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COMPANY: THE BROOKLYN UNION GAS COMPANY REVISION: 10
INITIAL EFFECTIVE DATE: 11/03/06 SUPERSEDING REVISION: 7

STAMPS:

SERVICE CLASSIFICATION No. 17 - Continued

Annual Return on Storage Surcharge or Refund

A surcharge or refund to recover the Return on Gas in Storage undercollections or refund gas adjustment overcollections from customers served under this Service Classification shall be computed as follows:

Compare: A. Actual Transportation Customer Share of the Return on Storage

to B. Return on Gas in Storage Recoveries from Customers served under this

Service Classification

Add or Subtract C. Total Imbalance Surcharge Recoveries or Refunds from the prior year

imbalance

Current Year Imbalance = A - B + C

Divide result by forecast of Gas throughput for customers served under this Service Classification for twelve month period December 1 through November 30

The determination period to be used in the computation of the surcharge or refund shall be (1) for the Partial Gas Cost Year ending August 31, 2007, or (2) the Gas Cost Year thereafter. The surcharge or refund computation shall be filed with the Commission on or before October 15 of the calendar year in which it is to become effective.

The surcharge or refund shall be effective with the first December billing of each year.

Capacity Release Program - Winter 2000/2001

All Marketers/Direct Customers must secure primary firm delivery point capacity for the needs of their firm customers for each of the five winter months (November through March, inclusive). Such capacity shall be made available to the Marketer/Direct Customer by the Company in the manner described in Sections IV.C and V.C of the Company's Gas Transportation Operating Procedures Manual (the "Manual"). Marketers/Direct Customers electing not to participate in the Company's Capacity Release Program (described in those Sections) are required to:

- 1. Procure their own primary firm capacity to the Company's citygate for 100% of their capacity needs for each of the five winter months (November through March, inclusive); and
- 2. Submit an affidavit to the Company in each of the five winter months (November through March, inclusive) in the manner and at the time described in Sections IV.C and V.C of the Company's Manual. The affidavits will attest that the Marketer/Direct Customer has procured primary firm delivery point capacity to the Company's citygate for the applicable month. As described in the Manual, the penalty for falsifying any of the information in the affidavit will be \$.33 per Dth on the full five winter months of the Marketer=s/Direct Customer=s normalized consumption, in addition to any other applicable penalties that might be incurred by the Marketer/Direct Customer.

Issued by: John J. Bishar, Jr., Executive Vice President, General Counsel, and Secretary, Brooklyn, NY

Cancelled by supplement No. 44 effective 01/01/2008 Suspended to 01/01/2008 by order in Case 06-G-1185. See Supplement No. 43. The supplement filing date was 08/30/2007 Suspended to 09/03/2007 by order in Case 06-G-1185. See Supplement No. 42. The supplement filing date was 02/27/2007 Suspended to 03/03/2007 by order in Case 06-G-1185. See Supplement No. 41. The supplement filing date was 11/01/2006