

..DID: 10052
..TXT: PSC NO: 12 GAS LEAF: 138.38
COMPANY: THE BROOKLYN UNION GAS COMPANY REVISION: 1
INITIAL EFFECTIVE DATE: 10/01/99 SUPERSEDING REVISION: 0
STAMPS: Issued in compliance with Commission Order in Case 98-M-1343 dated 9/2
RECEIVED: 09/30/99 STATUS: Effective EFFECTIVE: 10/01/99

GENERAL INFORMATION (Cont.)

C. Involuntary Discontinuance of an ESCO/Marketer/Direct Customer's Right to Provide Service to Retail Customers

1. The Company shall have the right to initiate a process to discontinue an ESCO/Marketer/Direct Customer's participation in the Company's Retail Access Program:
 - (a) where the Company determines that it is necessary or desirable for safety or for system reliability reasons, which shall include an understanding that:
 - (1) actual scheduled deliveries must not deviate consistently and unreasonably beyond a pre-determined percentage (as set forth under Service Classification No. 19 - Transportation Aggregation Service) of the ESCO/Marketer/Direct Customer's day ahead forecast schedule of energy supply requirements; and,
 - (2) day ahead forecast schedules must not deviate consistently and unreasonably beyond a pre-determined percentage (to be set forth in the tariff) of the ESCO/Marketer/Direct Customer's actual aggregate customer load in the service territory, unless balancing service is provided by the Company;
 - (b) where the ESCO/Marketer/Direct Customer fails to comply with the terms and conditions of the Company's tariff;

Issued by Steven L. Zelkowitz, Sr. Vice President and General Counsel, Brooklyn, NY