

PSC NO: 219 GAS
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: 11/01/03
STAMPS: Issued in Compliance with Order of PSC in Case 98-M-1343 dated 11/16/01.

LEAF: 179
REVISION: 1
SUPERSEDING REVISION: 0

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

MARKETER DEPOSITS AND PREPAYMENTS: (continued)

3. Marketers are required to provide notice to a new customer before the customer makes a deposit or prepayment with the Marketer. Marketers shall notify existing customers before the customer makes a deposit or prepayment with the Marketer by providing copies of revised disclosure statements and/or contracts that contain the information in the notice. Marketers must file an example of the revised disclosure statements and/or contract with the Public Service Commission prior to providing it to customers.
 - A. The information in the notice and revised disclosure statements and/or contracts would include the following:
 1. A description of the credit evidence, escrow account, or letter of credit evidence submitted by the Marketer as set forth in Rules 1a and b above;
 2. Applicable interest rate, if any;
 3. Conditions of use of customer funds;
 4. Circumstances that allow the use of funds for payment of customer bills;
 5. Conditions for return of funds to customers.
4. Any transfers of deposits obtained by the Company under Rule 2.4 will be prohibited. The Company will continue to administer its deposit policy in accordance with Rule 2.4 of this Tariff.

CURTAILMENT PLANS:

Marketers must provide to Niagara Mohawk a copy of their plan for curtailment of their customers in the event of inadequate gas supplies.

ENROLLMENT GUIDELINES:

1. A customer desiring to take service under the Supplier Select Program will select an eligible Marketer and provide the Marketer with any necessary enrollment information. By authorizing the Marketer to enroll the customer in the Supplier Select Program, the customer appoints the Marketer as the customer's agent for purposes of enrollment in the Supplier Select Program, for nominating gas on the Company's system, and for providing and receiving information regarding the customer. The Company may, without any liability to the customer, rely on information submitted by the Marketer as the customer's representative.
2. The Marketer will electronically submit the customer's enrollment information to the Company. At a minimum, the enrollment will indicate the name and service mailing addresses of the customer and the customer's current account number for the service.
 - A. In the event the Company receives more than one electronic enrollment with the same commencement date for a particular customer, the Company will automatically enroll the customer with the Marketer who submitted the first enrollment. All subsequent enrollments with the same commencement date will be rejected.

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