

PSC NO: 220 ELECTRICITY
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: APRIL 27, 2009

LEAF: 457
REVISION: 0
SUPERSEDING REVISION:

SERVICE CLASSIFICATION NO. 12 (Continued)

4. PROGRAM ELIGIBILITY (Continued)

4.3 Retention: Revitalization (Continued)

4.3.3 Revitalization Plan (Continued)

4.3.3.2 Demonstration of Financial Distress (Continued)

- (i) The information presented in the applicant's revitalization plan must be detailed in writing, in form and content satisfactory to the Company. The Company reserves the right to request additional information from the applicant concerning the revitalization plan. The plan should be certified to the Company by the applicant's operational and financial management.
- (j) A copy of the revitalization plan will be made available to the New York State Empire State Development Corporation (ESD), and the Company will solicit and consider ESD input on each application.

4.4 Retention: Relocation

4.4.1 Eligibility Criteria: Customers meeting the following eligibility requirements shall be eligible for discounted rates for all or part of their loads designed to respond to the competitive challenge of relocation of economic activity to other facilities not served by the Company.

- 4.4.1.1 The customer must be a Manufacturing Customer or a Service Sector Customer as defined in Sections 3.3 and 3.5; and
- 4.4.1.2 The customer must receive electric service from the Company under rate schedule SC-3, SC-3A or SC-4; and
- 4.4.1.3 The customer must have an average monthly metered Company electric demand exceeding 500 kW in the preceding twelve months, and
- 4.4.1.4 The customer must demonstrate to the Company's satisfaction that the customers relocation alternatives make it a Contestable Customer as provided in Section 4.4.2 of this service classification; and
- 4.4.1.5 The customer must demonstrate substantial public sector involvement in encouraging it to forego its relocation alternatives as provided in Section 4.4.3 of this service classification.

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