

PSC NO: 12 GAS

LEAF: 183

COMPANY: CENTRAL HUDSON GAS &amp; ELECTRIC CORPORATION

REVISION: 1

INITIAL EFFECTIVE DATE: 12/01/05

SUPERSEDING REVISION: 0

**SERVICE CLASSIFICATION NO. 11** (Cont'd)**FIRM TRANSPORTATION - Core** (Cont'd)**SPECIAL PROVISIONS**

The numbering of the paragraphs hereunder begins with the above Service Classification number.

- 11.1 The customer shall reimburse the Company within ten days of receipt of a statement, for any additional fees, taxes or other charges billed directly to the Company for services regarding transportation of customer-owned gas to the boundary of the Company's service territory.
- 11.2 The customer shall provide to the Company gas supplies to compensate the Company for system line losses. The volume of gas associated with system line losses shall be calculated by applying the Company's Factor of Adjustment as defined in General Information, Section 27, to the volume of gas delivered to the Company on behalf of the customer.
- 11.3 Charges for excess and under-deliveries applicable to customers taking service under special contracts will be determined as set forth below. Excess deliveries in any billing period are defined as any positive difference in a billing period between actual deliveries of customer-owned gas to the Company's system, less any adjustment determined in accordance with Special Provision 11.2, above, and the customer's actual total use.

The customer shall undertake all reasonable efforts to provide the Company with accurate nominations of customer-owned gas and to balance nominations, deliveries, and use of such customer-owned gas.

All excess deliveries shall be carried forward to the billing period immediately following and shall be considered the first customer-owned gas used in the billing period. Excess deliveries of ten percent or less of customer usage in the billing period will be carried forward without additional charge. Deliveries in excess of ten percent of customer usage in the billing period will be assessed a penalty. Cumulative excess deliveries exceeding ten times the MDQ will be subject to penalties. In those instances where an excess delivery penalty is applicable according to the terms of this rate, the penalty shall be \$1.00 per Mcf for the first ten percent of customer usage excess and \$5.00 per Mcf for all additional excess. Cumulative excess above ten times the MDQ will be subject to a penalty of \$5.00 per Mcf. The penalty shall be in addition to the firm transportation charge. Any penalty payment made by the customer shall not be construed as giving the customer the right to continue to use excess gas.

Issued by: Arthur R. Upright, Senior Vice President, Poughkeepsie, New York