

**PSC NO. 4 GAS**

**ORANGE AND ROCKLAND UTILITIES, INC.**

INITIAL EFFECTIVE DATE: April 1, 2004

LEAF: 166.9  
REVISION: 4  
SUPERSEDING REVISION: 2

**SERVICE CLASSIFICATION NO. 11 (Cont'd.)**

**SPECIAL PROVISIONS:** (Cont'd.)

(B) (Cont'd.)

will occur: any firm pipeline capacity, which has been released by the Company to the Seller, shall be recalled and (1) Seller's Winter Bundled Sales Service Option shall terminate; (2) the Seller is no longer eligible for service hereunder unless and until the conditions below are satisfied, but not before the first day of the following month; and (3) the affected Seller's customers will be supplied natural gas by the Company and will be billed Emergency Interim Sales Service pursuant to Service Classification No. 6.

In the event Seller becomes re-eligible for service pursuant to (2) above, any capacity previously released under Capacity Option A will be re-released to Seller under the same terms and conditions as the original release and adjusted to reflect any differences in the Sellers's ADCQ.

In order to reinstate a Seller following the occurrence of an under-delivery event as described above, the former Seller, in addition to meeting all other requirements of this Service Classification must, at the Company's option, post and maintain for a one year period, Security in an amount equal to two times that otherwise required for Sellers failing to satisfy the Company's credit criteria pursuant to this Service Classification. At the conclusion of that year and assuming no additional occurrence of an under-delivery event as described above, Seller's requirement regarding maintenance of the Security will be returned to that described in "Creditworthiness". If an additional under-delivery event as described above occurs during that one year period, the Company may, at its sole discretion, suspend the Seller's eligibility for service hereunder for an additional one year period.

(C) Seller will be excused from delivering its ADCQ on any given day for Force Majeure events which directly and substantially affect the Seller's natural gas deliveries to the Company. For purposes of this Service Classification, a Force Majeure event will be any failure of the final pipeline delivering gas to the Company on behalf of the Seller or an upstream pipeline feeding such pipeline, with such failure affecting primary delivery point capacity and having been classified as a Force Majeure event pursuant to the terms of that pipeline's FERC approved tariff. A legitimate Force Majeure event that curtails Seller's firm transportation service on an upstream pipeline that ultimately feeds a downstream pipeline, which directly and substantially affects a Seller's natural gas deliveries to the Company, will excuse a Seller from

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