

PSC NO: 4 - Steam
Consolidated Edison Company of New York, Inc.
Initial Effective Date: 01/01/2009

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GENERAL INFORMATION - Continued

3. General Rules, Regulations, Terms and Conditions under Which Steam Service Will Be Supplied, Applicable to and Made a Part of All Agreements for Steam Service - Continued

3.7 Termination of Service

a. Grounds for Termination, Withholding or Suspension of Service

The Company may terminate service to a Customer after sending a final notice of termination and fulfilling all other requirements of the applicable rules of the Public Service Commission:

- i. if the Customer fails to pay amounts due under a deferred payment agreement;
- ii. if the Customer fails to pay a lawfully required security deposit;
- iii. in the case of a non-residential Customer, if the Customer fails to provide reasonable access to the premises for necessary or proper purposes in connection with rendering service or removal or securing of the Company's property, provided that the Company has met the applicable requirements of the Public Service Commission's rules for obtaining access to the premises or property, the Customer has not advised the Company that the Customer does not control access, and the Customer has advised the Company of who does control access;
- iv. if the Customer fails to pay lawfully billed tariff charges, provided that unless otherwise permitted under the Public Service Commission's regulations, bills to non-residential Customers shall be restricted to service used within six years of the date of the bill first containing these charges, and bills to residential Customers shall be restricted to service rendered within the preceding 12 months; or
- v. the applicant's or Customer's installation, or part thereof, is deemed to be unsafe, inadequate or unsuitable for receiving the Company's service; or if the applicant or Customer fails to comply substantially with any applicable provision of this Rate Schedule, or with any lawful and applicable rule, regulation, order or directive of the Public Service Commission or other authorities having jurisdiction.

Upon termination of service by the Company for any of the above reasons, or upon discontinuation of service by the Customer prior to the end the term of an agreement for service, there shall become forthwith due and payable to the Company, as stipulated damages and not as a penalty, a sum equal to the Customer charge guaranteed under such agreement for the remainder of the term thereof.

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