

PSC NO: 219 GAS  
NIAGARA MOHAWK POWER CORPORATION

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### GENERAL INFORMATION

#### 28. TRANSPORTATION AND AGGREGATION OPTIONS: (continued)

28.10 Existing customers receiving transportation service under Service Classification 9 may become a direct customer or participate in a balancing pool under the terms of Daily Balancing as set forth in S.C. No. 11 unless the customer balances upstream of the Company. Customers balancing upstream of the Company may not return to Balancing Service under Daily Balancing of Service Classification No. 11.

28.11 The Following table summarizes the Transportation and Aggregation Options:

Existing Rates	Transportation Rates	Daily	Monthly
S.C. 1	S.C. 1*	No	Yes
S.C. 2 < 35000 Th	S.C. 2*	No	Yes
S.C. 2 > 35000 < 50000 Th	S.C. 2*	No	Yes
S.C. 2 > 50000 < 250000	S.C. 7**	Yes	Yes
S.C. 2 > 250000 < 1000000	S.C. 5**	Yes	Yes
S.C. 2 > 1000000	S.C. 8 w/D1 Election	Yes	No
S.C. 3 > 50000 < 250000	S.C. 7**	Yes	Yes
S.C. 3 > 250000 < 1000000	S.C. 5**	Yes	Yes
S.C. 3 > 1000000	S.C. 8 w/D1 Election	Yes	No
S.C. 7	S.C. 7**	Yes	Yes
S.C. 5	S.C. 5**	Yes	Yes
S.C. 6	S.C. 6	Yes	No
S.C. 8	S.C. 8 w/D1 Election	Yes	No
S.C. 9	S.C. 9	Yes	No

\* All customers must take an Allocation of ~~DH~~ Upstream Pipeline Capacity and Storage or other Upstream Capacity, as needed in order to maintain the Company's system reliability.

\*\* S.C.5 & 7 customers, designated Human Needs who participate in Daily Balancing must certify 100% dual fuel capability or alternately certify that they maintain or have continuous access to five (5) winter months (November – March) of primary firm capacity from a receipt point, acceptable to the Director of Gas Supply, into the Company's east/west city gate, as applicable, sufficient to meet the customers' Maximum Peak Day Quantity.

#### 29. CASHOUT OF IMBALANCES:

29.1 When this tariff provides for a cashout of imbalances, Niagara Mohawk will pay the Marketer/Direct Customer involved for any net over deliveries of gas, and will charge the Marketer/Direct Customer for any net under deliveries.

29.2 Definitions:

29.2.1 Marketer Underdelivery Imbalance - An underdelivery exists when the quantity of gas delivered to the Niagara Mohawk system during the applicable balancing period by or for a customer, or group of customers served by a marketer, is less than the product of the quantity of gas consumed during the period by the customer or group of customers, multiplied by the Factor of Adjustment defined in Rule 17.1 of this tariff.

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### 29. CASHOUT OF IMBALANCES: (continued)

- 29.2.7 All Pools Imbalance - The volume resulting from the subtraction of the Total City Gate use for all Daily Balancing Pools for a given day, from the total quantity of gas delivered to the Niagara Mohawk system for a given day for all Daily Balancing Pools.
- 29.2.8 All Pools Percent Imbalance - The percentage resulting from the division of the All Pools Imbalance for a given day by the total city gate usage of all Daily Balancing Customers for a given day.
- 29.2.9 Remaining Imbalance - The Marketers Remaining Imbalance will be equal to the Marketers Imbalance less the Marketers Cashout Volume, if any.

29.2.10 Upstream Pipeline Capacity – All interstate pipeline transportation capacity that directly or indirectly interconnects with the Company’s transmission system

### 29.3 Daily Cashout:

- 29.3.1 Applicable to customers taking Daily Balancing Service under Service Classification No. 11 according to the table below.
- 29.3.1.1 At the end of each day the All Pools Percent Imbalance will be calculated. If the absolute value of the All Pools Percent Imbalance is less than the then effective Imbalance Tolerance, there will be no daily cashout for any Daily Balancing Pool for that day. If the absolute value of the All Pools Percent Imbalance is greater than the effective Imbalance Tolerance and if the absolute value of the Marketer Percent Imbalance is less than the effective Imbalance Tolerance, that Marketer will not be cashed out. If both the absolute value of the All Pools Percent Imbalance and the absolute value of the Marketer Percent Imbalance is greater than the effective Imbalance Tolerance, that Marketer will be cashed out for their Cashout Volume.
- 29.3.1.2 Marketers’ cashout volume in dekatherms will be cashed out at the daily cashout rates ~~described~~~~stated~~ below. Each Marketer’s cashout volume will be blocked according to the table below, up to the block containing the Marketers Percent Imbalance. The 0 - 5% block will not be used when the imbalance tolerance is greater than 5% as set forth in Rule 29.2.4 of “Definitions”. The charges will then be calculated for each block at the applicable effective cashout rate. The daily cashout rates will be based on allocation percentages that will differ for the Winter (November-April) and Summer (May-October) periods. The allocation percentages will be updated every November 1 and will be included on the Statement of Balancing Charges.

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During the Winter (November -April), the daily cashout ~~Crat~~charges for under deliveries will include allocations of Gas Daily DTI North Point common (mid-point) plus DTI South Point/Mid-Point plus Iroquois Receipts plus 5.2% of Tennessee Zone 6 plus the respective DTI, Iroquois Receipts and Tennessee FT variable and fixed charges plus losses to the Company's city gate.

During the Summer (May – October), the daily cashout ~~charge-rate~~ will include allocations of DTI North Point common (mid-point) plus DTI South Point/Mid-Point plus DTI FT variable and fixed charges plus losses to the Company's city gate. based on the midpoint of the Gas Daily DTI North Point common (mid-point) price plus DTI FT variable and fixed charges plus losses to the Company's city gate. Payment for over deliveries will be based on the Gas Daily DTI North Point common (mid point) price. \_ When the Gas Daily DTI North Point/Mid Point price is not posted, the Gas Daily DTI South Point/Mid Point price will be used.

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**29. CASHOUT OF IMBALANCES: (continued)**

29.3.1.2.1 For Under Deliveries:

Percentage of City Gate Use	Charge Per Therm
0 to 5%	<del>Gas Daily DTI North Point Daily Cashout Rate* plus fuel plus DTI FT variable and fixed charges</del>
> 5% to 10%	105% <del>Gas Daily DTI North Point Daily Cashout Rate* plus fuel plus DTI FT variable and fixed charges</del>
> 10% to 15%	110% <del>Gas Daily DTI North Point Daily Cashout Rate* plus fuel plus DTI FT variable and fixed charges</del>
> 15% to 20%	130% <del>Gas Daily DTI North Point Daily Cashout Rate* plus fuel plus DTI FT variable and fixed charges</del>
> 20% to 50%	140% <del>Gas Daily DTI North Point Daily Cashout Rate* plus fuel plus DTI FT variable and fixed charges</del>
> 50%	150% <del>Gas Daily DTI North Point Daily Cashout Rate* plus fuel plus DTI FT variable and fixed charges</del>

29.3.1.2.2 For Over Deliveries:

Percentage of City Gate Use	Payment Per Therm
0 to 5%	<del>Gas Daily DTI North Point Daily Cashout Rate*</del>
> 5% to 10%	95% <del>Gas Daily DTI North Point Daily Cashout Rate*</del>
> 10% to 15%	90% <del>Gas Daily DTI North Point Daily Cashout Rate*</del>
> 15% to 20%	70% <del>Gas Daily DTI North Point Daily Cashout Rate*</del>
> 20% to 50%	60% <del>Gas Daily DTI North Point Daily Cashout Rate*</del>
> 50%	50% <del>Gas Daily DTI North Point Daily Cashout Rate*</del>

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\* ~~When the Gas Daily North Point/Mid Point price is not posted, the Gas Daily DTI South Point/Mid Point price will be used~~As defined in Rule 29.3.1.2.

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**29. CASHOUT OF IMBALANCES: (continued)**

29.3.1.3 Additional Charges - If the absolute value of the Marketer’s Percent Imbalance is greater than 50% for any given day, additional charges may be assessed. The first time the absolute value of the Marketer’s Percent Imbalance is greater than 50%, the Company will issue a notice in writing to the Marketer concerning the penalty for such imbalances. The second time the absolute value of the Marketer’s Percent Imbalance is greater than 50%, the Company will issue a warning in writing to the Marketer that the next occurrence will result in a penalty. The Marketer will then be assessed a \$5.00 penalty for each dth of the Cashout Volume for the third occurrence and each occurrence thereafter in the month.

29.3.1.3.1 At the end of the month, an All Pools comparison of actual usage to nominations will be calculated. The chart below indicates the applicable cashout rates for individual marketers, depending on whether the All Pools imbalance is less or greater than a 2% tolerance. Each Marketer’s Remaining Imbalance will be cashed out at the applicable rates as stated below. When the Marketers’ Remaining Imbalance is an underdelivery, the Marketer will be subject to an additional charge for all dekatherms of Remaining Imbalance at the effective DTI GSS withdrawal rate. When the Marketers’ Remaining Imbalance is an overdelivery, the Marketer will be subject to an additional charge for all dekatherms of Remaining Imbalance at the effective DTI GSS injection rate. The issuance of an Operational Flow Order will nullify All Pools Balancing for the day.

29.3.1.3.2 **For Under Deliveries:**

Monthly Imbalance Level	All Pools < 2% Imbalance	All Pools > 2% Imbalance
0 to 2%	<del>Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*</del>	<del>Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*</del>
> 2%	<del>Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*</del>	120% of <del>Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*</del>

\* ~~When the Gas Daily DTI North Point/Mid Point is not posted, the Gas Daily DTI South Point/Mid Point will be used~~ As defined by Rule 29.3.1.2.

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**29. CASHOUT OF IMBALANCES: (continued)**

29.3.1.3.3 **For Over Deliveries:**

Monthly Imbalance Level	All Pools < 2% Imbalance	All Pools > 2% Imbalance
0 to 2%	Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*	Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*
> 2%	Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates*	80% of Gas Daily DTI North Point Mid Point* Average Average of Daily Cashout Rates

\* When the Gas Daily DTI North Point/Mid Point is not posted, the Gas Daily DTI South Point/Mid Point price will be used As defined by Rule 29.3.1.2.

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29.4 Monthly Imbalance Trading:

29.4.1 Marketers operating under S.C. 11 may avoid monthly cashout charges by arranging with each other to trade offsetting monthly imbalances with other Marketers on the Niagara Mohawk system. All imbalance trading will be subject to final approval by the Company. Niagara Mohawk will endeavor to make imbalance information available to Marketers by 5:00 P.M. on the fourth business day following the close of the month. An imbalance trade may be effectuated by written/electronic notice by all affected parties to Niagara Mohawk delivered prior to 5:00 P.M. on the seventh business day following the close of the month. The notice must include the names and authorized signatures of the trading parties. Upon completion of imbalance trading, the Marketers will have access to final monthly imbalance volumes and cashout dollars electronically.

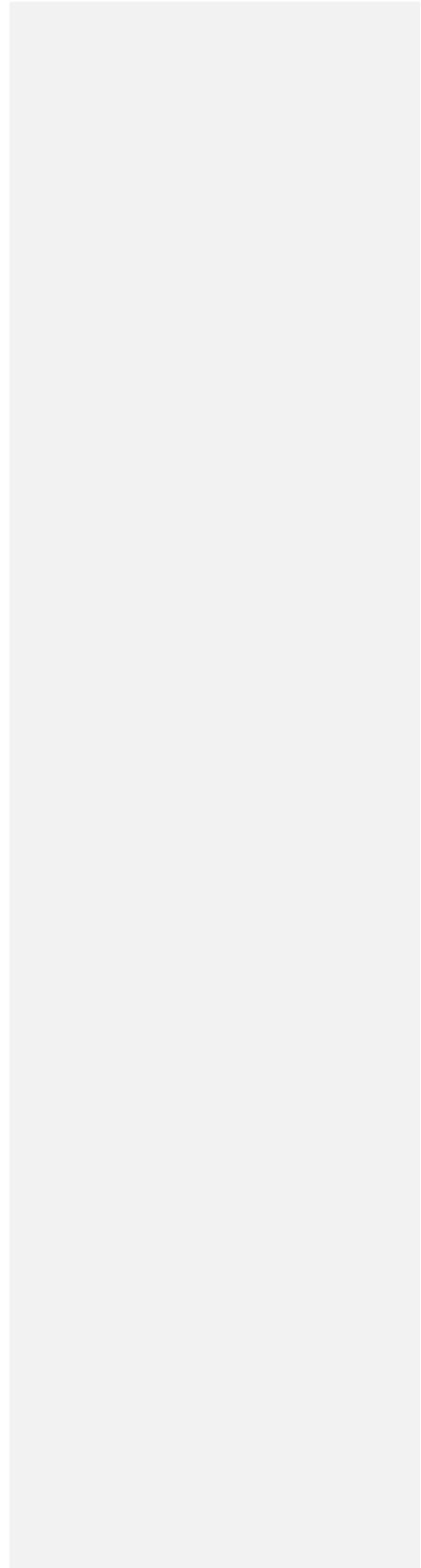
**30. RESEARCH AND DEVELOPMENT SURCHARGE:**

30.1 All Firm Sales and Firm Transportation Service Classifications (1, 2, 3, 5, 7, 8, 12 and 13) will be subject to a Research and Development Surcharge in order to fund Research and Development Programs as provided for by the Commission's Order issued and effective February 14, 2000 in Case 99-G-1369. The Research and Development Surcharge will not be greater than the decrement in the Federal Energy Regulatory Commission Surcharge used to support Research and Development by the Gas Research Institute (GRI). The Research and Development Surcharge shall be effective on the first day of January of each year and shall be collected over the following twelve-month period. The Research and Development Surcharge effective after January 1, 2004 will not be greater than \$.0174 per therm.

30.2 The effective rate shall be set forth on a statement and filed with the Public Service Commission apart from this rate schedule not less than three (3) days prior to the date on which the statement is proposed to be effective. Any funds collected through the surcharge mechanism that are not

actually spent on Research and Development Programs, within twenty-four months after the end of each collection period, will be refunded to Firm Sales and Firm Transportation Customers.

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**SERVICE CLASSIFICATION NO. 11  
LOAD AGGREGATION (CONTINUED)**

**MARKETER/DIRECT CUSTOMER ELIGIBILITY:**

To participate in the Supplier Select Program, a Marketer/Direct Customer must meet the eligibility requirements set forth in Section 2 of the Uniform Business Practices incorporated as the UBP Addendum of this rate schedule. Direct Customers must meet the definition set forth in Section 1 of the Uniform Business Practices incorporated as the UBP Addendum of this tariff.

1. To participate in Monthly Balancing Service as set forth in this Service Classification, the Marketer must participate in DTI's DPO/CSC Program and be set up as a qualified replacement shippers on all pipelines on which Niagara Mohawk releases Upstream Pipeline Capacity and Storage.
2. The Marketer Demonstrates to Niagara Mohawk that it is designated in writing as the entity to provide aggregation service on their behalf by customers on the Niagara Mohawk system who have historic or projected aggregate annual natural gas usage of 50,000 therms or more. The 50,000 therm load requirement applies separately to each type of service (Daily Balancing, and Monthly Balancing) offered by the marketer.

**VERIFICATION OF PROVISIONS IN MARKETER AGREEMENTS:**

1. The Company will not be required to verify provisions of agreements between Marketers and their customers and may rely on Marketer statements relating to provisions in agreements between Marketers and their customers.

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**SERVICE CLASSIFICATION NO. 11  
LOAD AGGREGATION (CONTINUED)**

**LOAD AGGREGATION SERVICE: (continued)**

**2. Monthly Balancing Service:**

- A. Eligibility - Monthly Balancing Service is available to customers who have taken service under Service Classification Nos. 1, 2, 3, 5, 7, 12 and 13 who have met the term provisions of their respective service classifications and who have an approved Marketer. Service Classification No. 12 customers must have initially elected commodity service from the Company in order to participate in Monthly Balancing. To receive Monthly Balancing Service, an enrollment must be completed by the customer's approved Marketer and submitted to the Company electronically not later than 15 calendar days prior to the month service is to commence. For a 31 day month this will be on the 17th of the month, for a 30 day month this will be on the 16th of the month, for a 29 day month this will be on the 15th of the month and for a 28 day month on the 14th of the month. If the Company does not have access to the customer's meter, an estimated read may be used if the Company has an actual read within the last 150 days, otherwise, the enrollment will not occur.
- B. The Monthly Balancing Program is designed around and offered in conjunction with DTI's Delivery Point Operator (DPO) and Citygate Swing Customer (CSC) Program under DTI rate schedules FT, FTNNGSS and GSS. The Company reserves the right to allocate other upstream capacity, as needed in order to maintain the Company's system reliability.

**3. Allocation of Upstream Capacity:**

All Marketer loads must be served using a release of the Company's Upstream Capacity and Storage as set forth in Rules 3A, and 4A-C below.

A. A. Release of Capacity - All capacity allocated to the Monthly Balancing Service customers of a single Marketer will be released by Niagara Mohawk to the Marketer on behalf of the customer in a prearranged capacity release transaction at maximum demand rates in accordance with the capacity release provisions of the tariff of the applicable pipeline. The term of each such release will be for one calendar month. All releases will occur in each month of the year and will be made subject to the following conditions: (i) the capacity is recallable by Niagara Mohawk when a customer elects to change Marketers; (ii) the capacity is recallable by Niagara Mohawk when a Marketer fails to perform its obligations under this tariff; (iii) the capacity is recallable by Niagara Mohawk when a Marketer ceases to meet the credit or security requirements of this service classification and (iv) the capacity is recallable by Niagara Mohawk if the customer discontinues service. DTI, TGP, IGT, Union, and TransCanada capacity is allocated to Monthly Balancing Service customers equal to ~~45%~~percentages of their Maximum Peak Day Quantity as further defined in Leaf 171, provided the customer has a positive thermal response. The percentages are indicated in the Niagara Mohawk Gas Transportation Operating Procedure. The Company reserves the right to change the capacity and allocation, as needed, to maintain the Company's system reliability.

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Minimum daily delivery requirements may apply on all released capacity as indicated in the Niagara Mohawk Gas Transportation Operating Procedure. Penalties will apply if daily requirements are not satisfied.

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**SERVICE CLASSIFICATION NO. 11  
LOAD AGGREGATION (CONTINUED)**

**LOAD AGGREGATION SERVICE: (continued)**

**4. Release of GSS Storage:**

- A. Release of GSS Storage - DTI Storage Demand and Storage Capacity will be released to Marketers participating in Monthly Balancing Service on behalf of customers in a prearranged storage release transaction at Maximum Demand Rates in accordance with the release provisions of the tariff of DTI. The term of each such release will be for one calendar month. The amount of DTI GSS storage demand released on behalf of a given customer will equal ~~to the percentage set forth on the Statement of Balancing Charges, updated each November 1, multiplied by fifty (55%) of~~ their Maximum Peak Day Quantity as further defined in Leaf 171. The customer's storage capacity will ~~be equal~~ the percentage set forth on the Statement of Balancing Charges, updated each November 1, multiplied by fifty five percent (55%) of their Maximum Peak Day Quantity times 52.3 days, provided the customer has a positive thermal response. The Company reserves the right to change the capacity and allocation, as needed, to maintain the Company's system reliability.
- B. Release of Storage Transportation - DTI FTNNGSS ~~Storage-Transportation~~ Capacity will be released to Marketers participating in Monthly Balancing Service on behalf of customers in a prearranged ~~storage- transportation~~ release transaction at Maximum demand rates in accordance with the release provisions of the tariff of DTI. The term of each such release will be for one calendar month. All releases will be made subject to the following conditions: (i) the capacity is recallable by Niagara Mohawk when a customer elects to change Marketers; (ii) the capacity is recallable by Niagara Mohawk when a Marketer fails to perform its obligations under this tariff; (iii) the capacity is recallable by Niagara Mohawk when a Marketer ceases to meet the credit or security requirements of this service classification and (iv) the capacity is recallable by Niagara Mohawk if the customer discontinues service under this service classification. The amount of FTNNGSS storage demand transportation capacity to be released on behalf of a given customer will equal the percentage set forth on the Statement of Balancing Charges, updated each November 1, multiplied by fifty five percent (55%) of their Maximum Peak Day Quantity as further defined in Leaf 171, provided the customer has a positive thermal response. The Company reserves the right to change the capacity and allocation, as needed, to maintain the Company's system reliability.
- C. Recall - All releases under Paragraph 3 and 4 will be made subject to the following conditions: (i) the capacity is recallable by Niagara Mohawk when a customer elects to change Marketers; (ii) the capacity is recallable by Niagara Mohawk when a Marketer fails to perform its obligations under this tariff; (iii) the capacity is recallable by Niagara Mohawk when a Marketer ceases to meet the credit or security requirements of this service classification and (iv) the capacity is recallable by Niagara Mohawk if the customer discontinues service.

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**SERVICE CLASSIFICATION NO. 11  
LOAD AGGREGATION (CONTINUED)**

**LOAD AGGREGATION SERVICE: (continued)**

**5. Minimum Storage Requirements:**

Gas Marketers participating in Monthly Balancing Service must meet Minimum Storage Inventory Levels (MSIL) on released storage capacity upstream of Niagara Mohawk’s city gates or, if a Gas Marketer chooses, provide additional financial security, in the form of a Standby Letter of Credit prescribed by the Company or Advance Cash Deposit for the winter season in lieu of the MSIL as follows:

A. Marketer Chooses to Maintain Minimum Storage Inventory Levels:

Gas Marketers choosing to meet Minimum Storage Inventory Levels (MSIL) must meet MSIL on released storage capacity upstream of Niagara Mohawk’s city gates as follows:

October 1 through October 31	MSIL equals (Marketer MPDQ x <del>55%</del> x 52.3 Days) x 65% <del>x allocation percentage as described on Leaf 180</del>
November 1 through January 31	MSIL equals (Marketer MPDQ x <del>55%</del> x 52.3 Days) x 35% <del>x allocation percentage as described on Leaf 180</del>
February 1 through March 15	MSIL equals (Marketer MPDQ x <del>55%</del> x 52.3 Days) x 15% <del>x allocation percentage as described on Leaf 180</del>

If at any time from October 1 through March 15, the Gas Marketer does not meet the Minimum Storage Inventory Levels set forth above, the Company will notify the Gas Marketer that it has ten (10) calendar days to cure the deficiency or provide financial security in accordance with item (B) below.

B. Marketer Chooses Not to Maintain Minimum Storage Inventory Levels:

Marketers choosing not to maintain the MSIL are required to post financial security in the form of a Standby Letter of Credit or Advance Cash Deposit for the duration of the winter season in an amount equal to the sum of Marketer’s MPDQ times ~~allocation percentage as described on Leaf 180-55%~~ times 52.3 days times the peak forecasted NYMEX price for the current winter months plus the effective average demand cost of gas in accordance with Rule 17.3.4 of this rate schedule. All or any unused portion of the financial security with applicable interest will be returned to the marketer within 30 days of March 31 of each year.

Gas Marketers participating in the Company’s Monthly Balancing Service under this Service Classification will default to Option (A) and agree to authorize the Company to access Gas Marketers’ storage balance information on upstream storage operator(s) unless:

1. Marketer provides in writing by September 1 of each year that it chooses Option (B) and does not agree to authorize the Company to access Gas Marketers’ storage balance information on upstream storage operator(s) and,

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2. Marketer provides by October 1 of each year the required security in the form of a Standby Letter of Credit or Advance Cash Deposit.

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**SERVICE CLASSIFICATION NO. 11  
 LOAD AGGREGATION (CONTINUED)**

**LOAD AGGREGATION SERVICE: (continued)**

**8. Actual Daily Contract Quantity:**

Niagara Mohawk will issue to each Marketer of a Monthly Balancing Pool a Daily Contract Quantity, based on actual heating degree days, the day following the delivery of the forecasted Daily Contract Quantity provided in accordance with paragraph 7 Leaf 182. The difference between the ~~forecasted actual~~ Daily Contract Quantity and the ~~actual Daily Contract Quantity~~ Marketer's nominations on non-DTI pipelines and Peaking will result in a change to the Marketer's GSS storage balance.

Peaking service will be provided on days when actual Daily Contract Quantity exceeds all other capacity released to the Marketers.

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The Demand charge component associated with the Peaking asset will be applied during Winter (November through April) and will include supplier reservation charges for Ellisburg and Canajoharie supplies.

The Commodity charge component associated with the Peaking asset will only be applied if the Marketer uses Peaking supply and the applicable rate will be the straight average of the Gas Daily Dominion ~~North~~, ~~Point common (mid-point) and South~~, Point/Mid-Point indices plus variables to the city gate, the Gas Daily Iroquois Receipts index plus variables to the city gate and the Gas Daily Tennessee Zone 6 index plus variables to the city gate.

**9. Storage Transfer for Customers:**

Niagara Mohawk will transfer storage inventory to each Marketer participating in Monthly Balancing on behalf of customers migrating from sales service. The amount of storage gas to be transferred will represent one seventh of the winter storage requirement (based on the months November through March) for each month from April through October and then reduced by 10% effective December 1st, 24% effective January 1, February 1 and March 1 and 18% effective April 1. (See Table Below for Storage Inventory Transfers). The Storage Gas Transfer Rate for customers migrating will be the sum of (1) Niagara Mohawk's estimated average commodity cost of gas in storage, plus (2) the Demand Transfer Recovery Rate (DTR Rate). The Storage Gas Transfer Rate will be set forth on a statement and filed with the Public Service Commission not less than two business days prior to the date on which the statement is proposed to be effective. As an example, if a customer selects a Marketer on September 10 of any year, the Marketer will pay the Storage Gas Transfer Rate which is equal to the effective DTR Rate for each September plus Niagara Mohawk's estimated average cost of gas in storage as of September 30 on six sevenths of the storage inventory transfer. The storage transfer would take place and the Marketer would begin serving the customer as of October 1<sup>st</sup>.

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**SERVICE CLASSIFICATION NO. 11**  
**LOAD AGGREGATION (CONTINUED)**

<b>Storage Inventory Transfer Schedule</b>		
Apr 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	0%
May 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	14.3%
Jun 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	28.6%
Jul 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	42.9%
Aug 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	57.1%
Sept 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	71.4%
Oct 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	85.7%
Nov 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	100%
Dec 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	90%
Jan 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	66%
Feb 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	42%
Mar 1	((New Enrollments from Sales Service-MPDQ) x <u>55allocation %*</u> ) x 52.3 days) x	18%

\*As shown on Statement of Balancing Charges effective each November 1

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**SERVICE CLASSIFICATION NO. 11  
LOAD AGGREGATION (CONTINUED)**

**LOAD AGGREGATION SERVICE: (continued)**

**13. True Up of Actual Usage to Nominations:**

Actual usage for each Monthly Balancing Pool will be trued up to nominations by billing cycle. The difference between the actual usage and the Actual DCQ deliveries will be cashed out ~~using the average of the Gas Daily DTI North Point/Mid Point, plus DTI fuel, plus DTI's Commodity Charge for each period for which the DCQ's were delivered. When the Gas Daily DTI North Point/Mid Point price is not posted, the Gas Daily DTI South Point/Mid Point price will be used.~~using the average of the daily cashout rates described in Rule 29.3.1.2.

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**SERVICE CLASSIFICATION NO. 14  
GAS TRANSPORTATION SERVICE FOR DUAL FUEL ELECTRIC GENERATORS**

**A. DEFINITIONS:**

For the purposes of this service classification, the following terms have the meaning stated below:

“Annual Total Value Added Charge” - The sum of the Monthly Total Value Added Charges for the twelve months in the Test Year.

“Base Year Spark Spread” - The simple average of the Spark Spread for all 8784 hours of the Base Year. The Base Year is defined as the first full year of the operation of the NYISO starting December 1, 1999.

“Contract Year” - The 365 consecutive Days beginning on the first day of the month following the Effective Date, and each subsequent 365-Day period, or 366 Days for leap years.

“Customer’s Heat Rate” – There will be four different proxy heat rates depending on what technology the Customer’s unit employs.

Tier 1 – 17.5 MMBTU/MWH for older, simple cycle peaking units (those units which commenced operation prior to December 31<sup>st</sup>, 1998)

Tier 2 – 11.0 MMBTU/MWH for Rankine Cycle steam units

Tier 3 – 10.0 MMBTU/MWH for new, simple cycle peaking units

Tier 4 – 7.4 MMBTU/MWH for combination cycle plants

“Customer’s MWH Generated Output” - The MWH resulting from the division of the customer’s hourly therm consumption divided by the Customers Heat Rate for the applicable tier level.

“Daily Gas Purchase Price” ~~– The straight average of Dominion North Point, Dominion South Point and Iroquois receipts midpoint prices for the day of the gas flow reported in Platts’ Gas Daily expressed in \$/dth. Equal to Daily Cashout Rate as described in Rule 29.3.1.2.~~

“Daily Gas Sales Price” ~~– The straight average of Dominion North Point, Dominion South Point and Iroquois receipts midpoint prices for the day of the gas flow reported in Platts’ Gas Daily expressed in \$/dth. Equal to Daily Cashout Rate as described in Rule 29.3.1.2.~~

“Day” – The -consecutive twenty four (24) hour period defined by the North American Energy Standard Board (“NAESB”) as the Gas Day (currently commencing at 10 a.m. Eastern Time).

“Dekatherm” (DTH) - 1,000,000 British Thermal Units (1 MMBTU).

“Delivery Point” - The metered interconnection owned and maintained by the Company between the facilities of the Company and the customer.

“Delivery Quantity” - The quantity of customer-owned gas transported by the Company minus the amount retained by the Company for Losses and actually delivered to customer at the Delivery Point.

“Effective Date” - The first Day following the later of (a) thirty (30) days after an executed contract has been on file with the New York Public Service Commission (PSC), (b) the start date specified in the Service Agreement for which the term would be effective, or (c) satisfaction of all conditions precedent listed in the Service Agreement.

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**SERVICE CLASSIFICATION NO. 14**  
**GAS TRANSPORTATION SERVICE FOR DUAL FUEL ELECTRIC GENERATORS (CONTINUED)**

**A. DEFINITIONS: (continued)**

“Effective Period” - The Effective Period for the initial Value Added Charge is March 15, 2006 through April 30, 2007. Beginning 2007, the Effective Period is May 1st of each year through April 30th of the following year.

“Fuel Cost of Generation” - The price per DTH for the day of flow which results from the average of 1) DTI South Point midpoint price as reported in Gas Daily and 2) the highest value shown in the DTI South Point Common price column as reported in Gas Daily, multiplied by the Customer’s Heat Rate for the appropriate Tier Level expressed in \$/MWH. If the above referenced DTI South Point prices are not available, the corresponding values for DTI North Point will be utilized.

“Government Authority” - Any federal, national, state, municipal, local, territorial, or other governmental department, commission, board, bureau, agency, regulatory authority, instrumentality, judicial or administrative body, domestic or foreign, including without limitation, the PSC.

“Losses” - The lower of (a) 1.01 or (b) an amount equal to the Uniform Gas Loss Adjustment Factor in the Tariff, **GENERAL INFORMATION** Rule No. 17.1, as that factor may be modified from time to time.

“Maximum Annual Quantity” - The maximum amount of transportation gas which customer may use per Contract Year as specified in its Service Agreement.

“Maximum Daily Delivery Quantity” (MDDQ) - The Service Agreement will specify the maximum daily delivery quantity of transportation gas which customer may use, measured at the Delivery Point.

“Minimum Annual Bill” - Customer shall pay a minimum annual bill calculated in accordance with Section G.1.e of this service classification.

“Minimum Annual Delivery Quantity” - The Service Agreement will specify the minimum annual Delivery Quantity of transportation gas for which customer will be billed, measured at the Delivery Point.

“Month” - The period of time beginning at on the first calendar Day of a month and ending on the first calendar Day of the subsequent calendar month according to the North American Energy Standards Board (“NAESB”) standardized Gas Day.

“Monthly Index Price” - ~~The straight average of Dominion North Point, Dominion South Point, and Iroquois receipts midpoint for each day of the month of gas flow reported in Platts Gas Daily expressed in \$/dt. Equal to the average of the Daily Cashout Rate for the calendar month as described in Rule 29.3.1.2.~~

“Monthly Total Value Added Charge” - Five percent of the difference between 1) The Spark Spread for each hour of the month the generator actually operated and 2) the applicable Base Year Spark Spread will be calculated. The resulting amount is multiplied by the Customers MWH Generated Output during the same Test Year hour. The resulting dollars for each hour are summed for each month of the Test Year. If such monthly value is less than or equal to zero, the Monthly Total Value Added Charge for that month will equal zero. If such Monthly Total Value Added Charge is greater than zero, such monthly value is the Monthly Total Value Added Charge for that month.

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