

PSC NO. 4 GAS LEAF: 152.3  
ORANGE AND ROCKLAND UTILITIES, INC. REVISION: 0  
INITIAL EFFECTIVE DATE: February 19, 2004 SUPERSEDING REVISION:  
Issued in compliance with Orders of the Public Service Commission dated  
December 19, 2003 in Case Nos. 98-M-1343, 99-M-0631, and 03-M-0017.

**SERVICE CLASSIFICATION NO. 11****CAPACITY OPTIONS FOR SELLERS: - (Cont'd.)**

Capacity Option A - Capacity Released by the Company - (Cont'd.)

shown on the "Statement of Rates to Qualified Sellers and Firm Transporters of Gas".

The capacity released to the Seller will be recalled by the Company if: (1) the MAX ADCQ applicable to firm customers served by the Seller behind the Company's citygate decreases; (2) the Seller fails to comply with the terms and conditions of this Rate Schedule, and/or the Company's Gas Transportation Operating Procedures; or (3) the Seller fails to comply with an interstate pipeline company's capacity release provisions. The Company may also recall capacity in the event of non-performance by Seller as specified in Special Provision B below.

The Seller shall indemnify the Company from all losses and damages resulting from the actions or inactions of the Seller under the Capacity Release Service Agreement with the Company and the pipeline service agreement(s). The Seller, acting as the customer's agent, shall also warrant title to the gas transported under these agreements.

Issued By: John D. McMahon, President, Pearl River, New York  
(Name of Officer, Title, Address)