Received: 12/30/2003
Status: CANCELLED
Effective Date: 01/01/2004

SERVICE CLASSIFICATION No. 21 (Continued)

Term:

Terminable by Customer on two days' written notice to the Company and by the Company in the manner provided by law and the rules and regulations set forth in the Company's Schedule for Gas Service on file with the Public Service Commission.

Special Provisions:

(a) For purposes of this Schedule for Gas Service, cogeneration and distributed generation means the on-site sequential production of electricity and/or mechanical energy and useful form of thermal energy from a single input energy source. Customer may not use the output of the unit to any other customer.

(b) Prior to receiving gas service under this service classification, Customers shall be required to certify to the Company that installed cogeneration equipment would meet the requirements for qualification under Part 292 of title 18 of the Code of Federal Regulations or as a "cogeneration facility" as defined in Section 2 of the New York Public Service Law.

(c) The Company reserves the right to accept only such applications under this service classification as will, in the Company's sole judgement, permit it to sell the gas it has available for sale without requiring an unreasonable or uneconomic extension of facilities.

(d) In no event shall the Company be obligated to incur any additional costs for additional facilities necessary to provide transportation service hereunder. Nonetheless, in the event the Company elects to incur such costs, the costs of any additional facilities, including but not limited to any necessary telemetering equipment, that in the Company's sole judgment are required or must be incurred by the Company to provide transportation service, shall be the sole responsibility of the Customer, and shall be payable in full prior to the initiation of service hereunder. The Company may require Customer to provide security such as a letter of credit or other security in such form and amount that is acceptable to the Company in its sole discretion, prior to incurring any additional facilities costs.

(e) For purposes of this Schedule for Gas Service, the rates as set by the Company on January 1, 2004 shall remain unchanged for a minimum of three years.

Issued by: John J. Bishar, Jr., Senior Vice President, General Counsel and Secretary, Brooklyn, NY

Cancelled by 2 Rev. Leaf No. 427.30 Effective 04/08/2004