

PSC NO: 12 GAS

LEAF: 22

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 2

INITIAL EFFECTIVE DATE: 11/03/06

SUPERSEDING REVISION: 1

STAMPS:

GENERAL INFORMATION - Continued

The company shall bear the cost of:

- a. inspecting testing and operating all facilities.
- b. maintaining, replacing or reconstructing all main and appurtenant facilities.
- c. maintaining, replacing or reconstructing the service line and appurtenant facilities necessary to serve each as if such customer were an applicant for service, unless an act or omission of the customer necessitates the replacement or reconstruction.

If an act or omission or any customer who had installed facilities necessitates the replacement or reconstruction of such facilities, the customer shall pay the Company the cost of replacement or reconstruction.

9. Liability

Bills will be rendered for gas supplied through the company's meters and the reading of each meter installed shall be deemed conclusive as to the quantity of gas delivered to the consumer, except as otherwise shown by test of such meter and except in case interference with the meter or its action with any pipe designed to convey gas to the meter.

The Company will not be liable for any injury, casualty, or damage resulting in any way from the supply or use of gas or from the presence or operation of the company's structure, equipment, wires, pipes, appliances, or devised on the consumer's premises, excepting injuries or damages resulting from the negligence of the Company.

Except for gas supplied under Service Classification for Temperature Controlled Service contained in the individual Schedules for Gas Service, the Company will endeavor at all times to provide a regular and uninterrupted supply of service, but in case the supply of service shall be interrupted or irregular or defective, or fails from causes beyond its control, or through ordinary negligence of employees, servants or agents, the Company will not be liable therefor.

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