

PSC NO: 220 ELECTRICITY
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: SEPTEMBER 1, 2010

LEAF: 399
REVISION: 1
SUPERSEDING REVISION: 0

**SERVICE CLASSIFICATION NO. 4
UNTRANSFORMED SERVICE TO CERTAIN CUSTOMERS TAKING POWER FROM
PROJECTS OF THE NEW YORK POWER AUTHORITY**

APPLICABLE TO USE OF SERVICE FOR:

The supply by the Company of:

- (1) transmission, distribution and delivery by the Company of the customer's contract demand for Replacement Power and Expansion Power (collectively referred to herein as "Niagara Power") produced by the New York Power Authority's (NYPA) Niagara Project under the provisions of the Settlement Agreement dated April 21, 2004 and approved by the Federal Energy Regulatory Commission by order dated July 9, 2004 in Docket No. ER03-989-000 ("Niagara Power Delivery Service"); and
- (2) transmission, distribution and delivery by the Company of the customer's contract demand for High Load Factor ("HLF") Power provided by NYPA from the Entergy Nuclear Plant (formerly NYPA's Fitzpatrick Plant) exempt from the Company's Competition Transition Cost ("CTC") under the provisions of the Settlement Agreement between the Company, NYPA and the New York State Department of Public Service dated May 27, 1997 and approved by the Commission in Orders dated May 23, 1997, June 10, 1997 and August 20, 1997 in Cases 97-E-0528 and 97-E-0569 ("the May 22, 1997 Settlement") (hereinafter referred to as "CTC Exempt HLF Delivery Service"); and
- (3) the supplemental electric service requirements of an individual customer who has contracted to receive (A) Niagara Power Delivery Service; and/or (B) CTC Exempt HLF Delivery Service under this rate schedule SC-4 (hereinafter referred to as "SC-4 Supplemental Service").

Customers receiving any form of ESS from NYPA other than:

- (i) Niagara Power,
- (ii) CTC Exempt HLF Power,
- (iii) Economic Development Power under Rule 34.4, and/or
- (iv) Power for Jobs Power under Rule 34.5,

shall receive all of their commodity requirements under the retail access program rules set out in Rule 39 of this Tariff at the delivery rates established therein.

Service hereunder is available throughout the Company's service area from existing circuits of adequate capacity and appropriate character.

The Company may require the customer to apply for service under this rate schedule upon the Company's prescribed written forms and to attach any applicable riders thereto. When accepted by the Company, such application shall constitute an agreement for the supply of service hereunder, but the customer's failure to submit such a written application shall not relieve it of the obligation to pay the rates and charges established herein for service subject to the provisions of this rate schedule. In no event shall a customer failing to execute a service agreement with the Company be eligible to participate in the Company's Retail Access Program for the portion of the load met by SC-4 Supplemental Service.

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