

PSC NO: 220 ELECTRICITY
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: APRIL 27, 2009

LEAF: 405
REVISION: 0
SUPERSEDING REVISION:

SERVICE CLASSIFICATION NO. 4 (CONTINUED)

SPECIAL PROVISIONS (Continued)

H. Special Rules for CTC Exempt HLFF Delivery Service (Continued)

(3) (Continued)

(b) In the event that the customer's total allocation(s) of NYPA ESS at a single location is reduced the following special rules shall apply:

(i) If SC-4 Supplemental Service did not contribute to meeting the customer's maximum demand in the billing month or any of the eleven preceding months, the customer's demand in the months preceding the reduction of the customer's total NYPA ESS shall not be considered in calculating the customer's bills under subpart (a) above, and

(ii) If SC-4 Supplemental Service did contribute to the customer's maximum demand in the billing month or any of the preceding eleven billing months, the Company shall adjust the customer's maximum demand for each of the preceding eleven months solely for the purpose of calculating the current month's bills for CTC Exempt HLFF Service. This adjustment shall be performed by subtracting the contribution to the customer's maximum metered demand in each of the preceding eleven billing months made by the customer's reduced contract capacity for NYPA ESS from the customer's overall maximum metered demand in each such month. These adjusted monthly maximum metered demands shall then be used to determine the customer's bill for CTC Exempt HLFF Delivery Service for the current month in accordance with the provisions of subpart (a) above.

(c) Notwithstanding the provisions of subparts (a) and (b) of this Special Provision (H) (3), no deliveries of NYPA power received by the customer prior to September 1, 1998 shall be considered in calculating the amounts owed by the customer to the Company for CTC Exempt HLFF Delivery Service received by the customer on or after that date.

I. **Retail Access Program:** Program customers served under this rate schedule S.C. No. 4 whose Applicable Rate Schedules as defined herein are rate schedules S.C. No. 3 and S.C. No. 3A are eligible for participation in the Retail Access Program in accordance with Rule 39, Retail Access Program, for the portion of their total load served by SC-4 Supplemental Service.

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