

**Valley Energy, Inc.** P.S.C. No. 1 Gas  
New York Division  
Initial Effective Date: July 1, 2009

Leaf No. 73  
Revision No. 1  
Superseding Revision No. 0

## GENERAL INFORMATION

### **17. RESALE OF GAS:**

Gas service will not be supplied under any Service Classification of this rate schedule for resale, re-metering, submetering, redistribution or other re-disposition except that any customer may furnish gas for the use of his tenants or other occupants of his premises provided that the customer shall not resell, make a specific charge for, or re-meter or sub-meter (except as provided below) or measure any of the gas so redistributed or furnished.

"Landlords of industrial and commercial properties, which do not have residential tenants, may file a petition and application to the New York State Public Service Commission requesting permission to sub-meter gas usage to their tenants. Such petition and application must address the following four areas of major concern regarding the request to sub-meter: (1) safety (2) rate impact for the ultimate consumer (3) non-rate consumer protection issues, and (4) service provider and utility matters. The petition and application must also provide that the conditions preferred will be reiterated in leases.

### **18. STATE ASSESSMENT SURCHARGE:**

The rates and charges under Service Classifications 1, 4, 5 shall be increased by a surcharge to recover the Temporary State Energy And Utility Service Conservation Assessment imposed pursuant to Chapter 59 of the Laws of 2009, Public Service Law Section 18-a(6). The surcharge will be determined according to Commission "Order Implementing State Assessment" issued June 19, 2009 in Case 09-M-0311. The surcharge will be set forth on the company's State Assessment Surcharge Statement.

Issued in compliance with Commission Order issued June 19, 2009 in Case 09-M-0311

Issued by: Robert J. Crocker, President & CEO, Sayre, PA 18840