

PSC NO: 90 Gas
NEW YORK STATE ELECTRIC & GAS CORPORATION
Initial Effective Date: 2/19/04

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GENERAL INFORMATION

8. BILLING AND COLLECTIONS: (CONT'D)

E. Termination of Service: (Cont'd)

(11) Marketer/ESCO Initiated Suspension of Service to Residential Customers Receiving a Consolidated Bill

For customers receiving a consolidated bill pursuant to Schedule PSC No. 88 - Gas, Section 32, a Marketer may request suspension of delivery service for a period of not more than one (1) year from the commodity termination date where a customer fails to pay the Marketer for commodity service. The rules and requirements for ESCOs requesting such suspensions are set forth in Section 9 of the UBP Addendum, contained in Schedule PSC No. 88 - Gas, as the same may be revised, modified, amended, clarified, supplemented or superseded. In the event the gas service to a residential customer, to a multiple-family dwelling, or to a two-family dwelling was terminated by a Marketer as a result of non-payment of commodity charges by the customer, NYSEG shall suspend the provision of delivery services (i.e. disconnect delivery service) and the provision of any other related services to such customer if:

- a) NYSEG is notified by the Marketer of the termination of commodity service in such manner and form as the Commission requires.
- b) Except in the case of a service to a multiple dwelling pursuant to Section 33 of the Public Service Law as the same may be revised, modified, amended, clarified, supplemented or superseded, such customer was billed using a billing system in which all charges for service were present on a consolidated bill;
- c) NYSEG provided delivery service to the customer at the time of the termination of commodity service;
- d) Marketer confirms that it is able to and will take all actions within its control necessary to resume the provision of gas commodity service to such customer in accordance with the agreement for such service between the Marketer and such customer, if the customer makes full payment of the amount of arrears that were the basis for the termination of commodity service;
- e) The Marketer implementing the termination of commodity service has not assigned its right to obtain payment of the arrears to an entity that is not a utility for purposes of Article 2 of Public Service Law; and
- f) Less than one year has elapsed since such termination of commodity service has occurred.

NYSEG will rely on the Marketer's Commission-approved notice of termination of commodity service as proof of Marketer compliance with HEFPA. NYSEG will accept a request for suspension of delivery service submitted by a Marketer in the PSC authorized format. Prior to submitting a request for suspension, the Marketer shall complete all HEFPA requirements, including DPA offers, check for medical hardship, and 72 hours notice. Upon receipt of a Marketer suspension request, NYSEG will follow any HEFPA procedures required prior to discontinuance of delivery service, and may refuse to initiate suspension, if necessary, for the protection of customers or where such suspension would be improper. NYSEG will inform the Marketer of any impediments to completing the suspension.

Issued in compliance with orders in Case 98-M-1343 dated November 21, 2003 and December 19, 2003, and Cases 99-M-0631 and 03-M-0117 dated December 5, 2003 and December 19, 2003.

ISSUED BY: James A. Lahtinen, Vice President Rates and Regulatory Economics, Binghamton, New York