

PSC NO: 219 GAS
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: 10/01/06

LEAF: 172
REVISION: 3
SUPERSEDING REVISION: 2

**SERVICE CLASSIFICATION NO. 11
LOAD AGGREGATION (CONTINUED)**

DEFINITIONS: (continued)

“Supplier Select Program” - Is defined as the distribution and delivery by the Company to the customer of natural gas furnished by the customer or by a third party on the customer’s behalf pursuant to the provisions of this Service Classification and applicable provisions of this tariff schedule.

“Suspension” - Refers to the disconnection of delivery service by the Company upon the receipt of a request from a Marketer.

“Termination” - Refers to the termination by a Marketer of its commodity service.

LIMITATION OF AVAILABILITY:

1. The Company will continue to assign DTI capacity as provided for in the Company’s Gas Rate and Restructuring Settlement Agreement dated June 12, 2000.
2. There is no limitation on participation in Daily Balancing Service Program.

ONE CUSTOMER – ONE MARKETER – ONE MARKETER SERVICE:

At any time, each customer may employ only one marketer and may participate in only one aggregation pool.

DIRECT CUSTOMER:

To be a Direct Customer, a customer must be eligible to participate in the Supplier Select Program as set forth in this Service Classification. A Direct Customer shall have all the rights and the obligations of a Marketer under this Service Classification except (1) for obligations imposed by the PSC with respect to regulatory oversight requirements as set forth in this Service Classification and (2) as otherwise expressly provided in this Service Classification.

Issued By: William F. Edwards, President, Syracuse, New York