

..DID: 4874
..TXT: PSC NO: 1 GAS LEAF: 107
COMPANY: MARKETSPAN GAS CORPORATION DBA BROOKLYN UNION REVISION: 0
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION:
STAMPS:
CANCELLED effective 06/29/99
RECEIVED: 07/31/98 STATUS: Cancelled EFFECTIVE: 07/01/99

GENERAL INFORMATION**IV. Forms for Gas Service (continued):****.1 Application and Contract (continued):****H. Interruptible Transportation Service Agreement (continued):**

- (ix) Under Service Classification No. 7, service shall be provided at either a fixed or variable rate. If the Customer elects a fixed rate, Customer shall be billed at that rate for the succeeding twelve (12) months. If the Customer elects a variable rate, the Customer will be billed based upon the applicable variable rate for each month of service. The Customer may during the term of this agreement, convert from a variable to a fixed rate by providing the Company with written notice fifteen (15) days prior to the first day of the month in which the rate change is to take effect. If timely notice is given, the fixed rate applicable will be the rate in effect during the month in which the notice to convert to a fixed rate is received by the Company. The Customer cannot revert to a variable rate until the expiration of the twelve (12) month fixed rate period;
- (x) Customer has provided a telephone number that will be active to receive notification of interruption from "Brooklyn Union" 24 hours per day, seven days per week. "Brooklyn Union" shall provide at least four hours notice during non-emergency conditions and one hour notice during emergency conditions. It will be deemed that "Brooklyn Union" has provided adequate notice of interruption if "Brooklyn Union" has made a good faith effort to notify by attempting to call the telephone number designated herein for purposes of such notification whether or not Customer is available to answer such call. "Brooklyn Union" will interrupt deliveries of gas to any or all Customers taking service under this Service Classification No. 7 whenever and to the extent that it may be advisable in "Brooklyn Union's" judgement. A Customer that continues to take gas after receiving notice of interruption by the Company will be billed at a penalty rate of \$2.50 per therm and "Brooklyn Union" may take immediate action to terminate the Customer's gas supply;
- (xi) All rates and charges under the Service Classification No. 7 tariff are subject to increase pursuant to Rule III.2 of the tariff where service is provided to a Customer in a municipality;
- (xii) Charges for transportation of gas are applicable to quantities metered at the customer's Service Location;

Issued by Kathleen A. Marion, Secretary
175 East Old Country Road, Hicksville, NY