

..DID: 1142
..TXT: PSC NO: 4 GAS LEAF: 160
COMPANY: ORANGE AND ROCKLAND UTILITIES, INC. REVISION: 0
INITIAL EFFECTIVE DATE: 10/15/97 SUPERSEDING REVISION:
STAMPS:
Cancelled by 1 Rev. Leaf No. 160 Effective 11/01/1997
RECEIVED: 07/22/97 STATUS: Cancelled EFFECTIVE: 10/15/97

SERVICE CLASSIFICATION NO. 11 (Cont'd.)

SPECIAL PROVISIONS: (Cont'd.)

- (D) Seller will be excused from delivering the required 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 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 performing pursuant to Special Provision A of this Service Classification to the extent of such curtailment. If at such time the Seller is delivering gas to customers on other systems, the volume excused from performance on the Company's system will be no more than a proportionate amount of the Seller's affected deliveries curtailed by the Force Majeure event. The Seller is responsible for supplying complete information and any verifiable proof requested by the Company related to any such Force Majeure exclusion. Volumes curtailed pursuant to this Special Provision must be made up by Seller as soon as possible at a delivery rate to be established by the Company. Any curtailed volumes which are not made-up within thirty (30 days) will be assessed a penalty at a rate of \$10.00 per dekatherm.
- (E) Seller warrants that, at the time of delivery of gas to the Company, it will have good title to deliver all gas volumes made available.
- (F) Operational Flow Orders:
The Company shall have the right to issue Operational Flow Orders ("OFOs") to alleviate conditions which threaten the integrity of the Company's system and to maintain operations required to provide efficient and reliable firm service.

The Company shall provide, via telephone and facsimile, notice to all OFO recipients of upcoming system events such as anticipated weather patterns and operational problems which may necessitate the issuance of an OFO.

Notice of all OFOs will be issued via telephone to be followed by a facsimile to the affected OFO recipient. The OFO will set forth (a) the time and date of issuance (b) the time by which a recipient must be in compliance with the OFO (c) the anticipated duration of an OFO, and (d) any other terms the Company may reasonably require to ensure the effectiveness of the OFO.

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