

PSC No: 16 - Gas
Rochester Gas and Electric Corporation
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GENERAL INFORMATION

5. DISCONTINUANCE OF SERVICE (Cont'd)

H. VOLUNTARY DISCONTINUANCE OF SERVICE BY THE MARKETER

- (1) A Marketer may discontinue operations (in whole or significant part) in the Company's franchise area at will (subject to any penalties or sanctions that may arise due to contractual obligations), upon submission of a written Discontinuance of Service Form (or switch request) to the Company and notice to the Marketer's Customers at least fifteen (15) calendar days prior to the discontinuance date. The notice to Customers shall inform them:
 - (a) That the discontinuance shall occur on the first of the month or the next scheduled meter read date after the notice period expires, or the Company may estimate the readings at the discontinuance date or provide for a special meter read;
 - (b) Of their option either to select another Marketer or to return to regulated utility service;
 - (c) That if they do select another Marketer, such Marketer will file Customer Enrollment Forms with the Company on their behalf, and there will be no fee charged by the Company for the switches;
 - (d) That after the discontinuance and unless and until new Marketers are selected and the switches are completed, the Service Point will be transferred to the equivalent service classification in this Tariff, unless the Company has notified the Customer that delivery services will be terminated on or before the discontinuance date; and
 - (e) That there will be no switching fee charged by the Company to the Customer for a switch back to the Company, whether as an interim measure until a new Marketer is selected or as a permanent action.
- (2) The Company must, within five (5) calendar days of the notice from the Marketer, also send a notice to the Customers containing the same information as required above, but also providing a list with names and telephone numbers of qualified Marketers.
- (3) If the Company learns that a Marketer has left the franchise area without giving the proper notice to Customers and to the Company in accordance with the above requirements prior to discontinuing operations, the Company shall immediately inform the Public Service Commission and then if directed, notify all of the Marketer's Customers that effective immediately their service is being provided by the Company under this Tariff, and that payment for such service from the date of the notice until a subsequent switch takes place must be made to the Company.
- (4) Customers will be transferred to the Marketer that they select, or to the Company's regulated retail service if no Marketer was selected, on the first day of the month or the next scheduled meter read date following the discontinuance date.
- (5) If the Marketer does not give notice to its Customers and to the Company in accordance with the above requirements prior to discontinuing operations, the Marketer may be determined ineligible by the PSC to sell natural gas to Customers and/or may be assessed a monetary penalty by the PSC.
- (6) Upon the discontinuance of a Marketer, the Marketer shall remain responsible for payment or reimbursement of any and all sums owed under the tariff or under any tariffs on file with the FERC, and service agreements relating thereto, or under any agreements between the Marketer and the Company. The Marketer shall also remain obligated to Customers to the extent provided for in any contracts with them.
- (7) Upon receipt of a switch request from a Marketer following the discontinuance notice, the Company will verify the intended switch with the Customer in accordance with the provisions of Rule 2.A.(3)(g) of this tariff shall apply.

(Continued on next leaf)

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