

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

LEAF: 431  
REVISION: 0  
SUPERSEDING REVISION:

**SERVICE CLASSIFICATION NO. 7 (Continued)**

**SPECIAL PROVISIONS:**

D. (Continued)

If at any time, the Company has a reasonable suspicion that such facilities have not remained isolated from the Company's system, the Company is authorized to inspect the electrical configuration of such facilities.

If the Company discovers, through billing data and/or the inspection of the customer's facilities, that any of the facilities for which an isolation exemption had been applied have been reconnected to the Company's system, the Company will back bill the customer for the isolated load under S.C. No. 7 from the effective date of the customer's reconnection, including applicable interest and penalties. Such back billing will be computed in the same manner as described under Special Provision E.

E. **Penalties for Reconnecting Isolated Loads Without Notice:** Notwithstanding any other provision of this Tariff, in the event that the customer connects on-site generation to its electric system without: (1) notifying the Company; and (2) executing a Standby Service Application (Form G), and in the event that the Company thereafter discovers that fact, the Company shall back-bill the customer for all service rendered subsequent to the estimated installation of such on-site generation.

In preparing such back-bills, the Company shall assess a Standby Demand Penalty Provision equal to 2 times that which would otherwise be computed under Determination of Demand Provision of this Service Classification No. 7 and assume the Standby Contract Demand had been set at 0 kW. If the customer fails to pay the undisputed portion of any such back-bill within the time for payment of bills established in this S.C. No. 7, the Company shall be authorized to exercise all of its rights in cases involving theft of service, including without limitation its rights under Rule 13.3 (a)(2) of the Commission Rules and Rule 14.4 of this Tariff.