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COMPANY: THE BROOKLYN UNION GAS COMPANY REVISION: 0
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GENERAL INFORMATION - Continued

If the Company and the non-residential customer agree to terms of a deferred payment agreement in a telephone conversation, the Company will send the non-residential customer two completed copies of the agreement, signed by the Company, for the non-residential customer to sign and return.

I. Eligibility

Any non-residential customer is eligible for a deferred payment agreement except the following:

- a. A non-residential customer who owes any amount under a prior deferred payment agreement; or
- b. A non-residential customer who failed to make timely payments under a deferred payment agreement in effect during the previous twelve (12) months; or
- c. A non-residential customer that is a publicly held company, or a subsidiary thereof; or
- d. A seasonal, short-term or temporary non-residential customer; or
- e. A non-residential customer who the Company can demonstrate has the resources to pay the bill, provided that the Company notifies the non-residential customer of its reasons and of the non-residential customer's right to contest this determination through the Commission's complaint procedures; or
- f. A non-residential customer who during the previous twelve (12) months had a combined total consumption for all its accounts with the Company in excess of 4,000 therms.

The Commission or its authorized designee may order the Company to offer a deferred payment agreement in accordance with the Regulations to a non-residential customer whom it finds the Regulation intended to protect, when an agreement is necessary for a fair and equitable resolution of an individual complaint. The Deferred Payment Agreement Form is shown on Leaf No. 456.
Issued by: Robert J. Fani, Senior Vice President, Brooklyn, New York