

PSC NO: 214 ELECTRICITY
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: NOVEMBER 16, 2009

LEAF: 36
REVISION: 4
SUPERSEDING REVISION: 3

SERVICE CLASSIFICATION NO. 2 (Continued)

I. Form "M" Termination

Upon termination of service under the Form "M" – Application for Service hereunder or under a superseding service classification or contract by either party, Company shall have the right within a reasonable time thereafter, as mutually agreed upon, to remove and/or retire-in-place all facilities placed, installed, erected or used by it pursuant to the supplying of street lighting service hereunder to the customer. Upon rendering the street lighting system inoperable and removing or retiring the facilities, Company shall leave the public streets and places affected thereby in the same or as good condition as they were immediately thereto. Company may elect to retain the operational status of specific facilities for integration with the Company's electric distribution system. The cost of all termination, including but not limited to the electrical system separation/disconnection, facility removal or retirement and site restoration, will be incurred by the customer, less any facility salvage value.

J. Schedule "SL" Revision

Whenever during any month facilities are installed, removed or otherwise changed from the original, pursuant to SPECIAL PROVISIONS F, G or RATE F.6 and F.7, Company shall complete, execute and supply to customer a revised Schedule "SL". All customer work requests shall be on appropriate customer letterhead and accompanied by an approved form resolution, if applicable. The Schedule "SL" shall be executed by a duly authorized representative of the customer and returned to Company. The monthly bill to customer shall reflect such installations, removals or replacements.

K. Service Classification Revision

In the event of changes or revisions of this service classification, customer shall take and pay for service in accordance with the provisions of the revised or superseding service classification. Charges to customer shall be prorated between the superseding and the superseded rate on the basis of a 30 day billing period, with the superseding charges applying to the dates of service taken on and after the effective date of such change.

L. Adjustment of Previous Bills

Previous billing period bills for a customer account shall be adjusted, as applicable, using Intra-Account Netting. Intra-Account Netting is defined as the method of computing the appropriate billing amount for a customer in a given bill period by offsetting the cumulative value of facilities discovered to have been underbilled in that bill period against the cumulative value of facilities discovered to have been overbilled in that bill period. If by applying this method, the net result is an overbilling, then a refund or credit will be issued to the customer. If the net result is an underbilling, then the recovery of that amount is subject to the applicable backbilling rules and procedures as set forth in 16 NYCRR, Section 13.9.

M. Tree Trimming

As a condition of receiving service hereunder, customer authorizes Company, insofar as it lawfully may, to trim, cut, remove, and to keep trimmed, cut and removed any and all trees and other obstructions which, in the opinion of Company, interfere with or may tend to interfere with the construction, operation and maintenance of Company's service hereunder. Tree trimming required for light distribution on the highway, street and/or sidewalk surfaces is a responsibility of the customer, and shall be done by customer or at customer's expense.

Issued by Thomas B. King, President, Syracuse, NY