

PSC NO: 214 ELECTRICITY

LEAF: 9.3

COMPANY: NIAGARA MOHAWK POWER CORPORATION

REVISION: 4

INITIAL EFFECTIVE DATE: FEBRUARY 1, 2011

SUPERSEDING REVISION: 2

STAMPED: Issued in Compliance with Order of the PSC in Case No. 10-E-0050 Issued January 24, 2011

GENERAL INFORMATION

IV. TERMS AND CONDITIONS APPLICABLE TO ALL SERVICE CLASSIFICATIONS

Provisions

A. General Provisions

1. Company Service Liability Disclaimer SC-1, 2, 3, 4, 6
As a condition of service hereunder, the 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. Company will use reasonable diligence to provide a continuous regular and uninterrupted supply of service and in event of an interruption, Company shall make a reasonable effort to restore service promptly.
2. Customer Equipment Liability Disclaimer SC-1, 2, 3, 4, 6
The Company is not responsible, liable, nor gives any warranty, expressed or implied, for the adequacy, safety or other characteristics of any structures, equipment or wires owned, installed, operated or maintained by customer or leased by customer from third parties
3. Electrical Supply Connections SC-1, 2, 3, 4, 6
The permanent or temporary connection, disconnection or reconnection of any electrical source in compliance with the designated service provided will only be made by the Company or an authorized agent. The installation of any customer equipment will comply with applicable regulations, codes, standards and Company construction standards. All contractual requirements, permits, rights-of-way and inspections shall be satisfied in a manner acceptable to the Company prior to final service being provided.
4. Excessive Damage to Company Facilities SC-1, 2, 3, 4, 6
Applicable to service classifications having Company facilities and where as excessive damage is defined as the second occurrence of service within a consecutive twelve (12) month period to facilities which become subject to excessive damage requiring extraordinary maintenance, replacement, unusually high incidents of physical damage or vandalism will require the customer to reimburse the Company for actual costs incurred for the additional maintenance and/or facility replacement performed.
5. Extension of Company Distribution Facilities SC-1, 2, 3, 4, 6
Whereas applicable service herein can only be supplied from an extension of the electric distribution system for the sole purpose of providing appropriate electric secondary supply service to the Company facilities or customer equipment defined herein and when this service is provided at the time of the installation or construction of the facilities or equipment, the customer will comply with Rule 28 of the Electric Tariff and be responsible to compensate the company as a contribution in aid of construction (CIAC) per the Company's Electric System Bulletin 120.

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