

PSC NO: 119 ELECTRICITY
NEW YORK STATE ELECTRIC & GAS CORPORATION
Initial Effective Date: 09/01/03

Leaf: 105
Revision: 0
Superseding Revision:

GENERAL INFORMATION

7. Compliance with Directives of the New York Independent System Operator (“NYISO”):

A. Definitions - The terms used herein are defined as follows:

New York Independent System Operator (“NYISO”): An organization formed under FERC approval to provide equal access to the transmission system of New York State and to maintain system reliability, and any successor organization thereto.

B. Compliance with directives of the NYISO shall, without limitation by reason of specification, constitute a circumstance beyond the control of NYSEG for which NYSEG shall not be liable; provided, however, that NYSEG shall not be absolved from any liability to which it may otherwise be subject for gross negligence or intentional wrongdoing in the manner in which it carries out the NYISO instructions. (See Section 5 for general liability.)

8. Compliance with Discontinuance Directives from the New York State Department of Transportation (DOT):

The Corporation is required to discontinue electric service to illuminated outdoor advertising signs, displays, or devices which have been declared illegal by the DOT under Section 88(8) of the Highway Law. The DOT will reimburse the Corporation for the full cost, as defined hereunder in Paragraph 6 - Charges for Special Services, of terminating service to the subject sign, display or device.

Prior to discontinuance the Corporation must receive from the DOT a written notification and request for discontinuance of service, signed by an authorized DOT official, stating that the sign display or device has been declared a public nuisance, its owner has received 30 days' written notice to remove or conform it with the provisions of Section 88 and that the determination of DOT has not been stayed, modified or revoked. The DOT must also include in its written notification to the Corporation the anticipated removal date of the subject sign, display or device, and allow the Corporation up to 15 days following its receipt of written notice to effect the discontinuance of service.

The Corporation will discontinue service under this provision only if there will be no adverse effect on electric service supplied for any other purpose.

Issued by: James A. Lahtinen, Vice President – Rates & Regulatory Economics, Binghamton, NY