

PSC NO. 4 GAS  
ORANGE AND ROCKLAND UTILITIES, INC.  
INITIAL EFFECTIVE DATE: October 1, 2009

LEAF: 183  
REVISION: 8  
SUPERSEDING REVISION: 7

**SERVICE CLASSIFICATION NO. 13**

**APPLICABLE TO USE OF SERVICE FOR:**

Qualified Sellers ("Sellers") of natural gas or Direct Customers who transport natural gas to various agreed upon pipeline delivery points that interconnect with the Company's distribution system, herein after called the receipt point(s). The Company will accept the gas at the receipt point(s) on an interruptible basis and redeliver the gas on an interruptible basis to Seller's customer(s) pursuant to Service Classification Nos. 8 and 9. Seller is responsible for (1) transporting the gas to the receipt point including an amount to compensate the Company for losses incurred in transporting customer's gas and (2) balancing the deliveries to the Company at the receipt point(s) with the actual Loss Adjusted Usage (as defined in Special Provision F of this Service Classification) of Seller's customers on a daily and monthly basis. The Company will aggregate a Seller's deliveries and Seller's customers' actual Loss Adjusted Usage for purposes of determining any over- or under-deliveries pursuant to this Service Classification. Service is provided in accordance with the provisions of this Service Classification and the provisions of the UBP. In the event of any conflict between the provisions of this Service Classification and the provisions of the UBP, the UBP shall control. Seller must meet the eligibility and creditworthiness requirements set forth in the UBP and must execute an application for service under this tariff. The Company may cease to provide service to a Seller in accordance with the Company's Gas Transportation Operating Procedures and for any reason specified in the UBP.

**CHARACTER OF SERVICE:**

Interruptible receipt of Sellers' gas at receipt point(s) for subsequent interruptible delivery by the Company to customers taking service under Service Classification Nos. 8 and 9.

**RATE - TWO PART - MONTHLY:**

(1) Over- and Under-delivery Charges

If the amount of gas delivered to the Company by Seller varies from the total Loss Adjusted Usage of customers in a Seller's aggregation group on a daily basis, (i.e., the total of all of Seller's Service Classification No. 8 customers that elected this service), the Seller will have an over-delivery or an under-delivery. If on any day the over-delivery or under-delivery is less than 10% of a Seller's aggregation group's actual daily Loss Adjusted Usage, the Seller may adjust subsequent daily deliveries to the Company by an amount not to exceed 10% of any day's Loss Adjusted Usage to eliminate any over- or under-deliveries by the end of the month. Any over- or under-delivery remaining at the end of each month will be cashed out. To cash out over- or under-deliveries, Seller must sell the over-delivered volumes to the Company or purchase the under-delivered volumes from the Company as specified below.

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(Name of Officer, Title, Address)

**SERVICE CLASSIFICATION NO. 13 (Cont'd.)**

**RATE - TWO PART - MONTHLY: (Cont'd.)**

(1) Over- and Under-delivery Charges (Cont'd.)

(A) Over-deliveries - Daily

If on any day a Seller's over-delivery is greater than 10% of a Seller's aggregation group's actual Loss Adjusted Usage, the over-delivered volumes in excess of 10% will be purchased by the Company at the rates set forth below. The Index Price used to determine the applicable rate shall be equal to the highest "Midpoint" rate of the "Louisiana - Onshore South", "Tennessee" receipt points for the applicable day as published in Gas Daily in the table "Daily Price Survey", plus the Company's weighted average cost of transportation (WACOT) and fuel losses calculated at 100% load factor.

For Over-deliveries	Rate
>10% up to and including 15%	90% of Index Price
>15% up to and including 20%	85% of Index Price
>20% - Winter	60% of Index Price
>20 - Summer	70% of Index Price

(B) Over-deliveries - Monthly

If there is an over-delivery at the end of the month, the over-delivered volumes will be purchased by the Company at a rate equal to 95% of the monthly average of the highest daily "Midpoint" rate of the "Louisiana - Onshore South", "Tennessee" receipt points for the month as published in Gas Daily in the table "Daily Price Survey", plus the Company's weighted average cost of transportation (WACOT) and fuel losses calculated at 100% load factor.

(C) Under-deliveries - Daily

If on any day a Seller's under-delivery is greater than 10% of a Seller's aggregation group's actual Loss Adjusted Usage, the under-delivered volumes in excess of 10% will be sold to the Seller by the Company at the rates set forth below. The Index Price used to determine the applicable rate shall be equal to the highest daily "Midpoint" rate of the "Louisiana - Onshore South", "Tennessee" receipt points for the applicable day as published in Gas Daily in the table

PSC NO. 4 GAS  
ORANGE AND ROCKLAND UTILITIES, INC.  
INITIAL EFFECTIVE DATE: November 1, 2004

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**SERVICE CLASSIFICATION NO. 13** (Cont'd.)

**RATE - TWO PART - MONTHLY:** (Cont'd.)

- (1) Over- and Under-delivery Charges (Cont'd.)  
(C) Under-deliveries - Daily (Cont'd.)

"Daily Price Survey", plus the Company's weighted average cost of transportation (WACOT) and fuel losses calculated at 100% load factor.

For Under-deliveries	Rate
>10% up to and including 15%	110% of Index Price
>15% up to and including 20%	115% of Index Price
>20% - Winter	140% of Index Price
>20 - Summer	130% of Index Price

- (D) Under-deliveries - Monthly

If there is an under-delivery at the end of the month, the under-delivered volumes will be sold to the Seller by the Company at a rate equal to 105% of the monthly average of the highest daily "Midpoint" rate of the "Louisiana - Onshore South", "Tennessee" receipt points for the month published in Gas Daily in the table "Daily Price Survey", plus the Company's weighted average cost of transportation (WACOT) and fuel losses calculated at 100% load factor.

- (2) Increase in Rates and Charges

All rates and charges under this Service Classification will be increased pursuant to General Information Section 15.

**INTERRUPTION OF SERVICE:**

If Seller interrupts deliveries to the receipt point, Seller must notify Seller's customer(s) of such interruption. If the Company interrupts service to Seller's customers, the Company must notify Seller's customers. If during periods of interruption by the Company, the Company continues to accept Seller's gas at the receipt points, the Company will waive any over-delivery charges and will coordinate with Seller to adjust future deliveries at the receipt point to eliminate the over-delivered volumes.

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**PSC NO. 4 GAS**

<b>ORANGE AND ROCKLAND UTILITIES, INC.</b>	LEAF:	185
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**SERVICE CLASSIFICATION NO. 13 (Cont'd.)**

**TERM:**

One year and successive annual periods thereafter until terminated by the Seller at the end of any contract year upon not less than ninety days prior notice in writing to the Company and terminable by the Company upon like notice to the Seller.

**SPECIAL PROVISIONS:**

- (A) Seller warrants that, at the time of delivery of gas to the Company, it will have good title to deliver all gas volumes made available.
- (B) After Seller delivers gas or causes gas to be delivered to the Company at the Company's point of interconnection with the applicable interstate pipeline, the Company shall be deemed to be in control and possession of the gas until it is redelivered to customer at customer's meter. Seller shall have no responsibility, unless otherwise specified herein, with respect to any gas delivered by the Company or on account of anything which may be done, happen or arise with respect to such gas while such gas is in the control and possession of the Company.

The Company shall have no responsibility with respect to such gas before Seller delivers such gas to the Company or after the Company redelivers such gas to customer at customer's meter, or on account of anything which may be done, happen or arise with respect to such gas before such delivery or after such redelivery.

- (C) If Seller overdelivers or underdelivers gas at any time, the cashout volume will be treated as a purchase or sale of gas supply by the Company and the customers served by the Seller will not have such overdeliveries or underdeliveries credited to their accounts.
- (D) Imbalance Trading

Sellers shall be permitted to trade imbalances with other Sellers and with Direct Customers taking service under Service Classification No. 8 on both a daily and monthly basis in accordance with the provisions below. For the purposes of this provision, the term "Seller" shall refer to both Sellers and Direct Customers.

- (1) Daily Imbalance Trading

The Company shall post imbalance information on its Retail Access Internet site. The posting will include a list of Sellers with telephone and e-mail information, the pipeline on which the imbalance occurred, and a + or - sign to indicate the direction of each Seller's imbalance for that given day. The actual daily imbalance for each Seller listed will not be disclosed. It will be the responsibility of the Seller to review the imbalance site and to contact those Sellers with whom a daily imbalance trade appears feasible. Imbalance information will be posted by 4:00 p.m. Monday

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PSC NO. 4 GAS

ORANGE AND ROCKLAND UTILITIES, INC. LEAF: 185.1  
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**SERVICE CLASSIFICATION NO. 13 (Cont'd.)**

(1) Daily Imbalance Trading (Cont'd.)

through Friday for gas days ending on a business day. Imbalance information for gas days ending on Saturday, Sunday or on a Company-observed holiday will be posted on the following business day. Sellers will have three business days from the time of the posting to contact the Company, via an internet application, with their imbalance trading results. Imbalance trading results must be authorized by both trading partners in order to be considered valid by the Company. The Company will not process any trading results that are received after the three business day period.

Daily imbalance volumes traded must be from the same gas day and delivering pipeline to the Company's system.

Any volumes not traded on a daily basis shall be subject to Over- and Under-delivery Charges in accordance with Part (1) of RATE - TWO PART - MONTHLY.

A fee of \$5.00 shall be assessed per party, per trade. If two parties engage in, and provide the Company with a single notice of, up to three daily trades during a single 72 hour notification imbalance trading period, such trades shall be considered a single trade for the purpose of assessing the \$5.00 fee.

(2) Monthly Imbalance Trading

By 4:00 p.m. on the second business day of each month, the Company will post monthly imbalance information from the previous month on its Retail Access Internet site. The posting will include a list of Sellers with telephone and e-mail information, the pipeline on which the imbalance occurred, and a + or - sign to indicate the direction of each Seller's imbalance for the prior month. The actual monthly imbalances of Sellers will not be disclosed. It will be the responsibility of the Seller to review the imbalance site and to contact Sellers with whom a monthly imbalance trade appears feasible. Sellers will have three business days from the time of the posting to contact the Company with their imbalance trading results. Imbalance trading results will be communicated back to the Company via an internet application. Imbalance trading results must be authorized by both trading partners in order to be considered valid by the Company. Trading results not received within the three business day period will not be processed by the Company.

Any volumes not traded on a monthly basis shall be subject to Over- and Under-delivery Charges in accordance with Part (1) of RATE - TWO PART - MONTHLY.

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**SERVICE CLASSIFICATION NO. 13** (Cont'd.)

**SPECIAL PROVISIONS:** (Cont'd.)

(E) Transportation Service Billing Options

A Marketer may choose to offer one or more of the following billing arrangements to its transportation service customers: Utility Single Bill, Marketer Single Bill or Two Separate Bills. The Marketer must comply with the requirements of General Information Section 6.5 (2) regarding these arrangements.

(F) Loss Adjusted Usage

The Seller shall deliver additional gas to compensate the Company for losses incurred in transporting customer's gas. The total quantity of gas to be delivered shall be equal to the customer's metered usage multiplied by the factor of adjustment as defined in General Section 12.

**NOMINATION PROCEDURES:**

Seller shall be required to abide by the Nomination Procedures established below:

- (1) Prior to the 25th of the month, each customer must notify the Company of its Seller for deliveries to commence on the 1st of the following month.
- (2) By the 25th of each month, for deliveries to commence on the 1st of the following month, Seller must provide the Company a list by customer name and account number of the customers in Seller's Aggregation Group.
- (3) Daily nominations will be accepted in accordance with the transporting pipeline's nomination deadlines.
- (4) In order to transport gas beginning on the first day of a calendar month, Sellers must nominate to O&R by the 25th day of the preceding month.
- (5) All nominations received by O&R will be considered accepted unless the Seller is notified by O&R of a change.

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