Received: 09/18/2009 Status: CANCELLED

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LEAF: 75

REVISION: 4

SUPERSEDING REVISION: 3

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

SERVICE CLASSIFICATION NO. 4 (Continued)

D. Company Liability Disclaimer

Company will not be liable for any injury, casualty or damage resulting in any way from the supply or use of electricity in customer's equipment or the rental use of Company facilities.

E. Service Jurisdiction

Service hereunder will be supplied by Company subject to the provisions of orders, amendments and interpretations thereof of any governmental body having authority or jurisdiction over such service, notwithstanding anything to the contrary in the rules and regulations, and the terms and conditions of service as set forth herein.