

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

LEAF: 309  
REVISION: 0  
SUPERSEDING REVISION:

**FORM I**  
**CUSTOMER SERVICE AGREEMENT**  
**FOR SERVICE CLASSIFICATION NO. 12 (Continued)**

**10. ADJUSTMENTS AND SURCHARGES**

The Customer shall be subject to all adjustments and surcharges applicable to electric service furnished under Service Classification No. \_\_\_\_ of the Tariff.

**11. MINIMUM BILL PROVISIONS**

**A. When Electricity Supply Service Is Provided By The Company**

Notwithstanding any other provision of this Agreement, the Customer's total charge for Electric Service and/or Electricity Supply Service provided under this Agreement in any Billing Period shall not fall below the Minimum Price as established by the following formula:

$$\text{Minimum Price} = \sum \text{kWh}_i * (\text{ESC}_{\text{LZ}, \text{V}, i} + \$0.01)$$

Where:

<b>kWh<sub>i</sub></b>	=	The kWh of Electricity Supply Service sold by the Company to the Customer in interval i.
<b>ESC<sub>LZ, V, i</sub></b>	=	The Electricity Supply Cost of Electric Energy for the customer's Load Zone and voltage level expressed in \$0.00000/kWh in interval i. The Electricity Supply Cost shall be determined by Rule 46, Electricity Supply Cost, of the Tariff.
<b>V</b>	=	The voltage delivery level (as defined in the Tariff) at which the Customer receives Electricity Supply Service.
<b>LZ</b>	=	The load zone (as defined in the Tariff) in which the Customer takes Electricity Supply Service.
<b>i</b>	=	Hourly interval period in the Billing Period (i=1...672, 696, 720 or 744 hours).

For the purposes of determining this Minimum Price, the Company and Customer agree to use Rule 46 Electricity Supply Cost. The Company will adjust the Customer's total bill for Electric Service and/or Electricity Supply Service in any Billing Period to this Minimum Price if the Customer's bill for Electric Service and/or Electricity Supply Service in the Billing Period, as calculated in conformance with the other provisions of this Agreement, would otherwise result in a total charge in the Billing Period that would be below the Minimum Price.

Notwithstanding the foregoing, for all Agreements executed after February 15, 2001, the Company shall administer this Minimum Bill Provision on a 12 month rolling basis. Payment in excess of the Minimum Bill shall be carried forward and used to offset any Minimum Bill charges otherwise determined under this Minimum Bill Provision.

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