

PSC NO: 12 GAS
COMPANY: THE BROOKLYN UNION GAS COMPANY
INITIAL EFFECTIVE DATE: 11/03/06
STAMPS:

LEAF: 60
REVISION: 2
SUPERSEDING REVISION: 1

GENERAL INFORMATION - Continued

The right of the Company to curtail or interrupt service shall be without liability to the Company, if the curtailment is not the result of gross negligence or willful misconduct on the part of the Company or is due to causes beyond the Company's control.

B Priority Categories for Temporary Curtailment of Gas Sales Service

Except as otherwise provided for elsewhere in this Schedule for Gas Service, or in any transaction conducted pursuant to an individually negotiated contract or service agreement, or pursuant to governmental mandate or authorization, curtailments of affected gas sales services (including standby or similar service) will be made in the following order of priority, with the lower numbered priorities being curtailed before the higher numbered priority:

1. Electric Generation service requirements
2. Dual-Fuel Temperature Controlled service requirements
3. Other Firm service requirements, except for Residential service requirements for domestic uses and human needs customer service requirements
4. Residential service requirements for domestic uses and human needs customer service requirements

C. Operational and Implementation Matters

1. Notwithstanding the foregoing curtailment priorities, except in the case of force majeure or short term curtailment interruptions that are addressed by Section 15B-C.6 below, the Company shall have the right to curtail transportation service for particular customer(s) whose supplier(s) fail or refuse to deliver the customer's gas supply to the Company in accordance with the requirements of this Schedule for Gas Service or when the customer(s) and/or supplier(s) fail or refuse to comply with an Operational Flow Order.

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