0	0	0	0	0	0	0	1	0	0	1	0	0	
D093	Robison Energy of Westchester	1	0	0	0	0	0	0	0	0	0	1	0	0	0	0	
5370SB	SBR Energy, LLC	23	1	0	3	2	2	0	4	2	7	1	1	1	0	0	
D160	S.J. Fuel Co., Inc.	2	2	0	0	0	1	0	1	0	0	0	0	0	0	0	
4976SM	Smart One Energy, LLC	4	1	1	0	0	0	0	0	1	0	1	0	0	1	1	
D186	Spark Energy, L.P.	62	116	6	4	3	5	7	2	1	2	7	10	8	7	6	
5463ST	Starion Energy NY, Inc.	11	0	1	0	0	1	1	1	0	1	2	3	1	0	0	
D121	Stuyvesant Energy, LLC	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	
D162	Suez Energy Resources Na, Inc.	1	0	0	0	0	0	0	0	0	1	0	0	0	0	0	
D223	Titan Gas, LLC	12	10	1	0	2	0	0	1	1	1	0	2	1	3	2	
D119	U.S. Gas & Electric, Inc.	49	25	0	2	2	1	2	1	0	2	7	13	14	5	3	
5461UT	Utility Expense Reduction LLC	4	0	0	0	1	3	0	0	0	0	0	0	0	0	0	
D198	Vectren Retail, LLC	0	3	0	0	0	0	0	0	0	0	0	0	0	0	0	
D245	Wholesale Energy New York, Inc.	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	
	Total	1356	891	101	94	116	117	102	72	83	105	125	157	162	122	69	

ESCO's with no complaints on file since January 2010 are not listed on this report.

### Number of Escalated Complaints Received Against ESCO's

CODE	FULL NAME	2011	2010	Dec-11	Nov-11	Oct-11	Sep-11	Aug-11	Jul-11	Jun-11	May-11	Apr-11	Mar-11	Feb-11	Jan-11	Dec-10
D128	Accent Energy Midwest, LLC	1	9	0	0	0	0	1	0	0	0	0	0	0	0	0
D001	Agway Energy Services, LLC	7	1	0	0	0	0	1	1	2	0	1	1	1	0	1
D230	Ambit Energy	8	4	1	1	1	1	0	0	0	1	0	0	2	1	0
D222	BluCo Energy, LLC	2	0	0	0	0	2	0	0	0	0	0	0	0	0	0
D113	Brown's Fuel	4	0	0	0	0	0	0	0	0	1	1	1	0	1	0
5325CI	Citizens Choice Energy, LLC	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0
D231	Columbia Utilities Power, LLC - elec	3	0	0	0	1	0	0	0	0	0	1	1	0	0	0
D040	Columbia Utilities Power, LLC - gas	2	0	0	0	1	0	0	0	0	0	0	1	0	0	0
D086	Con Edison Solutions	1	0	0	0	0	0	0	0	0	0	0	0	0	1	0
5308DI	Direct Energy Business, LLC	2	0	0	0	0	0	0	0	0	0	0	0	1	1	0
D176	Direct Energy Services, LLC	2	3	0	0	0	0	1	0	0	0	0	1	0	0	0
D087	Energetix, Inc.	4	0	0	0	0	0	0	0	0	1	1	2	0	0	0
D243	Energy Plus Holdings, LLC	6	1	0	0	0	0	1	1	1	1	0	1	1	0	0
D137	Energy Service Providers	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0
4920FA	Family Energy, Inc.	1	0	0	0	0	1	0	0	0	0	0	0	0	0	0
4664FR	Frontier Utilities	1	0	0	0	0	0	0	0	0	0	1	0	0	0	0
D046	Gateway Energy fka Econnergy	2	3	1	1	0	0	0	0	0	0	0	0	0	0	0
D104	Great Eastern Energy	2	2	2	0	0	0	0	0	0	0	0	0	0	0	0
D127	Green Mountain Energy	1	0	0	0	0	0	0	0	0	0	0	0	1	0	0
4877GR	Greenlight Energy, Inc.	1	0	0	0	0	0	0	0	0	0	0	0	0	1	0
D254	High Rise Energy Group, LLC	1	0	0	0	0	0	0	0	0	0	1	0	0	0	0
5302PR	Hiko Energy, LLC	6	0	1	2	1	1	0	1	0	0	0	0	0	0	0
D120	Hudson Energy Services, LLC.	6	4	0	0	0	0	0	1	1	1	1	1	0	1	0
D177	IDT Energy, Inc.	2	2	0	0	0	0	1	0	1	0	0	0	0	0	0
D167	Infinite Energy, Inc.	2	4	0	0	1	0	0	0	0	0	1	0	0	0	0
D213	Just Energy (fka U.S. Energy Savings C	26	19	2	1	1	2	1	0	3	2	3	3	4	4	2
D117	Liberty Power Corp.	7	4	0	0	0	0	0	0	1	1	1	1	2	1	0
D214	Major Energy Services LLC	4	1	0	2	0	0	0	0	0	1	1	0	0	0	0
D267	Mpower Energy LLC	3	0	2	1	0	0	0	0	0	0	0	0	0	0	0
D032	MX Energy, Inc.	10	22	0	0	0	0	2	0	1	1	0	3	1	2	2
D103	NYSEG Solutions, Inc.	2	6	0	0	0	0	0	0	1	0	0	1	0	0	0
4921OA	Oasis Power, LLC	5	2	0	1	0	0	1	0	1	0	1	0	0	1	0
D171	Plymouth Rock	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0
D263	Public Power LLC	1	0	0	0	0	0	0	0	0	0	0	0	1	0	0
5370SB	SBR Energy, LLC	1	0	0	1	0	0	0	0	0	0	0	0	0	0	0
D186	Spark Energy, L.P.	15	29	0	1	1	2	0	1	0	1	2	3	2	2	2
D223	Titan Gas, LLC	2	0	1	0	0	0	0	0	1	0	0	0	0	0	0
D119	U.S. Gas & Electric, Inc.	1	2	0	0	0	0	0	0	0	0	0	0	1	0	0
	Total	145	120	10	11	7	9	10	5	13	11	16	20	17	16	7

ESCO's with no complaints on file since January 2010 are not listed on this report.