

PSC NO: 8 GAS
NATIONAL FUEL GAS DISTRIBUTION CORPORATION
INITIAL EFFECTIVE DATE: 12/28/07
ISSUED IN COMPLIANCE WITH ORDER IN CASE NO. 07-G-0141 DATED 12/21/07.

LEAF: 191
REVISION: 3
SUPERSEDING REVISION: 1

SERVICE CLASSIFICATION No. 9

SMALL COGENERATION SALES SERVICE - Continued

MINIMUM CHARGE:

None.

TERMS OF PAYMENT:

All bills are due and are subject to a late payment charge in accordance with the provisions of Section 8.e., General Information.

Payment for gas service may also be made in the manner prescribed in Section 16 as hereinbefore set forth under General Information.

SPECIAL PROVISIONS:

1. Service is subject to the pertinent provisions of Section 20 as hereinbefore set forth under General Information.
2. Service under this Service Classification shall be separately metered. The expense of installing facilities necessary to accomplish such separate metering shall be borne by the Customer.
3. The authorized agents of the Company shall, at all reasonable times, have such free access to the premises of the Customers receiving service under this Service Classification as may be necessary to confirm that gas supplied under this Service Classification is used only in natural gas cogeneration equipment.

TERM:

Terminable by the Customer on two (2) days' notice to the Company and by the Company in the manner prescribed by law and the Rules and Regulations herein set forth.

UNAUTHORIZED DEFICIENCY IMBALANCE PENALTY:

If any Customer should take during any year a volume of gas in excess of the amount allowable under Section 20 as hereinbefore set forth under General Information, the Customer shall pay to the Company a penalty of \$3 for each Mcf of gas of such excess, which penalty shall be paid in addition to all other charges payable by the Customer hereunder.

The payment of a penalty for authorized deficiency imbalance shall not under any circumstances be considered as giving any such Customer the right to take unauthorized deficiency imbalance, not shall such payment be considered as a substitute for any other remedies available to the Company against the offending Customer for failure to respect its obligation to adhere to the provisions of its agreement with the Company.

If any Customer should take a volume of gas in contravention of curtailments imposed by the Company as contemplated in Section 20.d. of General Information, the Customer shall pay to the Company an additional penalty of \$7 for each Mcf of such gas taken in violation of such curtailment.

Issued by R. J. Tanski, President, 6363 Main Street, Williamsville, NY 14221
(Name of Officer, Title, Address)