

PSC NO: 1 GAS LEAF: 79.2.1
COMPANY: KEYSpan GAS EAST CORP. DBA BROOKLYN UNION OF L.I. REVISION: 1
INITIAL EFFECTIVE DATE: 06/01/12 SUPERSEDING REVISION: 0
STAMPS: Issued in compliance with Order in C. 11-M-0542 dated 12/09/11

GENERAL INFORMATION

III. Adjustments of Rates and Charges (continued):

7. RIDER - EXCELSIOR JOBS PROGRAM (EJP)

The Excelsior Jobs Program is sponsored by the New York State Department of Economic Development. The New York State Excelsior Jobs Program is a tax incentive program commencing with tax years beginning in 2011 for non-residential customers who add additional load and are qualified for discounted rates by the NYS Department of Economic Development. Qualified customers are eligible for discounted rates for up to a ten year term.

Available to any applicant or customer whose end use is non-residential in nature; and who qualifies for service under and in accordance with the provisions of customers served under Service Classification No. 2 (Commercial Firm), Subclassification Nos. 2A (Non-heating) or 2B (Heating) or Service Classification No. 5 (Firm Transportation Service), Subclassification Nos. 2A (Non-heating) or 2B (Heating):

- (a) who has been certified by NYS Department of Economic Development as being eligible to receive the benefits pursuant to Article 17 of the Economic Development Law (Excelsior Jobs Program Act) and the Company receives a certificate of tax credit for that applicant/customer from the NYS Department of Economic Development; and
- (b) who permanently increases their monthly base load gas consumption by twenty-five percent (25%).

The Company shall determine increased gas consumption by establishing a monthly base usage pattern at the premises based upon the historical consumption for the twelve month period immediately preceding the customer's receipt of its initial EJP certificate of eligibility from the Department of Economic Development. For weather sensitive customers, this monthly base usage pattern will be normalized. Where actual gas usage increases over such base by twenty-five percent in each month, then applicant will be eligible for the benefits of this Rider for that month. For weather sensitive customers, this actual gas usage will be normalized. All monthly gas consumption not meeting the discount qualifications of this Rider shall be billed at the applicable Service Classification rates and charges.

Issued by: William J. Akley, President, Hicksville, New York