

PSC NO: 12 GAS

LEAF: 63

COMPANY: THE BROOKLYN UNION GAS COMPANY

REVISION: 2

INITIAL EFFECTIVE DATE: 11/03/06

SUPERSEDING REVISION: 1

STAMPS:

## GENERAL INFORMATION - Continued

## D. Relief From Curtailment in Emergency Situations

- (a) A customer subject to curtailment may seek temporary emergency relief from such curtailment to avoid or alleviate injury to persons or property, to avoid unique hardship, or to obtain the minimum level of service required for plant protection, in accordance with the requirements set forth in this section. Any customer seeking emergency relief under this section shall have the burden of establishing the nature and extent of the emergency situation and the minimum quantity of gas needed to alleviate the emergency situation. The Company shall not be liable for granting exception from curtailment under this section if such exception is based upon verified information submitted by customer to the Company. Relief provided hereunder shall be limited to the duration of the emergency situation, and where applicable, should not result in service to the customer in excess of the levels permitted under the Company's tariff or any relevant service agreement. When a customer seeks relief under this section, customer shall certify to Company by affidavit or affidavits given by individual(s) with personal knowledge of the facts:

- (1) the nature, extent and expected duration of the emergency situation;
- (2) where applicable, that all sources of gas supply available to customer have been exhausted;
- (3) where applicable, that services to the customer will be curtailed during such emergency situation to the extent required by the applicable tariff;
- (4) that no alternate fuel could be utilized to prevent or relieve such emergency situation;
- (5) the minimum quantity of gas estimated to be required to alleviate the emergency; and
- (6) to a detailed plan to prevent a recurrence of similar emergency situations.

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