

..DID: 8273

..TXT: PSC NO: 12 GAS

LEAF: 138.40

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 0

INITIAL EFFECTIVE DATE: 06/01/99

SUPERSEDING REVISION:

STAMPS:

RECEIVED: 04/26/99 STATUS: Effective EFFECTIVE: 06/01/99

GENERAL INFORMATION (Cont.)

- (7) failure to comply with the voluntary discontinuance requirements set forth above; or,
 - (8) failure to comply with other applicable requirements of the New York State Public Service Commission, including those in Opinion No. 97-5; Opinion and Order Establishing Regulatory Policies for the Provision of Retail Energy Services, issued May 19,1997, in Case 94-E-0952; and, in the Order Clarifying Consumer Protections, issued October 25, 1996, in Cases 93-G-0932, et. al
 - (g) where the ESCO/Marketer/Direct Customer fails to pay a bill for delivery services or an imbalance charge when due, does not pay the bill within 10 calendar days after being notified of the non-receipt of payment, and the available security is or will be insufficient to cover the amount of default.
2. The Company may initiate the process to discontinue an ESCO/Marketer/Direct Customer by providing the ESCO/Marketer/Direct Customer a notice (with a copy to the New York State Public Service Commission) that advises the ESCO/Marketer/Direct Customer that its right to switch additional customers is suspended immediately. The notice shall also state that unless the stated cause for the discontinuance is corrected within a designated period (not less than 10 calendar days) from the ESCO/Marketer's receipt of the notice, or the New York State Public Service Commission, or its designee, requires otherwise, the ESCO/Marketer's existing customers will be notified that the ESCO/Marketer will be discontinued. The discontinuance will take place no longer than 15 calendar days after the end of the designated period to cure the problem except that in cases of non-payment of invoices, the discontinuance will take place at the end of the designated period.

Issued by Steven L. Zelkowitz, Sr. Vice President and General Counsel, Brooklyn, NY