

Effective Date: 12/01/2019

PSC NO: 12 GAS

LEAF: 380

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 9

INITIAL EFFECTIVE DATE: 11/01/19

SUPERSEDING REVISION: 7

STAMPS: Issued in compliance with Order in Case 16-G-0059 dated February 7, 2019

**SERVICE CLASSIFICATION No. 18 – Continued****I. SPECIAL PROVISIONS FOR ALL NON-CORE GAS CUSTOMERS (continued)**

9. Customer Failure: For Customers taking service under NCTS-18-22, each time the Company becomes aware that a Customer has failed to interrupt gas service when it was notified to do so, except for the permitted two therms per hour, will be considered a separate violation of the requirements of this Service Classification, unless such failure is due to a failure of Company-owned equipment that is not attributable to the Customer. It will also be considered a violation if the Company becomes aware that the Customer interfered with the Company-owned equipment and such interference resulted in the Customer's failure to interrupt gas service. The Customer will be notified of each violation. However, should a customer fail to switch to its alternate fuel during another interruption within 48 hours of a previous interruption, the customer will not be assessed a violation. For any two violations during a winter period (November through March), including any violation during the annual system-wide test the Customer will be notified that it has violated the requirements of the tariff and the following penalties will apply:

Any transportation Customer, effective as soon as practicable following the notice, will be transferred to the equivalent firm service classification unless (i) the Company has been notified in writing that the Customer has chosen to terminate gas service or (ii) the Customer has been notified that the company has determined in its sole discretion that it cannot provide firm service to the Customer, and service will be terminated in thirty (30) days. Such Customers transferred to firm service are required to remain on firm service for the remainder of that winter season and through the end of the next winter season. Such Customers who have either elected to terminate service pursuant to (i), above or whose service has been terminated pursuant to (ii) above, may not return to service under this Rate Schedule for the remainder of that winter season and through the end of the next winter season. After that time, a Customer becomes eligible to re-apply for any non-firm service. For critical care customers that the Company has determined that it cannot provide firm service, the Company will bring back to non-firm service strike two customers who complete the following requirements:

- i. the customer will be required to complete an efficiency audit at the customer's expense; and
- ii. the customer will be required to install, at the customer's expense, a tank monitoring device that alerts the customer's fuel oil supplier of tank levels.

Critical care customers are any non-firm customers that provide life-saving or life-sustaining services, including the delivery of newborns (*i.e.*, hospitals providing critical care, nursing homes, correctional facilities, or designated areas of refuge, identified on an annual basis by local or state governmental agencies), where public safety could be affected by a need to relocate the occupants. All other customers are considered non-critical care.

Issued by: John Bruckner, President, Brooklyn, New York