SERVICE CLASSIFICATION NO. 9 (Cont'd.)

RATE - FIVE PART - MONTHLY: (Cont'd.)

(3)   Supplemental Sales Charge

The rate for all Mcf delivered to a customer in excess of the amount of gas stated in the service agreement shall be the "Unit Charge" for service rendered under Service Classification No. 3 of this Schedule, but not less than the "Average Commodity Cost of Gas" plus a take or pay surcharge as provided for by Commission's Order dated March 29, 1989 in Case 88-G-062 for the month in which service is rendered. Also see Special Provision H.

(4)   Penalty Charge

All gas used by a customer during periods in which the Company has requested customer to discontinue usage of gas service shall be subject to a minimum penalty of $10.00 per Mcf, or any penalty the Company may incur from a pipeline due to customer's unauthorized takes that is greater than the minimum penalty. The Company may, at its option, waive this penalty during emergencies. In addition, the customer will be billed a Supplemental Sales Charge.

(5)   Increase in Rates and Charges

The rates and charges under this Service Classification, including the Company transportation charge, pipeline transportation charge, supplemental sales charge and penalty charge will be increased pursuant to General Information Section 15 of this Schedule.

TERM:

The initial term and renewal options shall be as provided for in the service agreement.

TERMS OF PAYMENT:

Bills are due when rendered, subject to a late payment charge in accordance with the provisions of General Information Section 6.6 of this Schedule.

Issued By: Larry S. Brodsky, President, Pearl River, New York
(Name of Officer, Title, Address)