

PSC NO: 219 GAS
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: 08/01/03

LEAF: 191
REVISION: 0
SUPERSEDING REVISION:

**SERVICE CLASSIFICATION NO. 11
LOAD AGGREGATION (CONTINUED)**

SPECIAL CONDITIONS:

1. Calculation of MPDQ:

A. MPDQ will be calculated according to the following methodology:

“Daily Baseload” equals the customer’s total usage in the two months of lowest usage during the period of June through September, divided by the number of days in the two months. “Annual Baseload” equals Daily Baseload multiplied by 365. “Thermal Usage” equals total usage during the twelve month period minus Annual Baseload. “Degree Day Usage” equals Thermal Usage divided by the total number of degree days during the twelve month period. Maximum Peak Day Quantity equals Degree Day Usage times 75 plus Daily Baseload.

For accounts with a negative thermal response is normal, an alternate formula will be used to calculate the MPDQ.

2. Electronic Filing:

If an electronic version of any required Form set forth in this tariff is utilized, the Marketer’s electronic submittal of such Form will have the full legal force and effect as if a signed document had been delivered to the Company. A Marketer waives any and all rights to challenge the legality of the electronically submitted Form on the grounds that the Company does not have an enforceable written agreement signed by the Marketer.

TRANSFER OF HISTORICAL USAGE, BILLING AND CREDIT INFORMATION:

1. Customer, or its authorized designee, will receive, at no charge and up to twice in any 12 month period, the most recent 24 months (or for the life of the account or for the period currently stored electronically by the Company, if less) of the customer’s usage and billing information for each of the customer’s accounts. This information will be provided within five calendar days of the request.

A. The usage and billing information that will be provided at no charge will be limited to meter reading dates, consumption, total dollars billed for the billing period, Service Classification number, currently listed tax district, current meter number (if applicable) and type of meter reading (by the Company, by the customer, or estimated). Where more than one meter is associated with an account, the applicable information will be provided for each meter, where available.

Issued By: William F. Edwards, President, Syracuse, New York