

PSC NO: 1 GAS LEAF: 129
 COMPANY: KEYSpan GAS EAST CORP. DBA BROOKLYN UNION OF L.I. REVISION: 8
 INITIAL EFFECTIVE DATE: 10/01/10 SUPERSEDING REVISION: 6
 STAMPS:

SERVICE CLASSIFICATION No. 4
Interruptible Gas Service

Rate Codes: 310-Category A
310A- Category DSRS
311-Category C
320-Category B
321-Category D

Applicable to Use of Service for:

Service is available under this Service Classification for provision of natural gas to commercial and industrial Customers who by written contract agree to:

- (i) use the service furnished hereunder only in the equipment specified in said contract;
- (ii) not use in said equipment any gas service furnished by the Company other than the gas service furnished under this Service Classification or under Service Classification No. 7;
- (iii) discontinue the use of gas service furnished hereunder, upon 4 hours notice (or on one hour notice in the case of system emergencies) to the Customer by the Company;
- (iv) provide and maintain complete and adequate standby facilities except as may be permitted by the Company in its sole discretion because of the nature of the Customer's operations; and
- (v) unless otherwise expressly authorized by the Company in writing, must have provable storage capacity and alternate fuel on hand to withstand interruptions of service for at least ten days at the beginning of the heating season. If Customer lacks sufficient storage to hold ten days of supply, Customer must enter the heating season with filled tanks and arrangement providing for replenishment of storage tanks such that the initial storage plus the replenishment equals the required storage inventory. This requirement is for Customers whose alternate fuel is distillate and non-distillate in the case of human needs Customers.
- (vi) Whenever the Company becomes aware that the Customer's equipment is incapable of switching over to an alternate fuel and/or that the Customer does not have a reasonable amount of fuel on hand considering the time of the heating season, the Company shall notify the Customer within forty-eight (48) hours that the violation must be corrected within ten (10) calendar days. It shall be the responsibility of the Customer to contact the Company and provide proof that the violation has been corrected. However, this will not apply if the Customer has previously stipulated in writing that the Customer is willing and able to shut down during periods of interruption.

With regard to the inadequate fuel situation and/or equipment failure, Customers who have not supplied the Company with such proof shall be subject to the higher of the variable rate equal to the greater of 130% of the No. 2 oil gas equivalent price (as published in the Journal of Commerce) or 130% of their otherwise applicable variable sales rate ("non-compliance charge"). Such non-compliance charge, which will be subject to all applicable utility taxes and surcharges, shall be in lieu of their otherwise applicable variable rate and shall be effective for the billing period during which non-compliance becomes known, and for any subsequent periods until the Customer provides the Company with satisfactory proof that the violation has been corrected. Customers subject to this higher variable rate will continue to be subject to all terms and conditions of this service classification. If a non-compliance charge is charged in the same period that an "Additional Charge" is assessed, the Customer's bill will not include consumption charged under the "Additional Charge."

Availability of such service shall be subject to the conditions set forth in the Special Provisions and Rule II.7B. New customers will be required to use at least 5,000 DTH annually to qualify for this service.

Issued by: Nick Stavropoulos, Executive Vice President, Hicksville, NY