

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

LEAF: 346  
 REVISION: 0  
 SUPERSEDING REVISION:

**NIAGARA MOHAWK POWER CORPORATION  
 CUSTOMER SERVICE AGREEMENT  
 FORM "M"  
 FOR SERVICE CLASSIFICATION NO. \_\_\_\_  
 AMENDMENT NO. \_\_\_\_\_**

**THIS AMENDMENT NO. \_\_\_\_\_**, effective \_\_\_\_\_ ("AMENDMENT NO. \_\_\_\_") by and between **Niagara Mohawk Power Corporation** ("Company") and \_\_\_\_\_ ("Customer"), witnesseth that:

**WHEREAS**, in an S.C. No. \_\_\_\_\_, Agreement dated \_\_\_\_\_ ("the Agreement"), the Customer contracted to purchase its full requirements for electric service at its facility at \_\_\_\_\_, ("the Premises") during the period from \_\_\_\_\_, to \_\_\_\_\_; and

**WHEREAS**, in a FORM H, SC-11 Agreement Extension, effective \_\_\_\_\_ ("Amendment No. \_\_\_\_"), the Customer contracted to extend its SC-11 Agreement, during the period from \_\_\_\_\_ through and until \_\_\_\_\_; and

**WHEREAS**, the Customer has received Electric Service for use at the Premises from the Company under the Company's Tariff P.S.C. 220 - Electricity Service Classification No. \_\_\_\_\_ and the Agreement prior to \_\_\_\_\_; and

**WHEREAS**, this Agreement applies to the following P.S.C. 220 – Electricity Service Classification No. \_\_\_\_\_ Company account number \_\_\_\_\_; and

**WHEREAS**, in the absence of the Agreement, the Customer would receive service from the Company under the terms of the Company's P.S.C. 220 – Service Classification No. \_\_\_\_\_ ("hereinafter the Parent Service Classification"); and

**WHEREAS**, pursuant to terms of the Settlement in P.S.C. Case No. 01-M-0075, the Customer has requested and the Company has agreed to provide the Customer with electric service under the terms of the Parent Service Classification.

**NOW, THEREFORE**, in consideration of the commitments made herein and intending to be legally bound thereby, the Company and the Customer agree as follows:

1. The Company and Customer have agreed to amend the Pricing Provisions of the Agreement to reflect the Customer's options under the Tariff. The revised pricing provisions are provided for in Attachment \_\_, which Attachment \_\_ is incorporated into this Agreement as if fully setout herein. The revised pricing parameters of Attachment \_\_ shall be those which apply to customers served under S.C. No. \_\_\_\_\_ shall become effective on \_\_\_\_\_ and remain in effect through \_\_\_\_\_. Except as expressly provided herein, all other terms of the Agreement shall remain in full force and effect.

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