

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

LEAF: 472
REVISION: 0
SUPERSEDING REVISION:

SERVICE CLASSIFICATION NO. 12 (Continued)

6. STANDARDIZED DISCOUNT RATES (Continued)

6.3 Discount Percentages (Continued)

6.3.1 Retention: Revitalization (Continued)

6.3.1.2 Customers may petition the Company for a waiver to the Minimum Bill provisions of Section 6.3.1.1. The Company may grant a waiver of the Minimum Bill provision specified in Section 6.3.1.1 if it determines that substantial unforeseen downturns in market conditions have occurred at the Qualifying Customer's facility and that, as a result, it would be in the best interests of the Company and the remaining electric customers to grant such a waiver request.

The customer's petition to the Company must be provided in accordance with the Notices section of the Customer Service Agreement. The Company will use the customer's revitalization plan as a reference for evaluating the applicant's request for a Minimum Bill Waiver.

6.3.1.3 In no event may the customer's Non-Contestable Load (in kW and kWh) be less than the quantities that the customer has contracted for under S.C. No. 3A's Option 2 - Fixed Pricing Electricity Supply Service Charges/Fixed Price Competitive Transition Charges.

6.3.1.4 Customers shall have the ability to petition and obtain a waiver for a reduction to their Contestable Load for the remainder of their contract term. Acceptable grounds for a reduction to a customer's Contestable Load shall include decreasing energy usage due to:

1. the implementation of energy conservation measures, or
2. other demonstrated improvements in productivity or operation efficiency.

The customer's revitalization plan will be used as a reference for evaluating the applicant's request for a reduction to their Contestable Load.

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