SERVICE CLASSIFICATION NO. 11
BUY-BACK SERVICE

Special Provisions - Continued

(H) Sellers of capacity pursuant to Special Provision (C) must elect one of the following options:

(1) The capacity seller will, in accordance with NYISO rules, sell capacity that would otherwise have been delivered to the Company, directly to the NYISO capacity market, and the capacity payment rate received by the Customer from the NYISO for any period shall be deemed to be the SC 11 Buy-Back capacity rate applicable to such Customer for such period.

(2) Alternatively, a capacity seller may elect to continue to sell its capacity to the Company under its existing sales agreement with the Company and to receive payments based upon the NYISO market price applicable to such capacity.

The sales agreement for the sale of capacity shall include a provision requiring the capacity to satisfy all of the requirements applicable to installed capacity established by the NYISO, as well as the seller's agreement to assume sole responsibility for any penalties, including payments for capacity deficiencies, imposed by the NYISO on the seller or on the Company as a result of the seller's failure to satisfy all such requirements.

After making an election as to whether to sell directly to the NYISO or to the Company, a capacity seller will be ineligible to change its election for one year from the date of any election. A capacity seller that elects to discontinue selling capacity under this Service Classification will be ineligible to resume sales under this Service Classification for one year from the date of such election.

An initial election shall be made by a capacity seller no later than April 1, 2000, if such seller is selling capacity to the Company as of April 1, 2000. A seller commencing capacity sales at a later date shall make an election prior to commencing service under a sales agreement.

(I) Optional Bill Credit for Export-only Customers

An Optional Bill Credit ("Credit") is available to Customers who export only (i.e., they do not take service under another Service Classification through the same service connection) and who have not opted to receive compensation under the Value Stack Tariff as specified in Rider R. The Credit is based on the performance of the Customer's generation facility during a previous Measurement Period for which interval data was available from an Output Meter (as defined in General Rule 2). To be eligible for the Credit: (a) the Customer must arrange to furnish and install the Output Meter at Customer expense; (b) the Customer, at its expense, must provide and maintain the communications service for the Output Meter; and (c) the generation facility: (i) must be designed to meet the same local air quality criteria required of Customers With Targeted Exemptions, as specified in General Rule 20.3.4, if the generation facility is new or expanding and located in one of the zip codes listed in that General Rule, provided, however, that eligibility for the Credit will not be affected due to actual emissions exceeding design, and (ii) must be designed to have maximum NOx emissions of 1.6 lbs/MWh if the Customer was served under SC 11 as of January 1, 2017, or is located in a zip code not specified in General Rule 20.3.4. Customers seeking the Credit may participate in the Distribution Load Relief Program, but not the Commercial System Relief Program ("CSRP"), under Rider T.

A Customer seeking a Credit must request such Credit by October 10 of each year for which the credit is sought. The Credit for any Measurement Period will be equal to the product of: (a) the Performance Adjustment and (b) the Payment Rate. The Credit will be applied to the Customer's successive 12 monthly bills commencing in November until the following October.