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GENERAL INFORMATION

5. NON-DAILY METERED GAS TRANSPORTATION REQUIREMENTS: (CONT'D)

I. Upstream Capacity Requirements:

The Designated Agent of a Critical Care Customer shall be required to demonstrate on an annual basis, through an affidavit signed by an officer of its company, that it has and will continue to have under contract non-recallable, firm primary point deliverability on an Upstream Pipeline(s) at the Receipt Point(s) designated by the Company. The Upstream Capacity must be capable of fully meeting expected daily and seasonal requirements.

If the Customer's Designated Agent has failed to deliver gas in accordance with Section 5.C.(1) of this Schedule such that Section 5.D.(2)(a)(iii) or 5.D.(2)(b)(iii) of this Schedule has become applicable, the Company shall have the right to request and the Designated Agent upon request, shall provide the Company, for its review, copies of all contracts intended to satisfy the requirements of this Section. By this review, the Company does not warrant the performance of any Designated Agent. If the Designated Agent cannot make the demonstration above, then the Designated Agent will be considered in non-compliance with this Section and subject to the provisions of General Information Section 20.B. of this Schedule.

If a Critical Care Customer's Designated Agent cannot make the demonstration detailed above, the Customer must elect reservation of the "Sales Customer" status for a minimum of one year. Upon satisfaction of the above stated requirements, the Customer may be designated as not wishing to reserve their "Sales Customer" status at the time of their next actual meter read.

Issued By: George E. Bonner, Vice President - Gas Operations & Marketing, Binghamton, NY
(Name of Officer, Title, Address)