

PSC NO: 214 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: NOVEMBER 16, 2009

LEAF: 88  
REVISION: 2  
SUPERSEDING REVISION: 1

SERVICE CLASSIFICATION NO. 6 (Continued)

J. Service Classification Revision

In the event of changes or revisions of this service classification, customer shall take and pay for service in accordance with the provisions of the revised or superseding service classification. Charges to customer shall be prorated between the superseding and the superseded rate on the basis of the actual number of days in the billing period, with the superseding charges applying to the days of service taken on and after the effective date of such change.

K. Tree Trimming

As a condition of receiving service hereunder, customer authorizes Company, insofar as it lawfully may, to trim, cut, remove, and to keep trimmed, cut and removed any and all trees and other obstructions which, in the opinion of Company, interfere with or may tend to interfere with the operation and maintenance of service hereunder. Tree trimming required for light distribution on the highway, street and/or area surfaces is a responsibility of the customer, and shall be done by customer or at customer's expense.

L. Customer Equipment Warranty Disclaimer

Company is not responsible, by inspection, if any, or non-rejection, nor in any other way gives warranty, expressed or implied, for the adequacy, safety or other characteristics of any structures, equipment, wires or luminaires, owned or maintained by customer or leased by customer from third parties.

M. Company Liability Disclaimer

Company will not be liable for any injury, casualty or damage resulting in any way from the supply or use of electricity in customer's equipment or the rental use of Company facilities.

N. Legislative Hierarchy

Service hereunder shall be deemed subject to the provisions of Section 103-A of the General Municipal Law of the State of New York as from time to time amended.

O. Service Jurisdiction

Service hereunder will be supplied by Company subject to the provisions of orders, amendments and interpretations thereof of any governmental body having authority or jurisdiction over such service, notwithstanding anything to the contrary in the rules and regulations, and the terms and conditions of service as set forth herein.

Issued by Thomas B. King, President, Syracuse, NY