

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

LEAF: 302
 REVISION: 0
 SUPERSEDING REVISION:

FORM I
CUSTOMER SERVICE AGREEMENT
FOR SERVICE CLASSIFICATION NO. 12 (Continued)

MINIMUM BILL PROVISIONS (Applicable to SC-3, Special Provision L Customers)

A. When Electricity Supply Service Is Provided By The Company (continued)

For the purposes of determining this Minimum Price, the Company and Customer agree to use Rule 46 Electricity Supply Cost. The Company will adjust the Customer's total bill for Electric Service and/or Electricity Supply Service in any Billing Period to this Minimum Price if the Customer's bill for Electric Service and/or Electricity Supply Service in the Billing Period, as calculated in conformance with the other provisions of this Agreement, would otherwise result in a total charge in the Billing Period that would be below the Minimum Price.

Notwithstanding the foregoing, for all Agreements executed after February 15, 2001, the Company shall administer this Minimum Bill Provision on a 12 month rolling basis. Payment in excess of the Minimum Bill shall be carried forward and used to offset any Minimum Bill charges otherwise determined under this Minimum Bill Provision.

B. When Electricity Supply Service Is Not Provided By The Company

Notwithstanding any other provision of this Agreement, the Customer's total charge for Electric Service provided under this Agreement in any Billing Period shall not fall below the Minimum Price as established by the following formula:

$$\text{Minimum Price} = \sum \text{kWh}_i * \$0.01$$

Where:

kWh_i = The kWh of Electricity Service sold or delivered by the Company to the Customer in interval i.

i = Hourly interval period in the Billing Period (i =672,696,720 or 744 hours)

The Company will adjust the Customer's total bill for Electric Service in any Billing Period to this Minimum Price if the Customer's bill for Electric Service in the Billing Period, as calculated in conformance with the other provisions of this Agreement, would otherwise result in a total charge in the Billing Period that would be below the Minimum Price.

Notwithstanding the foregoing, for all Agreements executed after February 15, 2001, the Company shall administer this Minimum Bill Provision on a 12 month rolling basis. Payment in excess of the Minimum Bill shall be carried forward and used to offset any Minimum Bill charges otherwise determined under this Minimum Bill Provision.

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