

PSC NO: 219 GAS
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: 02/19/04
STAMPS: Issued in Compliance with Order of PSC in Case 98-M-1343 dated 11/21/03.

LEAF: 195
REVISION: 1
SUPERSEDING REVISION: 0

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

DISCONTINUANCE OF SALES BY MARKETER TO AN INDIVIDUAL CUSTOMER: (continued)

- F. All Marketer initiated disconnection and reconnection of service for non-payment of commodity charges will be subject to the charges established by the Company in Case Nos. 99-M-0631 and 03-M-0117 and will be the responsibility of the Marketer requesting suspension or re-establishment as per Rule 5E of Service Classification No. 11 – Other Billing, Collection Service, and Charges.
- G. The Company will take all action within its control necessary to resume service of gas delivery and commodity to the Residential Customer if the customer makes full payment of the amount of arrears that were the basis for the termination.
- H. The Marketer must provide evidence to the Company that the customer's enrollment for the service has been dropped.

INVOLUNTARY DISCONTINUANCE OF A MARKETER'S PARTICIPATION IN THE SUPPLIER SELECT PROGRAM:

UBP Addendum No. 1, Section 2, Paragraph F, sets forth the involuntary discontinuance of a marketer's participation in the supplier select program.

- 1. The Company will have the right to initiate a process to discontinue a Marketer's participation in the Company's Supplier Select Program on any one or more of the following grounds:
 - A. Where the Company determines that it is necessary or desirable for safety or for system reliability reasons (including but not limited to, the proper scheduling and delivery of natural gas to meet the needs of its customers). Improper scheduling is a basis for discontinuance where:
 - 1. Actual scheduled Marketer deliveries are less than 75% of the Marketer's day ahead forecast nomination requirements for 3 consecutive days.
 - 2. The Marketer's day ahead forecast nominations are less than 75% of Marketer's actual aggregate customer load in the service territory for 3 consecutive days, unless balancing services are provided by the Company.
 - 3. For the under deliveries associated with the cases identified above the Company shall issue a special interim bill for the associated imbalance charges, pursuant to this Service Classification.
- 2. The Marketer may contest any suspension or proposed discontinuance of participation in the Company's Supplier Select Program by use of the Dispute Resolution Process set forth in Section 8 of UBP Addendum No. 1, if that process is initiated in a timely manner.

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