

PSC NO: 12 GAS
COMPANY: CENTRAL HUDSON GAS & ELECTRIC CORPORATION
INITIAL EFFECTIVE DATE: 7/01/08

LEAF: 65
REVISION: 1
SUPERSEDING REVISION: 0

24. NON-LIABILITY OF COMPANY

The Company will not be liable for any injury, casualty or damage resulting in any way from the supply or use of gas or from the presence or operation of the Company's structures, equipment, pipes, appliances or devices on the customer's premises except injuries or damages resulting from the negligence of the Company.

The Company will endeavor at all times to provide a regular and uninterrupted supply of service (except where the terms and conditions of a particular service classification provide otherwise), but should it interrupt the supply of service for the purpose of making repairs or improvements in any part of its system, or in case the supply of service shall be interrupted or irregular or defective or fail from cause beyond its control (including without limiting, the generality of the foregoing, executive, judicial or administrative rules or orders issued from time to time by federal, state and/or applicable municipal agencies, officers, commission boards or bodies having jurisdiction) or because of the ordinary negligence of the Company, its officers, employees, contractors, servants or agents, the Company will not be liable for injuries or damages, whether direct or consequential, resulting from such interruption or failure of supply or services.

Without limiting the generality of the foregoing, the Company may, without liability therefor, interrupt, reduce or impair service to any customer or customers in the event of emergency threatening the health or safety of a person, a surrounding area, the Company's generation, transportation, transmission or distribution systems, the integrity of its system or any other systems with which it is directly or indirectly interconnected if, in its sole judgment, such action will prevent, alleviate or reduce the emergency condition for the period of time as the Company deems necessary.